

## Subject Guide Law Of Trust

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The purpose of this subject guide is to help you study the law of equity and trusts. Working through this guide, you will gain an understanding of the subject sufficient to do well in the final examination. This is not, however, a matter of rote learning. Each chapter will introduce and take you through a programme of study, but it will

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page &pm; University of London External Programme This edition of the subject guide was prepared for the University of London External Programme by: William Swadling, MA (Oxon), LLM (London), Fellow and Tutor in Law, Brasenose College, and University Lecturer in Law, University of Oxford.

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The three certainties refer to a rule within English trusts law on the creation of express trusts that, to be valid, the trust instrument must show certainty of intention, subject matter and object. "Certainty of intention" means that it must be clear that the donor or testator wishes to create a trust; this is not dependent on any particular language used, and a trust can be created without the word "trust" being used, or even the donor knowing he is creating a trust. Since the 1950s, the court

### ~~Three certainties — Wikipedia~~

Among the terms of the trust is Clause 23 which provided: "The trustee is only permitted to invest the trust fund in the shares of companies quoted on the FTSE-100". On 1 September 2016, Tariq met a financial advisor, Martin, while seeking investment advice for the trust. Martin and Tariq had been friends at university.

### ~~Trusts Law Notes, Cases, and Past Papers — Digestible Notes~~

Trusts are legal entities that allow someone to benefit from an asset without being the legal owner. You create the trust and appoint a person to manage it - the 'trustee'. The trustee manages the trust on behalf of the 'beneficiaries' - those who receive the income of the trust.

### ~~Will trusts and lifetime trusts — Which?~~

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The trustees are the legal owners of the assets held in a trust. Their role is to: deal with the assets according to the settlor's wishes, as set out in the trust deed or their will manage the...

### ~~Trusts and taxes — GOV.UK~~

A trust is the relationship which arises wherever a person called the trustee is compelled in equity to hold property, whether real or personal, and whether by legal or equitable title, for the benefit of some persons (of whom he may be one and who are termed beneficiaries) or for some object permitted by law, in such a way that the

### ~~TRUSTS IN COMMON LAW AND CIVIL LAW~~

The Trust is always governed by the terms under which it was created. It's also governed by local law. So the trustee has to look after the Trust in accordance with both the terms laid down by the settlor and the governing law. The initial terms of the trust must specify the following: What property is to be transferred into the Trust;

### ~~Property in Trust explained — Trusts — Law Plain and Simple~~

The terms of the trust say that when you die, the income from those shares go to your wife for the rest of her life. When she dies, the shares will pass to your children. Your wife is the income...

### ~~Trusts and taxes: Types of trust — GOV.UK~~

In its essence the word "trust" applies to any situation where one person holds property on behalf of another, and the law recognises obligations to use the property for the other's benefit. The primary situation in which a trust is formed is through the express intentions of a person who "settles" property.

### ~~English trust law — Wikipedia~~

'The essence of a trust is the imposition of an equitable obligation on a person who is the legal owner of property (a trustee) which requires that person to act in good conscience when dealing with that property in favour of any person (the beneficiary) who has a beneficial interest recognised by equity in the property.

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### ~~ADVANCED EQUITY AND TRUSTS — Alastair Hudson~~

A widely recognised definition is contained in Halsbury's Laws of Trusts: "any disposition of property of whatever nature by any instrument whereby trusts are constituted for the purpose of regulating the enjoyment of the settled property among the persons or classes of persons nominated by the settlor".