



**UNSW**  
SYDNEY

Australia's  
Global  
University

# Built Environment

REST0019  
Real Property Law



Course Outline – Term 3, 2020

## Disclaimer

Information within this document is subject to change. The full and most accurate course outline will be available in Moodle closer to the start of the term in which the course is offered.

## 1. COURSE STAFF

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## 2. COURSE DETAILS

<b>Credit Points</b>	6 units of credit (uoc)
<b>Workload</b>	Approx. 150 hours including class contact hours, weekly individual and group online learning activities, readings, class preparation, and assessment activities.
<b>Teaching Times and Location</b>	Find details in timetable <a href="http://www.timetable.unsw.edu.au">http://www.timetable.unsw.edu.au</a>

## Description

This course introduces students to the fundamental concepts of both commercial law and real property, providing an overview of the operation of the Australian legal system and foundational concepts in contract, tort and business law as well as a more detailed examination of legal doctrines, principles and rules governing property, land, tenure, title, possession, estates, successive and concurrent interests, priorities, covenants, easements, mortgages, charges and caveats for the purpose of equipping students to navigate dealings in land in NSW including the acquisition, sale, valuation, use and development of land as well as the resolution of disputes in relation to land.

## Aims

This course enables students to explore and gain further understanding of:

- The operation of fundamental principles of commercial law underpinning the framework of real property law through the investigation of contract, tort and business law in the context of the Australian legal system.
- The statutory and jurisprudential principles and rules determining the entitlements and obligations incidental to proprietary interests recognised by real property law and their practical application to dealings in land in NSW in the context of property development.

## Course Learning Outcomes (CLOs)

At the successful completion of this course, you will be able to:

1. Discuss the sources, historical and legal underpinnings, and means of accessing on-going development of real property law and jurisprudence in NSW and Australia.
2. Explain the fundamental jurisprudence of the nature of 'property', 'ownership', 'possession' and 'title' and other key land-related legal concepts and practices.
3. Explain the key concepts and doctrines of fixtures, estate, titles (possessory, proprietary and native), and equity and the law of acquisition and assurances of concurrent and successive interests, including priorities, fraud, and encumbrances in relation to land.
4. Evaluate differing types of land 'ownership' and other related rights, responsibilities and restrictions in NSW and Australia.
5. Apply the jurisprudence, law, principles and practices involved in the valuation, sale, use, and development of land.
6. Apply land related dispute resolution.

## 3. ASSESSMENT

Assessment task	Weight	CLOs Assessed
1. Test - Online Quiz	10%	1 ,2 ,4
2. Report - Memorandum of Advice, individual report	40%	2 ,3 ,4 ,5
3. Exam - Final examination	50%	1 ,2 ,3 ,4 ,5

## 4. COURSE IMPROVEMENT AND FEEDBACK

Feedback from students is an integral part of improving courses and teaching approaches. One of the primary mechanisms of feedback is myExperience, which we strongly urge all students to complete at the end of term. Course convenors use the feedback to make ongoing improvements to the course. This is communicated in Moodle in the myFeedback Matters page.