

JUST 2011 LAW OF COMMERCIAL OBLIGATIONS

Credit Points 10

Legacy Code 200554

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Description This subject replaced by LAWS 2016 Law of Commercial Obligations from Spring 2023. This subject introduces students to the Australian laws governing transactions involving the transfer, registration and use of property. Focusing on commercial applications students will consider laws governing real, intellectual and personal property including topics such as registration requirements under the Torrens title system and the Personal Property Securities Act (PPSA) as well as enforceability and alienation of proprietary interests, leases and deeds, and subsidiary interests such as covenants and easements.

School Law

Discipline Legal Studies

Student Contribution Band HECS Band 4 10cp

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

Level Undergraduate Level 2 subject

Pre-requisite(s) LAWS 1001

Learning Outcomes

On successful completion of this subject, students should be able to:

1. Differentiate proprietary interests in the Australian legal system;
2. Critically analyse and assess the legal framework that governs property transactions in Australia;
3. Articulate the legal rights, obligations and liabilities of parties to commercial transactions involving proprietary interests;
4. Apply relevant legal concepts to practical property law problems.

Subject Content

- The concept of property in Australian Law, including Intellectual property
- Torrens title system
- The PPSA (personal property Securities act)
- Registration and transfer of proprietary interests
- Enforceability and alienation of proprietary interests
- commercial leases
- Subsidiary interests including covenants, Easements

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	Mandatory
Quiz	5 quizzes, best 4/5	25	N	Individual	N

Short Answer	1,500 words	25	N	Individual	N
Final Exam	2 hours	50	Y	Individual	Y

Prescribed Texts

- Edgeworth B, et al, Sackville and Neave Australian Property Law (LexisNexis, 11th ed, 2021)
- Duggan A, Australian Personal Property Securities Law (LexisNexis, 3rd ed, 2021)