

Module Title:	Land Law and Succession 2
Language of Instruction:	English
Credits:	10
NFQ Level:	8
Module Delivered In	1 programme(s)
Teaching & Learning Strategies:	<p>Lectures - communication of knowledge and ideas from the lecturer to the student. Problem Solving Exercises - student will work as part of a team and will work together to resolve various legal scenarios. Class Discussion/Debate - Students will be encouraged to actively participate in the class sessions which will develop their analytical and communication skills. E-Learning - the module will be supported with on-line learning materials. Self-Direct Independent Learning - the emphasis on independent learning will develop a strong and autonomous work and learning practices.</p>
Module Aim:	<p>The aim of this module is to provide students with a sound knowledge and understanding of the various rights and interests that may be acquired and enjoyed in or over the property of another together with the fundamental principles of succession law currently applicable in Ireland.</p>
Learning Outcomes	
<i>On successful completion of this module the learner should be able to:</i>	
LO1	Identify and explain the various rights and interests a party may acquire and enjoy in or over the land of another.
LO2	Demonstrate an in-depth knowledge of the principles of succession law in Ireland.
LO3	Critically analyse the law and employ knowledge and understanding in solving relevant problems.
LO4	Research aspects of land and succession law either independently or as part of a group and communicate findings and proposals in written and/or verbal form.
Pre-requisite learning	
Module Recommendations	
<i>This is prior learning (or a practical skill) that is recommended before enrolment in this module.</i>	
No recommendations listed	
Incompatible Modules	
<i>These are modules which have learning outcomes that are too similar to the learning outcomes of this module.</i>	
No incompatible modules listed	
Co-requisite Modules	
No Co-requisite modules listed	
Requirements	
<i>This is prior learning (or a practical skill) that is mandatory before enrolment in this module is allowed.</i>	
No requirements listed	

Module Content & Assessment

Indicative Content

Incorporeal Hereditaments

• Main features of an Easement • Common Examples of Easements • Acquisition of Easements - Traditional Methods - Effect of Land and Conveyancing Law Reform Act 2009 • Extinguishment/Discharge of Easements

Freehold Covenants

• Covenants Created Pre December 1st 2009 - The Running of benefit and burden at Common Law and in Equity - The Rule in Tulk v Moxhay • Covenants Created On/After December 1st 2009 - S. 49 Land and Conveyancing Law Reform Act 2009 - Schemes of development • Discharge and Modification - S. 50 Land and Conveyancing Law Reform Act 2009

Mortgages

• Nature of a Mortgage • Equity of redemption • Legal and Equitable Mortgages • The Rights and Obligations of the Parties to a Mortgage • Judgment Mortgages

Rights in the Family/Shared Home

• Protection of Non-Ownning Spouse/Civil Partner - Family Home Protection Act 1976 - Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010 - Equitable Interests

Licences and Rights of Residence

• The Concept of a Licence • Types of Licence - Bare Licences. - Licence coupled with an Interest - Contractual Licences - position of third parties - Estoppel Licences • Rights of Residence - General and Special

Adverse Possession

• Statute of Limitations 1957 • Qualifying Criteria • Animus Possidendi • Future Purposes of Paper Owner • Leasehold Property

Succession Law

• The Succession Act, 1965 (as amended by the Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010) • Testate Succession - Wills – requirements for a valid will. - Operation of wills - Construction of wills - Rights of the spouse/civil partner and children • Intestate Succession

Assessment Breakdown	%
Project	30.00%
End of Module Formal Examination	70.00%

Continuous Assessment

Assessment Type	Assessment Description	Outcome addressed	% of total	Assessment Date
Project	Students will be assigned either a hypothetical problem scenario or essay midway through semester. They will be required to research the issues involved, in accordance with clearly defined instructions and present their findings and proposals.	1,3,4	30.00	n/a

No Project

No Practical

End of Module Formal Examination

Assessment Type	Assessment Description	Outcome addressed	% of total	Assessment Date
Formal Exam	n/a	1,2,3	70.00	End-of-Semester

SETU Carlow Campus reserves the right to alter the nature and timings of assessment

Module Workload

Workload: Full Time		
<i>Workload Type</i>	<i>Frequency</i>	<i>Average Weekly Learner Workload</i>
Lecture	12 Weeks per Stage	3.00
Estimated Learner Hours	15 Weeks per Stage	14.27
Total Hours		250.00

Workload: Part Time		
<i>Workload Type</i>	<i>Frequency</i>	<i>Average Weekly Learner Workload</i>
Lecture	Every Week	1.50
Total Hours		1.50

Module Delivered In

Programme Code	Programme	Semester	Delivery
CW_HHLAW_B OLD	Honours Bachelor of Laws Degree - LLB	4	Mandatory