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Our Presenter



Simon Libbis

B.Juris., LLB; Accredited LIV
Property Law Specialist

Author of:

- Conveyancing Victoria – The Ultimate Guide
- Subdivisions Victoria – The Ultimate Guide
- Owners Corporations in Victoria

Enquiries and Registrations

To book into one of our presentations, or arrange a presentation at your offices, contact

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Training Coordinator

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Maximum
class size 10

Cost: \$440 per student for the 3-module course including GST and Course Notes

COURSE CONTENT

Module 1

Refresher: Basic Property Law

- Crown land and Freehold land
- Old Law and Torrens title freehold
- Fee-simple and indefeasibility of title
- Common law and Statutory law
- Interests in land

Crown Land Restrictions

- The Reservation of Crown land
- Conditional Crown Grants
- Easement-like provisions on Crown land

Module 2

Easements

- The purpose of easements
- Positive and negative easements
- Easements in Common law; easements in Gross
- Creation by subdivision; by acquisition
- Implied and prescriptive easements
- Recording and registering easements
- Removal, extinguishment and abandonment of easements

Module 3

Covenants

- The purpose of covenants
- Statutory agreements and restrictions
- Restrictive and positive covenants
- Removal of covenants under planning law
- Provisions of the Property Law Act 1958
- Proposed changes to Restrictive Covenants by Subdivision

Statutory Agreements

- Sec 173, Planning & Environment Act
- Sec 69, Conservation Forests and Lands Act
- Trust for Nature covenants
- Heritage Act covenants

“Victoria’s law of easements and covenants is based on English common law, overlaid with property, planning and subdivision legislation. This means that the overall law is very complex and has significant gaps and overlaps.”

– Law Reform Commission