

Liverpool John Moores University

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Title: LAW AND CONTRACT
Status: Definitive
Code: **5014BEFD** (108478)
Version Start Date: 01-08-2011

Owning School/Faculty: Built Environment
Teaching School/Faculty: Liverpool Community College

Team	Leader
Derek King	Y

Academic Level: FHEQ5
Credit Value: 12.00
Total Delivered Hours: 57.00
Total Learning Hours: 120
Private Study: 63

Delivery Options

Course typically offered: Standard Year Long

Component	Contact Hours
Lecture	42.000
Tutorial	12.000

Grading Basis: 40 %

Assessment Details

Category	Short Description	Description	Weighting (%)	Exam Duration
Exam	AS1	Formal	60.0	3.00
Portfolio	AS2	Assignments	40.0	

Aims

To provide students with an introduction to the British legal systems and the Law of Contract.

To develop knowledge and understanding in those aspects of contractual administration relating to the common types of contract used in the construction industry. The particular emphasis will be on the types of contract commonly used within the Building Services Engineering sector.

Learning Outcomes

After completing the module the student should be able to:

- 1 Demonstrate an understanding of the principles and procedures of law and legislation as applied to the building services engineering process as part of the wider construction process.
- 2 Identify the liabilities and responsibilities of parties to a contract.
- 3 Explain how the Law affects the operational practices, structure and organisation of Building Services Engineering companies.
- 4 Explore the relevant legal principles and requirements when undertaking a Building Services Engineering contract in Europe.

Learning Outcomes of Assessments

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

EXAM	1	2	3	4
ASSIGNMENTS	1	2	3	4

Outline Syllabus

Law and the construction process: broad understanding of the workings of the UK legal systems, the court system, principles of arbitration, alternative dispute resolution and adjudication, Common Law, Industrial Tribunals, the nature of tort, the law of tort and its significance to the construction industry, negligence, nuisance, trespass, statutory duties, liability.

Contract: identification of the main parties to a contract, responsibilities of the main parties, contractual liabilities of the main parties.

Effect of the Law on a company: detailed understanding of the English legal system, overview of the Scottish legal system, company law and legal status of companies, employment law, law of land and property, sale, purchase and rental of goods, health, safety and welfare, employer liability, subcontractor tax requirements.

European legal requirements: principal requirements of the European legal systems, tort, employment law, company law, contract law.

Learning Activities

Formal lectures and tutorials are supplemented with case studies. Integrative projects will form a significant part of the learning and assessment activities.

References

Course Material

Book

Author	Ashworth, A.
Publishing Year	2005
Title	Contractual Procedures in the Construction Industry
Subtitle	
Edition	5th Edition
Publisher	Prentice Hall
ISBN	0131298275

Course Material	Book
Author	Chappell
Publishing Year	2006
Title	The JCT Intermediate Building Contracts
Subtitle	
Edition	3rd Edition
Publisher	Blackwell Publishing
ISBN	1405140496

Notes

This module is a key component for those students wishing to complete the programme following a 'commercial' building services pathway. It develops the students' depth of understanding of legal system in general, the implications to the administration of building services projects and contractual framework in which the construction sector operates.