



UNIVERSITY OF NICOSIA ΠΑΝΕΠΙΣΤΗΜΙΟ ΛΕΥΚΩΣΙΑΣ

University of Nicosia, Cyprus

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| Course Code LAW-391 | Course Title Law of Trusts I | ECTS Credits 6 |
| Department Law | Semester Fall | Prerequisites LAW-252/6, plus one other from LAW-202, LAW-212 and LAW-242 |
| Type of Course Law Elective | Field Law | Language of Instruction English |
| Level of Course 1 st Cycle | Year of Study 3 rd / 4 th | Lecturer(s) Charalambos Artemis |
| Mode of Delivery Face-to-face | Work Placement N/A | Co-requisites None |

Objectives of the Course:

The central objective of this course is to examine the origin and continuing relevance of the law of equity and the development and importance of the law of trusts. To achieve this, the nature of trusts along with the substantive requirements for the creation of a valid trust will be considered. There will also be an examination of the various types of trusts, their purpose and operation.

Learning Outcomes:

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

1. Explain the meaning and use of the various maxims of equity.
2. Discuss the nature of equity and trusts, and the role that trusts have played through the ages and continue to play today.
3. Examine the differences between trusts, powers and fiduciary duties and the importance thereof.
4. Assess the need for formalities in the formation of certain trusts.
5. Illustrate the requirement for certainty of objects, intention and subject matter.
6. Explain how trusts may be properly constituted (perfected) and the manner in which imperfect gifts can be perfected.
7. Explain the differences between secret and half-secret trusts.
8. Examine the important role played by equity in the development of English law and in the law of countries whose legal systems are based on the English law.

Course Content:

1. Equity, maxims and the historical development of trusts
2. Nature of Equity and Trusts

3. Formal Requirements for the creation of Express Trusts
4. The three Certainties
5. Constitution of Trusts
6. Implied Trusts: Resulting Trusts and Constructive Trusts
7. Secret and Half Secret Trusts
8. Charitable Trusts

Learning Activities and Teaching Methods:

Interactive lectures, tutorials, written examinations and assignments

Assessment Methods:

Mid-term exam, final exam, one multiple choice short exam covering material from the whole syllabus to be taken in the last teaching hour before the commencement of the final examination

Required Textbooks/Reading:

| Authors | Title | Publisher | Year |
|-------------------------|---|------------------|------|
| Clements and Abass | Complete Equity & Trusts: Text, Cases and Materials | OUP Oxford | 2008 |
| N/A | Blackstone's Statutes on Property Law 2009-10 | Blackstone Press | 2009 |
| Wilkie, Luxton, Malcolm | Q&A Equity and Trusts 2010-11 | OUP | 2010 |

Recommended Textbooks/Reading:

| Authors | Title | Publisher | Year |
|-----------------|---|---------------------|------|
| A.J. Oakley | Parker & Mellows: The Modern Law of Trusts, 9 th ed. | Sweet & Maxwell | 2008 |
| J.E. Martin | Hanbury & Martin's Modern Equity | Sweet & Maxwell | 2009 |
| Alastair Hudson | Equity and Trusts | Routledge-Cavendish | 2009 |