

## Liverpool John Moores University

Title: LAW AND PROCUREMENT SYSTEMS  
Status: Definitive  
Code: **4512BEKL** (119109)  
Version Start Date: 01-08-2012

Owning School/Faculty: Built Environment  
Teaching School/Faculty: Imperia Institute of Technology

Team	Leader
Amr Sourani	
Dianne Marsh	
Edward Kirke	

**Academic Level:** FHEQ4  
**Credit Value:** 24.00  
**Total Delivered Hours:** 86.00  
**Total Learning Hours:** 240  
**Private Study:** 154

### Delivery Options

Course typically offered: Non Standard Year Long

Component	Contact Hours
Lecture	56.000
Tutorial	28.000

**Grading Basis:** 40 %

### Assessment Details

Category	Short Description	Description	Weighting (%)	Exam Duration
Test	AS1		25.0	
Presentation	AS2		25.0	
Exam	AS3		50.0	2.00

### Aims

*To provide the students with a working knowledge of the English legal system and basic principles of the law of contract, tort and land law.*

*To establish the principles and the conventions for the procurement of construction work and to consider their application.*

*To analyse the roles of the various parties in the procurement process by*

*considering plans of work adopted by the Construction Industry.*

## **Learning Outcomes**

After completing the module the student should be able to:

- 1 Describe the principles and procedures of law related to the construction process.
- 2 Describe the liabilities and responsibilities of parties to a contract.
- 3 Identify the legal implications of construction in Europe.
- 4 Describe the various plans of work used to organise work in the construction industry.
- 5 Identify the tendering process and procedures used in the Construction Industry.
- 6 Identify the role of the construction team during the procurement process.
- 7 Identify the various procurement solutions suitable for various scenarios together with the strengths and weaknesses of each solution.

## **Learning Outcomes of Assessments**

The assessment item list is assessed via the learning outcomes listed:

Electronic assessment	5	7		
Presentation	2			
Exam	1	3	4	6

## **Outline Syllabus**

*Roles of the Architect, Building Surveyor, Quantity Surveyor and Construction Manager. Roles of other built environment professionals.*

*Communication in the construction team.*

*Procurement arrangement options and documentation:*

*Contractual arrangements. Approaches to obtaining tenders. Procurement route selection: Simple selection procedures.*

*Plans of work- how construction work is organised and managed.*

*Legal Systems.*

*Court system and dispute resolutions.*

*Formation of contract, terms and exclusion clauses.*

*Performance and breach of contract.*

*Principles of tort.*

*Negligence and the built environment.*

*Occupier's liability.*

*Nuisance and Rylands v. Fletcher.*

*Land law and conveyancing systems.*

*Easements and restrictive covenants.*

## **Learning Activities**

**References**

<b>Course Material</b>	Book
<b>Author</b>	M. Hackett, I. Robinson & G. Statham
<b>Publishing Year</b>	2007
<b>Title</b>	The Aqua Group Guide to Procurement
<b>Subtitle</b>	Tendering and Contract Administration
<b>Edition</b>	
<b>Publisher</b>	Blackwell Publishing
<b>ISBN</b>	1405131985

<b>Course Material</b>	Book
<b>Author</b>	A. Ashworth
<b>Publishing Year</b>	2005
<b>Title</b>	Contractual Procedures in the Construction Industry
<b>Subtitle</b>	
<b>Edition</b>	5TH
<b>Publisher</b>	Prentice Hall
<b>ISBN</b>	0131298275

<b>Course Material</b>	Book
<b>Author</b>	E. Baker & R. Champion
<b>Publishing Year</b>	2008
<b>Title</b>	Tendering and Procurement in Construction
<b>Subtitle</b>	
<b>Edition</b>	
<b>Publisher</b>	RICS
<b>ISBN</b>	

<b>Course Material</b>	Book
<b>Author</b>	D. Keenan
<b>Publishing Year</b>	2004
<b>Title</b>	Smith & Keenan's English Law
<b>Subtitle</b>	
<b>Edition</b>	14TH
<b>Publisher</b>	Longman
<b>ISBN</b>	0582822912

<b>Course Material</b>	Book
<b>Author</b>	R. Morledge, A. Smith, & D.T. Kashiwagi
<b>Publishing Year</b>	2006
<b>Title</b>	Building Procurement
<b>Subtitle</b>	

<b>Edition</b>	
<b>Publisher</b>	Blackwell Science
<b>ISBN</b>	0632064668

<b>Course Material</b>	Journal / Article
<b>Author</b>	Office for Government Commerce
<b>Publishing Year</b>	2007
<b>Title</b>	Achieving Excellence in Construction Procurement Guide: Project Procurement Lifecycle – The Integrated Process
<b>Subtitle</b>	(Guide 3)
<b>Edition</b>	
<b>Publisher</b>	
<b>ISBN</b>	

<b>Course Material</b>	Journal / Article
<b>Author</b>	Office for Government Commerce
<b>Publishing Year</b>	2007
<b>Title</b>	Achieving Excellence in Construction Procurement Guide: Procurement and Contract Strategies
<b>Subtitle</b>	(Guide 6)
<b>Edition</b>	
<b>Publisher</b>	
<b>ISBN</b>	

<b>Course Material</b>	Book
<b>Author</b>	S. Owen
<b>Publishing Year</b>	2000
<b>Title</b>	Law for the Construction Industry
<b>Subtitle</b>	
<b>Edition</b>	2ND
<b>Publisher</b>	Longman
<b>ISBN</b>	0582287081

<b>Course Material</b>	Book
<b>Author</b>	J. Rostron, R. Hardy-Pickering, L. Tatham & L. Wright
<b>Publishing Year</b>	2002
<b>Title</b>	Dictionary of Property & Construction Law
<b>Subtitle</b>	
<b>Edition</b>	
<b>Publisher</b>	Taylor & Francis
<b>ISBN</b>	0419261109

<b>Course Material</b>	Book
<b>Author</b>	I.H. Seeley
<b>Publishing Year</b>	1997
<b>Title</b>	Quantity Surveying Practice
<b>Subtitle</b>	

<b>Edition</b>	2ND
<b>Publisher</b>	Palgrave Macmillan
<b>ISBN</b>	0333689070

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### **Notes**

This module aims to introduce students to the basic principles of English law and the English legal system along with the appropriate procurement and tendering systems adopted by the Construction Industry.