Overview

This course introduces students to the basic elements and principles of private law. It begins by looking at what the term private law means, the sources of private law and how the different areas of private law - especially property, contract, tort and unjust enrichment - relate to each other.

The bulk of the course is spent on the topics of contract and property law. In both cases, the course provides an introduction to materials that are expanded upon in later subjects. With respect to contract law, this course covers the formation of contracts and the doctrine of privity. Several other elements of contract law are dealt with later in the curriculum in Contracts. With respect to property law, this course considers the boundaries of the concept of property, as well as several of the rules with respect to the creation, transfer and protection of property rights. Again several other elements of property law are dealt with later in Land Law, and to some extent also in Equity and Trusts.

The course also introduces students to two smaller topics: agency and equitable estoppel. As well as being closely related to contracts and property, these are two important areas of law for practicing lawyers.

Main Topics

The Domain of Private Law

- Private law, values and justice
- Private law and public law distinguished
- Origins and sources of private law
- The categories of private law

Contract

- Formation of contracts
Offer and acceptance
Intention to create legal relations
Consideration
Certainty of terms
Privity
Promissory estoppel

**Property**

- Definition of property
- Licences, contractual and otherwise
- New forms of property
- Definition of land
- Doctrine of fixtures
- Personal property
- Creation of property rights: original acquisition, voluntary/involuntary transfers
- The concept of possession of land and goods
- Bailment
- Torts of trespass, detinue and conversion
- Adverse possession/possessory title
- Formal requirements for the transfer of interests in land
- Proprietary estoppel

**Agency**

- Fundamental principles
- Distinction from other relationships, eg employment, sub-contract
- The formation and consequences of agency.
**Faculty**
Faculty of Law

**Study Level**
Postgraduate

**Offering Terms**
Term 1, Term 3

**Campus**
Kensington

**Indicative contact hours**
4

**Timetable**
Visit timetable website for details
Conditions for Enrolment

Prerequisite: Academic Program must be 9150.
Equivalent Courses

JURD7171 3 UOC
Contracts 1
Exclusion Courses

JURD7171 | 3 UOC
Contracts 1

LAWS1150 | 6 UOC
Principles of Private Law

LAWS1071 | 3 UOC
Contracts 1
Course Outline

To access course outline, please visit:

JURD7150 Course Outline
Fees

Commonwealth Supported Students $1395
Domestic Students $5250
International Students $5790

DISCLAIMER
Please note that the University reserves the right to vary student fees in line with relevant legislation. This fee information is provided as a guide and more specific information about fees, including fee policy, can be found on the fee website.

For advice about fees for courses with a fee displayed as "Not Applicable", including some Work Experience and UNSW Canberra at ADFA courses, please contact the relevant Faculty. Fees for courses delivered through UNSW Global are published and charged by UNSW Global and thus appear as "Not Applicable" on this site.

Where a Commonwealth Supported Students fee is displayed, it does not guarantee such places are available.
Pre-2019 Handbook Editions

Access past handbook editions (2018 and prior)

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Authorised by Deputy Vice-Chancellor (Academic)
CRICOS Provider Code 00098G
ABN: 57 195 873 179