

Course Outline

Code: LAW205 Title: Property A

School: USC Law School
Teaching Session: Semester 1
Year: 2019

Course Coordinator: Dr Ben Wardle
Office No: JG.03H
Phone No: +61 7 5456 3481
Email: bwardle@usc.edu.au

Course Moderator: Associate Professor Kelley Burton
Email: kburton3@usc.edu.au

Please go to the USC website for up to date information on the teaching sessions and campuses where this course is usually offered.

1. What is this course about?

1.1 Description

The course introduces you to the elements of real and personal property law in Australia, and develops your skills in finding, interpreting and applying cases and legislation. The course covers the concept, purpose and categories of property; the interface between contractual and property rights; real and personal property and fixtures; present and future freehold interests; leases; native title; possession as a source of title; introduction to the Torrens system of registration; modes of creating and transferring property rights in law and equity; equitable interests; co-ownership.

1.2 Field trips, WIL placements or activities required by professional accreditation

| Activity | Details |
|----------|---------|
| N/A | N/A |

2. What level is this course?

200 level Developing – Applying broad and/or deep knowledge and skills to new contexts. May require pre-requisites and introductory level knowledge/skills. Normally undertaken in the 2nd or 3rd year of an undergraduate program.

3. What is the unit value of this course?

12 units

4. How does this course contribute to my learning?

| Specific Learning Outcomes On successful completion of this course, you should be able to: | Assessment tasks You will be assessed on the learning outcomes in task/s: | Graduate Qualities or Professional Standards mapping Completing these tasks successfully will contribute to: |
|--|---|--|
| Analyse facts to identify legal issues in property law | 2 and 3 | Empowered |
| Develop arguments and apply principles of property law | 2 and 3 | Knowledgeable |
| Demonstrate understanding of property law principles | 1,2 and 3 | Knowledgeable |
| Develop your ability to communicate effectively and persuasively | 2 and 3 | Creative and critical thinkers |

5. Am I eligible to enrol in this course?

Refer to the [USC Glossary of terms](#) for definitions of “pre-requisites, co-requisites and anti-requisites”.

5.1 Enrolment restrictions

Enrolled in Law program

5.2 Pre-requisites

LAW102

5.3 Co-requisites

Nil

5.4 Anti-requisites

Nil

5.5 Specific assumed prior knowledge and skills (where applicable)

Legal rules for the formation of contracts

6. How am I going to be assessed?

6.1 Grading scale

Standard – High Distinction (HD), Distinction (DN), Credit (CR), Pass (PS), Fail (FL)

6.2 Details of early feedback on progress

In week 3 there is a practice quiz to ensure you understand the requirements of the 3 assessable quizzes.

6.3 Assessment tasks

| Task No. | Assessment Product | Individual or Group | Weighting % | What is the duration / length? | When should I submit? | Where should I submit it? |
|----------|--------------------|---------------------|-------------|-----------------------------------|----------------------------|--|
| 1 | Quiz/zes | Individual | 15% | 3 multiple choice quizzes | Weeks 5,7 and 9 | Online Assignment Submission with Plagiarism check |
| 2 | Written Piece | Individual | 35% | 1500 words | Week 10 | Online Assignment Submission with Plagiarism check |
| 3 | Examination | Individual | 50% | 2 hours plus 30 mins reading time | Central examination period | Exam Venue |
| | | | 100% | | | |

Assessment 1: Pre-tutorial quizzes

| | |
|------------------|--|
| Goal: | a) Ensure required readings are completed b) Develop a basic understanding of property law concepts prior to the tutorials to provide a foundation for answering tutorial questions and encourage class discussion c) Allow more time in tutorials for a deeper analysis of the application of property law principles and the development of legal arguments. |
| Product: | Quiz/zes |
| Format: | There will be four multiple choice quizzes, each with five questions. The first quiz will be a practice quiz and will not be assessable. The remaining three quizzes are worth 5% each. |
| Criteria: | Demonstrating understanding of property law principles. |

Assessment Task 2: Legal Advice

| | |
|------------------|--|
| Goal: | The goal of this assessment is to demonstrate your understanding of the principles of property law and your ability to provide sound advice to a legal problem. |
| Product: | Written Piece |
| Format: | This is a 1,500 (+/- 10%) word individual legal advice written as in a professional context. Further advice on format and other requirements will be provided on Blackboard. References to be correctly formatted using AGLC format. Due by Monday, Week 10, 10pm. |
| Criteria: | <ul style="list-style-type: none"> • Demonstration of knowledge • Critical thinking, analysis and argument • Communication and expression • Referencing *Note: More detailed marking criteria will be posted on Blackboard and will be discussed in class. |

Assessment Task 3: Final examination

| | |
|------------------|--|
| Goal: | To demonstrate your ability to analyse property law issues arising from factual scenarios, to find and formulate legal principles, to apply them to the facts and to reach reasoned conclusions. |
| Product: | Examination |
| Format: | Two hours plus 30-minutes reading time. You will draw upon your knowledge to construct an answer to unseen legal problems drawn from any part of the course. |
| Criteria: | <ul style="list-style-type: none"> • Correct identification and organisation of legal issues • Correct statement and application of principles of law appropriate to resolve issues • Clear and incisive legal analysis |

