

LAWS 3088 CONSTRUCTION LAW

Credit Points 10

Coordinator Dominic Maley ([https://directory.westernsydney.edu.au/search/name/Dominic Maley/](https://directory.westernsydney.edu.au/search/name/Dominic%20Maley/))

Description This subject introduces students to the legal and technical concepts required to understand the specialised area of construction law. Students will examine the key issues, concepts and topics that are specific to construction law from project preparation, through to contract formation, regulation, procurement methodologies, and finally to dispute avoidance and management. Students will engage subject-matter specialists to enhance their learning experiences in this subject.

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/) page.

Level Undergraduate Level 3 subject

Pre-requisite(s) LAWS 2003 Contracts

Learning Outcomes

1. Explain key legal concepts and theories used on construction projects.
2. Examine key technical principles relevant to the drafting of construction contracts.
3. Apply an evidence-based approach to explore key contractual processes and administrative challenges typical of a construction contract.
4. Communicate practical, well-informed solutions to emerging legal issues relevant to construction contracts.
5. Engage in independent investigations to enhance academic and professional development.

Subject Content

1. Revision of legal concepts from Contract and Tort law
2. Interpreting Construction Contracts and Incorporating terms
3. Regulation of the construction industry
4. Participants in the construction industry.
5. Construction contracts: types and methodologies.
6. Security of performance
7. Contract administration.
8. Time, delay and liquidated damages.
9. Completion and Defects.
10. Dispute avoidance, management and resolution.

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 |
|-------------------|------------|---------|-----------|---------------------------|
| Presentation | 10 minutes | 20 | N | Individual |
| Professional Task | 1000 words | 40 | N | Individual |
| Case Study | 1500 words | 40 | N | Individual |

Prescribed Texts

Jeremy Coggins, Tom Davies, Tony Earls, Phil Evans Understanding Construction Law, 2nd edition (LexisNexis, 2019)

Teaching Periods

Autumn (2024)

Online

Online

Subject Contact Sandy Noakes ([https://directory.westernsydney.edu.au/search/name/Sandy Noakes/](https://directory.westernsydney.edu.au/search/name/Sandy%20Noakes/))

View timetable (https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3088_24-AUT_ON_2#subjects)

Spring (2024)

Parramatta - Victoria Rd

On-site

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View timetable (https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3088_24-SPR_PS_1#subjects)