



UNSW Course Outline

REST0019 Real Property Law - 2024

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General Course Information

Course Code : REST0019

Year : 2024

Term : Term 3

Teaching Period : T3

Is a multi-term course? : No

Faculty : Faculty of Arts, Design and Architecture

Academic Unit : School of Built Environment

Delivery Mode : Multimodal

Delivery Format : Standard

Delivery Location : Kensington

Campus : Sydney

Study Level : Postgraduate

Units of Credit : 6

Useful Links

[Handbook Class Timetable](#)

Course Details & Outcomes

Course Description

In this course, you will learn concepts of commercial law and real property.

Material covered in this course includes foundational concepts in contract, tort and business law,

examination of legal doctrines, principles and rules governing property, land, tenure, title, possession, estates, successive and concurrent interests, priorities, covenants, easements, mortgages.

You will also learn about acquisition, sale, valuation, use and development of land as well as the resolution of disputes in relation to land to provide an overview of the operation of the Australian legal system.

Course Learning Outcomes

Course Learning Outcomes
CLO1 : Discuss the historical and legal underpinnings of real property law and jurisprudence in NSW and Australia
CLO2 : Explain land-related legal concepts and practices in NSW and Australia.
CLO3 : Evaluate land-related legal responsibilities and restrictions in NSW and Australia.
CLO4 : Apply land-related legal principles and practices in the valuation, sale, use, and development of land.

Course Learning Outcomes	Assessment Item
CLO1 : Discuss the historical and legal underpinnings of real property law and jurisprudence in NSW and Australia	<ul style="list-style-type: none">• Online Quiz• Final Exam
CLO2 : Explain land-related legal concepts and practices in NSW and Australia.	<ul style="list-style-type: none">• Memorandum of Advice• Online Quiz• Final Exam
CLO3 : Evaluate land-related legal responsibilities and restrictions in NSW and Australia.	<ul style="list-style-type: none">• Memorandum of Advice• Online Quiz• Final Exam
CLO4 : Apply land-related legal principles and practices in the valuation, sale, use, and development of land.	<ul style="list-style-type: none">• Memorandum of Advice• Final Exam

Learning and Teaching Technologies

Moodle - Learning Management System | Blackboard Collaborate | Echo 360

Assessments

Assessment Structure

Assessment Item	Weight	Relevant Dates
Online Quiz Assessment Format: Individual	10%	Start Date: Not Applicable Due Date: Not Applicable
Memorandum of Advice Assessment Format: Individual	40%	Start Date: Not Applicable Due Date: Not Applicable
Final Exam Assessment Format: Individual	50%	

Assessment Details

Online Quiz

Assessment Overview

You will be tested on legal knowledge in real property law and jurisprudence, as well as different types of ownership and related rights, responsibilities and restrictions in NSW and Australia. Feedback will be provided upon completion of the quiz.

Course Learning Outcomes

- CL01 : Discuss the historical and legal underpinnings of real property law and jurisprudence in NSW and Australia
- CL02 : Explain land-related legal concepts and practices in NSW and Australia.
- CL03 : Evaluate land-related legal responsibilities and restrictions in NSW and Australia.

Generative AI Permission Level

No Assistance

This assessment is designed for you to complete without the use of any generative AI. You are not permitted to use any generative AI tools, software or service to search for or generate information or answers.

For more information on Generative AI and permitted use please see [here](#).

Memorandum of Advice

Assessment Overview

You will write a 2,500 word report investigating a real property law related problem. Grading will be done against assessment criteria accompanied by written feedback.

Course Learning Outcomes

- CLO2 : Explain land-related legal concepts and practices in NSW and Australia.
- CLO3 : Evaluate land-related legal responsibilities and restrictions in NSW and Australia.
- CLO4 : Apply land-related legal principles and practices in the valuation, sale, use, and development of land.

Generative AI Permission Level

No Assistance

This assessment is designed for you to complete without the use of any generative AI. You are not permitted to use any generative AI tools, software or service to search for or generate information or answers.

