

Lecture 17

Land Law (1)

Learning Outcomes:

- Show knowledge & understanding of some of the main terms in land law;
- Explain what is meant by the term “tenure”;
- Be able to define and explain the key features of both a Freehold and Leasehold Tenure;
- Explain and compare how property/land can be jointly owned; and
- Be able to apply legal principles to a set of given facts and demonstrate criticality & analysis when answering typical law questions.

Reading List:

- Jacqueline Martin, “GCSE Law”, 5th edition, chapter 28- Family Law: Inheritance

Preparatory Questions for Seminar 17:

1. Is there a difference between “land” and “property”?
2. What is meant by the term “tenure”?
3. Explain the term “*fee simple absolute in possession*”.
4. Explain the similarities and differences between a freehold and leasehold tenure.
5. Identify which party is referred to as the “lessee” and “lessor” in a lease.
6. Is leasehold simply a long term tenancy agreement?
7. Who is a *freeholder* of land/ property and what proprietary rights and benefits does a freeholder have?
8. What is the difference between “*residential property*” and “*commercial property*”?
9. What is the name of the legal process by which property and ownership is transferred?
10. Matthew and his fiancée, Rebecca, have decided to buy their first house together.

The property they are buying is a 3 bedroom house in Hampshire and the purchase price is £350,000. They have financed the property by contributing in equal shares towards a deposit of £50,000 and they have taken out a joint mortgage, which is repayable over a period of 35 years.

Advice Matthew and Rebecca on how property can be jointly owned and also what will happen in the unfortunate event of the death of either one of them.

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Daniela Niemeyer

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