



Course Syllabus

Course Code LAW-391	Course Title Law of Trusts I	ECTS Credits 6
Prerequisites LAW-252/6, plus one other from LAW-202, LAW-212 and LAW-242	Department Law	Semester Fall
Type of Course Core	Field Law	Language of Instruction English
Level of Course 1 st Cycle	Lecturer Mr. Leonidas Psychakis	Year of Study 3 rd /4 th
Mode of Delivery Face-to-Face	Work Placement N/A	Corequisites None

Course Objectives:

The main objectives of the course are to:

- The cardinal objective of the course is to examine the core of the law of equity, the fusion with Common Law and how this fusion affected the operation and development of Trust Law. For the purpose of achieving the interrelation of Law of Equity and Trust Law a detailed analysis will be made how to establish and create an express trust, how the English Courts treat Equity and the implications of Equity in English Law. In addition further focus will be given to the enhanced role of the trustees for solving issues deriving from the operation of express trusts.

Learning Outcomes:

After completion of the course students are expected to be able to:

- To understand and comprehend the power of the maxims and their ramifications to the very essence of Equity Law
- To identify the principles needed for an express trust to be created with a valid way
- The test developed by *Mcphail v. Doulton* and how the burden of proof shifted from the shoulders of the trustees to the potential beneficiaries
- The critical differentiation between powers and trusts
- The beneficiary's principle and how extended the limits of the Law to embrace other

categories of beneficiaries

- How the secret and half secret trusts can be valid under equity and how important is the role of the trustee
- The operation and development of charitable trust which operate under a different modus operandi against private trusts.

Course Content:

1. Introduction to Equity and Common Law
2. Maxims of Equity
3. Categories of trusts (express, implied, etc.)
4. Requirements for the creation of a valid a trust
5. Certainties
6. Powers v. Trusts
7. Beneficiary's Principle
8. Secret Trusts and Half Secret Trusts
9. Charitable Trusts

Learning Activities and Teaching Methods:

Interactive lectures, tutorials, written and exams and assignments

Assessment Methods:

Final exam, mid-term and presentations.

Required Textbooks / Readings:

Title	Author(s)	Publisher	Year	ISBN
Equity & Trusts	Alastair Hudson	Routledge Publisher, 9 th Edn	2017	9781138122598
Moffat's Trusts Law	Jonathan Garton et al.	Cambridge, 6 th Edn	2015	9781107512832

Recommended Textbooks / Readings:

Title	Author(s)	Publisher	Year	ISBN
Hayton & Mitchell: Text, Cases and Materials on the Law of Trusts and Equitable Remedies	Ben McFarlane & Charles Mitchell	Sweet & Maxwell, 14 th Edn	2015	9780414027473
Underhill and Hayton Law of Trusts and Trustees, plus any supplements published	Charles Mitchell et al.	LexisNexis Butterworths, 19 th Edn	2016	9781474303101
Hanbury & Martin: Modern Equity	Jamie Glister & James Lee	Sweet & Maxwell, 20 th Edn	2015	9780414032408