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Final Exam

Assessment Overview

You will be tested in an exam covering the concepts of commercial law and real property.

Course Learning Outcomes

- CLO1 : Discuss the historical and legal underpinnings of real property law and jurisprudence in NSW and Australia
- CLO2 : Explain land-related legal concepts and practices in NSW and Australia.
- CLO3 : Evaluate land-related legal responsibilities and restrictions in NSW and Australia.
- CLO4 : Apply land-related legal principles and practices in the valuation, sale, use, and development of land.

Detailed Assessment Description

The final exam will determine your knowledge of the whole of the content of the subject, covering all topic areas.

Generative AI Permission Level

No Assistance

This assessment is designed for you to complete without the use of any generative AI. You are not permitted to use any generative AI tools, software or service to search for or generate information or answers.

For more information on Generative AI and permitted use please see [here](#).

General Assessment Information

Use of Generative Artificial Intelligence (AI)

Simple editing assistance for assessment task, you may use standard editing and referencing software, but not generative AI. You are permitted to use the full capabilities of the standard software to answer the question (e.g. Microsoft Office suite, Grammarly, etc.). If the use of generative AI such as ChatGPT is detected, it will be regarded as serious academic misconduct and subject to the standard penalties, which may include 00FL, suspension and exclusion.

Grading Basis

Standard

Course Schedule

Teaching Week/Module	Activity Type	Content
Week 1 : 9 September - 15 September	Lecture	Introduction: Background to law in construction and property industry, Australian legal system, Sources & Types of Law, Separation of Powers
Week 2 : 16 September - 22 September	Lecture	Principles of contract law, tort and equity relevant to construction and property law; Misleading and Deceptive conduct.
Week 3 : 23 September - 29 September	Lecture	Overview of law and project life cycle, project feasibility, tendering, contracting methodologies, forms of contract, risk allocation and insurance
Week 4 : 30 September - 6 October	Lecture	Key legal concepts in construction contracts – Role of the Superintendent, Time, Program and Liquidated Damages
Week 5 : 7 October - 13 October	Lecture	Key legal concepts in construction contracts – Cost, Payment, Security and Security of Payment Legislation
Week 6 : 14 October - 20 October	Other	Flexibility Week –no scheduled classes
Week 7 : 21 October - 27 October	Lecture	Key legal concepts in construction contracts – Quality, Completion, Defects, Design and Intellectual Property
Week 8 : 28 October - 3 November	Lecture	Key legal concepts in construction contracts – Variations and Adjustment Events, including those affecting the Site and Force Majeure
Week 9 : 4 November - 10 November	Lecture	Key legal concepts in construction contracts – Liability, Proportionate Liability, Warranties, Indemnities, Disputes and Dispute Resolution
Week 10 : 11 November - 17 November	Lecture	Key legal concepts from property law relevant to construction; Other relevant regulation of construction and property projects, including industrial relations, employment, work, health and safety, modern slavery, personal property and securities

Attendance Requirements

Students are strongly encouraged to attend all classes and review lecture recordings.

Course Resources

Course Evaluation and Development

We encourage and support students to maintain regular contact with the course convenor to provide informal feedback throughout the course. For specific issues or detailed feedback, please arrange a meeting with the course convenor via email.

In this course there is an option for students to provide anonymous feedback via the course's

Moodle page, which is directly sent to the convenor. As a final step, students are invited to share their insights and experiences by completing the MyExperience survey. The feedback gathered each year is integral to the continuous enhancement and development of the course.

Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
Convenor	Mohammed Hammad		ABL H13		BY APPOINTMENT, VIA EMAIL	No	Yes

Other Useful Information

Academic Information

For essential student information relating to:

- UNSW and Faculty policies and procedures;
- Student Support Services;
- Student equity and disability;
- Special Consideration in the event of illness or misadventure;
- Examination information;
- Review of results;

Please see: <https://www.unsw.edu.au/arts-design-architecture/student-life/resources-support/protocols-guidelines>

Academic Honesty and Plagiarism

Plagiarism is using the words or ideas of others and presenting them as your own. It can take many forms, from deliberate cheating to accidentally copying from a source without acknowledgement.

