

Equity and the law of trusts

Butterworths - Trusts and Equity

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 Equity -- Great Britain.
 Trusts and trustees -- Great Britain. Equity and the law of trusts
 -Equity and the law of trusts
 Notes: Includes bibliographical references and index.
 This edition was published in 1993

State the advantages of a tracing claim over a personal claim:

- a tracing claim is not dependent on the solvency of the defendant;
- the claimant may be entitled to take advantage of increases in the value of the property;
- interest accrues from the date of the breach of trust on the part of the trustee or fiduciary;
- no limitation periods are applicable in respect of a right to recover property from a trustee.

State the limitations that subsist in respect of tracing in equity:

- tracing is not available against a bona fide transferee of the legal estate for value without notice;
- in appropriate cases a defendant is entitled to plead the defence of bona fide change of position;
- tracing in equity is only available where a fiduciary relationship subsisted in respect of the history of the transaction;
- tracing will only subsist in respect of identifiable property;
- the right to trace is subject to the lowest intermediate balance in respect of mixed funds in a bank account.

CONCLUSION

Tags: #Equity #and #Trusts #
 (LAWS50033) #— #The #University #of
 #Melbourne #Handbook

Introduction to Trusts

We could query, however, whether the cases actually are always alike.

Equity and Trusts (LAWS50033) — The University of Melbourne Handbook

The law of trusts is built on simple basic principles.

Equity and the Law of Trusts

As a result, students who want to make a living as probate attorneys will need to know how trusts fit into estate planning.

Equity And the Law of Trust Literature review Example

The most common reason is where the intended beneficiary of a right is not capable of holding it at a given point in time.

Trusts and Equity Lecture Notes



Author : Gary Watt File Size : 85. It may be for consideration or a gift. Further textbooks: Virgo, The Principles of the Law of Restitution 2nd ed.

**Chapter 6: The Nature of a Trust :
Equity and the Law of Trusts in Ireland**

Filesize: 41.96 MB

University of Minnesota, 330 Wulling Hall, 86 Pleasant Street S.

Introduction to Trusts

In UK, Equity is a part of English Jurisprudence which denotes the body of rules administered by the Court of Chancery to supplement the principles of Common Law.

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