



**REFERRED/DEFERRED ASSESSMENT - SESSION 2010/11  
SUMMER 2011**

<b>COURSE CODE</b>	<b>AGRI 0008</b>
<b>COURSE TITLE</b>	<b>Professional Studies (for Garden Designers)</b>
<b>COURSE COORDINATOR</b>	<b>Tony Cleford</b>

**To Students**

If you have failed a course or part of a course and have been allowed by the Progression and Award Board to be reassessed in one or several of the courses, this will be indicated in your result letter. On the back of the result letter, the words *'Failed -retake permitted before the next academic year'* will appear next to the relevant assessment items or course(s).

In that case, you are required to submit coursework and/or to take an examination again as appropriate in August 2011.

**Examination timetable**

The detailed examination timetable will be posted on the University website **towards the end of July**. Deferred/referred examinations should be timetabled between 15<sup>th</sup> and 26<sup>th</sup> August 2011. The link can be followed from here:

<http://www.gre.ac.uk/students/exams>

**Deadline for submitting coursework**

Coursework must be delivered by hand no later than **Monday 15<sup>th</sup> August 2011** to the School of Architecture & Construction. Please note that students studying at Medway may submit at Medway on 15<sup>th</sup> August. Early submissions to Medway must be by **prior** arrangement with Shelagh Barker [S.D.Barker@gre.ac.uk](mailto:S.D.Barker@gre.ac.uk)

If you send your coursework by post, it must be sent by first class recorded delivery (keep a copy of both the postal receipt and the coursework) **no later than Monday 15<sup>th</sup> August 2011** to:

Referred/Deferred Coursework  
School of Architecture & Construction  
Mansion Site  
Bexley Road  
London SE9 2PQ  
UK

## Coursework submission

All coursework must be submitted by the deadline and method as above and must be accompanied by the appropriate electronic header sheet.

## Deadline for submitting portfolios

Portfolios of design or visual work can be submitted either:

- (i) in person **on Monday 15<sup>th</sup> August 2011 between 10:00am and 4:00pm**, to the Mezzanine Studio, **or**
- (ii) by first class recorded delivery ( keep a receipt), **on or before Monday 15<sup>th</sup> August 2011**, to:

Referred/Deferred Portfolios  
School of Architecture & Construction  
Mansion Site  
Bexley Road  
London SE9 2PQ  
UK

## Submission of portfolios

Portfolios of design or visual work must be submitted by the deadline and method as detailed above.

Make sure your portfolio is labelled, inside and outside with your name, year and contact details.

You must print **2 copies of the electronic header sheet**. Please attach one copy securely to the outside of your portfolio. The 2<sup>nd</sup> copy will be scanned into the Banner receipting system for proof of submission.

## Postal Submissions

All postal submissions, Coursework and Portfolios, will be receipted with the date of postage as the date of submission.

It is the responsibility of the student to ensure that the work is submitted on time by the above method.

## Queries

Any queries should be emailed to

[acqueries@gre.ac.uk](mailto:acqueries@gre.ac.uk)

with

- Your full name
- Your student ID number
- Your Programme of Study e.g. BA Architecture
- The title and code of the course(s) with which you have a query
- The nature of the query

<p><b>Please note that this email address will only be monitored until Friday 23<sup>rd</sup> September 2011, after this date enquiries should be sent direct to the Course Coordinator.</b></p>
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Staff email addresses and contact numbers can be looked up here:

[http://www.gre.ac.uk/staff\\_intranet/directory](http://www.gre.ac.uk/staff_intranet/directory)

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**Please find below details of the coursework to be submitted and/or examination advice as appropriate.**

<b>Assessment item</b>	<b>Legal Assignment</b>
<b>Electronic header sheet number</b>	<b>184486</b>
<p><b>Details of work to be undertaken: see below</b>  <b>Project/Coursework Title:</b></p> <p>UNIVERSITY OF GREENWICH</p> <p><b><u>Referred</u></b> Legal Assignment for Garden Design 2011</p> <hr/> <p><b>PROBLEM:</b></p> <p>Mary is the owner of a plot of land known as “Blackacre” which adjoins “Whiteacre” a farm owned by William. Mary’s house (which dates back to the Tudor period and is a listed building) is situated within 1 metre of the boundary between Blackacre and Whiteacre. The farm buildings are a considerable distance from the boundary between Blackacre and Whiteacre. For the last 30 years the land from the boundary to the farm buildings has been used for grazing sheep.</p> <p>William has recently sold Whiteacre to Robert, a merchant banker, who has purchased the farm as an investment and with the intention of refurbishing the farm buildings and turning them into a country gentleman’s house and getting rid of the sheep.</p> <p>Robert without any form of discussion or notice to Mary has commenced works of excavation near to the boundary between Blackacre and Whiteacre. Mary has found out from one of the workers employed by Robert that the excavation that they are working on is for a full size swimming pool.</p> <p>Nigel, a workman employed by the contractor, while “mucking about” on site falls into the unfenced swimming pool and breaks his leg.</p> <p>Mary is concerned by the news because the swimming pool is being built across a track that she and the previous owners of Blackacre have used as a short cut from the highway to her house Mary is also proposing at the same to build a conservatory onto her house.</p>	

## QUESTIONS:

1. Can Nigel successfully sue his employer for negligence?
2. What planning law considerations apply to:
  - (1) the building of the swimming pool;
  - (2) getting rid of the sheep and turning the farm buildings into a country house;
  - (3) the building of the conservatory.
3. Does Mary have a right of way over the short cut? What is a right of way and can Robert apply to have the right of way (if it exists) diverted round the swimming pool.

## Guidance Notes:

1. *In considering the questions above, set out fully and clearly the legal principles involved. Define and explain the legal principles or concepts referred to in your answers. Support your answers with citations of relevant statutes and case law.*
2. *Reading: you may find the following works of assistance:  
The Law of Real Property by Megarry & Wade 7<sup>th</sup> edition;  
Neighbours and the Law 4<sup>th</sup> edition by John Pugh-Smith etc  
Neighbour Disputes: A Concise Guide to the Law & Practice by Agnew & Morris;  
The Party Walls Act by Bickford-Smith;  
A Practical Approach to Planning Law by Victor Moore.*
3. *Lexis and Lawtel are available via the electronic university library. These sites may be used to research acts, statutory regulations and case law. The Lexis site also gives access to Halsburys Laws of England which is a multi volume encyclopaedia of the law. In addition information may be available on the internet, for example from government departments In using the internet, make sure the information relates to England (and not America), & is up to date and is from a reliable and accurate source.*

I.C.  
15<sup>th</sup> July 2011