



Pot Pourri of legal issues on e-learning

These slides and related presentation do not constitute legal advice. Specific legal advice should be taken on every occasion.

E-learning student contract

- ❖ Customisation of the Student Handbook
- ❖ Jurisdictional issues
- ❖ Disclaimers and “those hidden rules”
- ❖ Charters, partnerships, promises, pledges and such wooliness



Electronic Records

- ❖ E-mails - they can really count!
- ❖ Unsolicited emails
- ❖ Data Protection

Intellectual Property Rights

Pub Quiz

- ❖ Name me three intellectual property rights
- ❖ Do you have to register intellectual property rights?
- ❖ What's Cliff Richards' problem?
- ❖ What's the age of Adrian's mum?

Intellectual Property Rights

- ❖ Digitisation
- ❖ “Fair dealing”
- ❖ Trade marking strategy

Plagiarism

- ❖ Additional challenges of an e-learning environment
- ❖ The Michael Gunn case
- ❖ Students with different ideas on plagiarism
- ❖ Joint project work
- ❖ Stereotyping and “positive profiling”

Equal Opportunities Issues

- ❖ Common theme to student complaints and appeals
- ❖ Bringing together diverse views on equal opportunities
- ❖ Harassment can be by electronic means alone
- ❖ Protection from Harassment Act 1997 and vicarious liability

Sexual harassment

The Sex Discrimination Act describes sexual harassment as:

- ❖ unwanted conduct on the [grounds of] a woman or man's sex or unwanted verbal, non-verbal or physical conduct of a sexual nature or unwanted conduct on the ground of the recipient's rejection of or submission to the conduct described above
- ❖ that has the purpose or effect of (1) violating the recipient's dignity or (2) creating an intimidating, hostile, degrading, humiliating, or offensive environment for the recipient

Conduct will be taken to have had that effect on the recipient if, having regard to all the circumstances, including in particular his or her perception of it, it can be reasonably considered as having that effect.

- ❖ Dealing with electronic "close personal relationships"