UNSW groups plagiarism into the following categories:

- Copying: Using the same or very similar words to the original text or idea without acknowledging the source or using quotation marks. This includes copying materials, ideas or concepts from a book, article, report or other written document, presentation, composition, artwork, design, drawing, circuitry, computer program or software, website, internet, other electronic resource, or another person's assignment without appropriate acknowledgement.
- Inappropriate paraphrasing: Changing a few words and phrases while mostly retaining the

original information, structure and/or progression of ideas of the original without acknowledgement. This also applies in presentations where someone paraphrases another's ideas or words without credit and to piecing together quotes and paraphrases into a new whole, without appropriate referencing.

- Collusion: Working with others but passing off the work as a person's individual work. Collusion also includes providing your work to another student for the purpose of them plagiarising, paying another person to perform an academic task, stealing or acquiring another person's academic work and copying it, offering to complete another person's work or seeking payment for completing academic work.
- Inappropriate citation: Citing sources which have not been read, without acknowledging the "secondary" source from which knowledge of them has been obtained.
- Duplication ("self-plagiarism"): Submitting your own work, in whole or in part, where it has previously been prepared or submitted for another assessment or course at UNSW or another university.

The UNSW Academic Skills support offers resources and individual consultations. Students are also reminded that careful time management is an important part of study. One of the identified causes of plagiarism is poor time management. Students should allow sufficient time for research, drafting and proper referencing of sources in preparing all assessment items. UNSW Library has the ELISE tool available to assist you with your study at UNSW. ELISE is designed to introduce new students to studying at UNSW, but it can also be a great refresher during your study.

Completing the ELISE tutorial and quiz will enable you to:

- analyse topics, plan responses and organise research for academic writing and other assessment tasks
- effectively and efficiently find appropriate information sources and evaluate relevance to your needs
- use and manage information effectively to accomplish a specific purpose
- better manage your time
- understand your rights and responsibilities as a student at UNSW
- be aware of plagiarism, copyright, UNSW Student Code of Conduct and Acceptable Use of UNSW ICT Resources Policy
- be aware of the standards of behaviour expected of everyone in the UNSW community
- locate services and information about UNSW and UNSW Library

Use of AI for assessments

As AI applications continue to develop, and technology rapidly progresses around us, we remain committed to our values around academic integrity at UNSW. Where the use of AI tools, such as ChatGPT, has been permitted by your course convener, they must be properly credited and your

submissions must be substantially your own work.

In cases where the use of AI has been prohibited, please respect this and be aware that where unauthorised use is detected, penalties will apply.

[Use of AI for assessments | UNSW Current Students](#)

Submission of Assessment Tasks

Assessment tasks must be submitted electronically via either Turnitin or a Moodle assignment. In instances where this is not possible, alternative submission details will be stated on your course's Moodle site. For information on how to submit assignments online via Moodle: <https://student.unsw.edu.au/how-submit-assignment-moodle>

Late Submission Penalty

UNSW has a standard late submission penalty of:

- 5% per calendar day,
- for all assessments where a penalty applies,
- capped at five calendar days (120 hours) from the assessment deadline, after which a student cannot submit an assessment, and
- no permitted variation.

Students are expected to manage their time to meet deadlines and to request [Special Consideration](#) as early as possible before the deadline. Support with [Time Management is available here](#).

Important note: UNSW has a “fit to sit/submit” rule, which means that if you sit an exam or submit a piece of assessment, you are declaring yourself fit to do so and cannot later apply for Special Consideration. This is to ensure that if you feel unwell or are faced with significant circumstances beyond your control that affect your ability to study, you do not sit an examination or submit an assessment that does not reflect your best performance. Instead, you should apply for Special Consideration as soon as you realise you are not well enough or are otherwise unable to sit or submit an assessment.

School Contact Information

beadmin@unsw.edu.au