7. Directed study hours

The directed study hours listed here are a portion of the workload for this course. A 12 unit course will have total of 150 learning hours which will include directed study hours (including online if required), self-directed learning and completion of assessable tasks. Directed study hours may vary by location. Student workload is calculated at 12.5 learning hours per one unit.

| Location: Specific Campus(es) or online: | Directed study hours for location: |
|---|--|
| Sippy Downs | On campus Lecture: 2 hours per week (Weeks 1-6, 8-13) On campus Tutorial: 1 hour per week (Weeks 2 –13) |

* Week 7: Law OUT LOUD! Law School Activities and Competition Week

8. What resources do I need to undertake this course?

Please note that course information, including specific information of recommended readings, learning activities, resources, weekly readings, etc. are available on the course Blackboard site. Please log in as soon as possible.

8.1 Prescribed text(s) or course reader

Please note that you need to have regular access to the resource(s) listed below as they are required:

| Author | Year | Title | Publisher |
|--|---------------------------|--|----------------------------|
| MacDonald, McCrimmon, Wallace & Weir ('Wallace') | 2014 (4 th ed) | <i>Real Property Law in Queensland</i> | Thomson Reuters Lawbook Co |
| Various statutory provisions detailed in reading guide which you can access online at http://www.legislation.qld.gov.au/l/legislation.htm or http://www.austlii.edu.au/ . | | | |

8.2 Specific requirements

Nil

9. How are risks managed in this course?

Health and safety risks for this course have been assessed as low.

It is your responsibility as a student to review course material, search online, discuss with lecturers and peers, and understand the health and safety risks associated with your specific course of study. It is also your responsibility to familiarise yourself with the University's general health and safety principles by reviewing the [online Health Safety and Wellbeing training module for students](#), and following the instructions of the University staff.

10. What administrative information is relevant to this course?

10.1 Assessment: Academic Integrity

Academic integrity is the ethical standard of university participation. It ensures that students graduate as a result of proving they are competent in their discipline. This is integral in maintaining the value of academic qualifications. Each industry has expectations and standards of the skills and knowledge within that discipline and these are reflected in assessment.

Academic integrity means that you do not engage in any activity that is considered to be academic fraud; including plagiarism, collusion or outsourcing any part of any assessment item to any other person. You are expected to be honest and ethical by completing all work yourself and indicating in your work which ideas and information were developed by you and which were taken from others. You cannot provide your assessment work to others. You are also expected to provide evidence of wide and critical reading, usually by using appropriate academic references.

In order to minimise incidents of academic fraud, this course may require that some of its assessment tasks, when submitted to Blackboard, are electronically checked through SafeAssign. This software allows for text comparisons to be made between your submitted assessment item and all other work that SafeAssign has access to.

10.2 Assessment: Additional requirements

Eligibility for Supplementary Assessment

Your eligibility for supplementary assessment in a course is dependent of the following conditions applying:

- a) The final mark is in the percentage range 47% to 49.4%
- b) The course is graded using the Standard Grading scale
- c) You have not failed an assessment task in the course due to academic misconduct

10.3 Assessment: Submission penalties

Late submission of assessment tasks will be penalised at the following maximum rate:

- 5% (of the assessment task's identified value) per day for the first two days from the date identified as the due date for the assessment task.
- 10% (of the assessment task's identified value) for the third day
- 20% (of the assessment task's identified value) for the fourth day and subsequent days up to and including seven days from the date identified as the due date for the assessment task.
- A result of zero is awarded for an assessment task submitted after seven days from the date identified as the due date for the assessment task.

Weekdays and weekends are included in the calculation of days late.

To request an extension, you must contact your Course Coordinator and supply the required documentation to negotiate an outcome.

10.4 Study help

In the first instance, you should contact your tutor, then the Course Coordinator. Additional assistance is provided to all students through Academic Skills Advisers. To book an appointment or find a drop-in session go to [Student Hub](#).

Contact Student Central for further assistance: +61 7 5430 2890 or studentcentral@usc.edu.au

10.5 Links to relevant University policy and procedures

For more information on Academic Learning & Teaching categories including:

- Assessment: Courses and Coursework Programs
- Review of Assessment and Final Grades
- Supplementary Assessment
- Administration of Central Examinations
- Deferred Examinations
- Student Academic Misconduct
- Students with a Disability

Visit the USC website:

<http://www.usc.edu.au/explore/policies-and-procedures#academic-learning-and-teaching>

10.6 General Enquiries

In person:

- **USC Sunshine Coast** - Student Central, Ground Floor, Building C, 90 Sippy Downs Drive, Sippy Downs
- **USC SouthBank** - Student Central, Building A4 (SW1), 52 Merivale Street, South Brisbane
- **USC Gympie** - Student Central, 71 Cartwright Road, Gympie
- **USC Fraser Coast** - Student Central, Student Central, Building A, 161 Old Maryborough Rd, Hervey Bay
- **USC Caboolture** - Student Central, Level 1 Building J, Cnr Manley and Tallon Street, Caboolture

Tel: +61 7 5430 2890

Email: studentcentral@usc.edu.au