

LAWS 3082 PROPERTY LAW

Credit Points 10

Coordinator Kumar De Silva ([https://directory.westernsydney.edu.au/search/name/Kumar De Silva/](https://directory.westernsydney.edu.au/search/name/Kumar%20De%20Silva/))

Description This subject deals with concepts of property and the nature of property rights including the boundaries between property and other rights and the boundaries between different forms of property. The subject's content includes the doctrine of tenure and estates, native title, and legal and equitable interests in land. Specific topics to be covered include personal property and securities, mortgages, leases, easements and profits a prendre, co-ownership, systems of statutory registration of interests in property and the principles for resolving conflicting proprietary interests (priorities).

School Law

Discipline Law, Not Elsewhere Classified.

Student Contribution Band HECS Band 4 10cp

Check your HECS Band contribution amount via the Fees (https://www.westernsydney.edu.au/currentstudents/current_students/fees/) page.

Level Undergraduate Level 3 subject

Pre-requisite(s) 200977 Fundamentals of Australian Law AND 200011 Contracts

Equivalent Subjects 200012 Property Law

Learning Outcomes

1. Identify legal issues relating to property and explain and analyse concepts and principles of Australian property law.
2. Apply legislation and legal principles of Australian property law to provide advice in relation to proprietary interests and disputes.
3. Explain the development of property law, including Australian Native Title law, and critically evaluate its significance in a social justice framework.
4. Demonstrate an understanding of the operation of, and assumptions that underlie Australian property law in historical, political, social, economic, cultural and ethical contexts.
5. Display clear and logical structure, using accurate citation, grammar and punctuation in written work

Subject Content

1. The concept of property
2. The boundaries between different types of property
3. Personal Property and Securities
4. Possession and limitations of actions
5. Leases
6. Mortgages
7. Native Title
8. The acquisition and transfer of interests in land
9. Torrens title indefeasibility and exceptions
10. Priority ordering for the resolution of disputes between competing proprietary interests
11. Co-ownership

Assessment

The following table summarises the standard assessment tasks for this subject. Please note this is a guide only. Assessment tasks are regularly updated, where there is a difference your Learning Guide takes precedence.

Type	Length	Percent	Threshold	Individual/Group Task
Quiz	Best 2 of 3 quizzes	20	N	Individual
Essay	1,500 words	35	N	Individual
Final Exam	24 hour take home exam	45	N	Individual

Prescribed Texts

- Gray et al, *Property Law in NSW* (LexisNexis, 5th ed, 2022)
- Edgeworth, Brendan, Christopher Rossiter, Pamela O'Connor, Andrew Godwin and Leon Terril, *Sackville & Neave Australian Property Law* (Lexis Nexis, 11th ed, 2020).

Teaching Periods

Autumn (2022)

Campbelltown

Evening

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View timetable (https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3082_22-AUT_CA_E#subjects)

Parramatta - Victoria Rd

Day

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Evening

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Autumn (2023)

Online

Online

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Parramatta - Victoria Rd

On-site

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View timetable (https://classregistration.westernsydney.edu.au/odd/timetable/?subject_code=LAWS3082_23-AUT_PS_1#subjects)