

# LAWS 3082 PROPERTY LAW

**Credit Points** 10

**Coordinator** Pamela Devery ([https://directory.westernsydney.edu.au/search/name/Pamela Devery/](https://directory.westernsydney.edu.au/search/name/Pamela%20Devery/))

**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 fees via the Fees ([https://www.westernsydney.edu.au/currentstudents/current\\_students/fees/](https://www.westernsydney.edu.au/currentstudents/current_students/fees/)) page.

**Level** Undergraduate Level 3 subject

**Pre-requisite(s)** LAWS 1003 Fundamentals of Australian Law AND LAWS 2003 Contracts

**Equivalent Subjects** 200012 Property Law

## Learning Outcomes

After successful completion of this subject, students will be able to:

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	15 minutes per quiz	20	N	Individual
Essay	1,500 words	30	N	Individual
Final Exam	2 hours	50	N	Individual

Prescribed Texts

- 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 (2024)

### Campbelltown

#### On-site

**Subject Contact** Pamela Devery ([https://directory.westernsydney.edu.au/search/name/Pamela Devery/](https://directory.westernsydney.edu.au/search/name/Pamela%20Devery/))

View timetable ([https://classregistration.westernsydney.edu.au/even/timetable/?subject\\_code=LAWS3082\\_24-AUT\\_CA\\_1#subjects](https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3082_24-AUT_CA_1#subjects))

#### Online

#### Online

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View timetable ([https://classregistration.westernsydney.edu.au/even/timetable/?subject\\_code=LAWS3082\\_24-AUT\\_ON\\_2#subjects](https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3082_24-AUT_ON_2#subjects))

### Parramatta - Victoria Rd

#### On-site

**Subject Contact** Pamela Devery ([https://directory.westernsydney.edu.au/search/name/Pamela Devery/](https://directory.westernsydney.edu.au/search/name/Pamela%20Devery/))

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