

Module specification

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Module Code	LAW603/LAW603D
Module Title	Equity and Trusts
Level	6
Credit value	20
Faculty	FSLS
HECoS Code	100485
Cost Code	GACJ

Programmes in which module to be offered

Programme title	Is the module core or option for this programme
LLB (Hons) Law	Core
BA (Hons) Law and Criminal Justice	Core
BA (Hons) Law and Business	Core

Pre-requisites

None

Breakdown of module hours

Learning and teaching hours	24 hrs
Placement tutor support	0 hrs
Supervised learning e.g. practical classes, workshops	0 hrs
Project supervision (level 6 projects and dissertation modules only)	0 hrs
Total active learning and teaching hours	24 hrs
Placement / work based learning	0 hrs
Guided independent study	176 hrs
Module duration (total hours)	200 hrs

For office use only	
Initial approval date	May 2021
With effect from date	September 2023



For office use only	
Date and details of revision	January 2022 included BA (Hons) Law and Business in programme titles July 2024 – Updated LO's 2-4, assessment strategy and Syllabus with implementation from Sept 2024.
Version number	3

Module aims

This module examines the nature and development of equity and trusts - the key principles and doctrines that apply to those areas and the application of these concepts in contemporary life and in relation to forms of trusts e.g. charitable, constructive trusts.

Module Learning Outcomes - at the end of this module, students will be able to:

1	Demonstrate in depth knowledge and understanding of the concepts, and the legal contexts of, Equity and Trusts and the key principles affecting their operation/discharge.
2	To apply contemporary trusts law in a practical scenario
3	To communicate how equitable maxims and trusts law can be applied in different scenarios, and the different equitable remedies that may be available
4	To understand the legal and non-legal materials that assist the courts in their application of equity and trusts law

Assessment

Indicative Assessment Tasks:

This section outlines the type of assessment task the student will be expected to complete as part of the module. More details will be made available in the relevant academic year module handbook.

1. Case studies 2x 1000 words - This task is intended to assess research skills, ability to analyse and evaluate issues in relation to Trust and Equity issues, and to develop a clear and well-reasoned argument in writing in relation to key issues.
2. Exam: 2 hours focussing on the foundational principles and purposes of equity and trusts and the governing legislative framework.

Assessment number	Learning Outcomes to be met	Type of assessment	Weighting (%)
1	1 – 2	Written Assignment	50
2	3 - 4	Examination	50



Derogations

PSRB requirement for LLB Law only:

The minimum pass mark for all LLB Law foundations of legal knowledge (FLK) subjects is 40%. Compensation is only permitted for a maximum of one module across the whole programme for a marginal fail (35-39) covering FLK subjects. (applies to LAW401D, LAW402D, LAW403D, LAW404, LAW502D, SOC575D, LAW601D, LAW603D)

Learning and Teaching Strategies

The learning and teaching strategy is grounded in the University's commitment to an Active Learning Framework (ALF) so that learning will be both accessible and active, and include synchronous and a-synchronous elements. Face to face classroom teaching will be supplemented by online lectures wherein students will be expected to complete activities such as watching Panopto videos; undertake additional reading; complete quizzes and exercises; and post comment for a-synchronous debate. These activities will be the subject of formative feedback by the module tutor. Added to this, will be access to staff who provide presence, challenge and support for student learning and can relate learning to real world uses.

Indicative Syllabus Outline

- Development of equity
- The meaning of equity
- Relationship between equity and the common law
- The nature of equitable interests
- Maxims of equity
- Classification of trusts; Nature of trusts and equitable rights
- Capacity and formalities for creation of trusts and dispositions of equitable interests
- Resulting, Implied and Constructive Trusts
- Constitution of trusts; formalities; charitable and non-charitable
- Definition and nature of public trusts; comparison with private trusts and benefits of charitable status
- The role of Charity Commission Trusts and Trustees
- Equitable Remedies, general principles; specific performance and injunctions.

Indicative Bibliography:

Please note the essential reads and other indicative reading are subject to annual review and update.

Essential Reads

Penner, J.E (2019) The Law of Trusts. Oxford: Oxford University Press: 11th edition

Virgo,G (2020) Principles of Equity and Trusts. Oxford: Oxford University Press

Davies, P.S., and Virgo,G. (2019) Equity and trusts; text, cases and materials Oxford: Oxford University Press

Ramjohn,M (2019) Unlocking Equity and Trusts. Abingdon: Routledge



Other indicative reading

Hudson, A (2017) *Equity and Trusts*. Abingdon: Routledge

Hayton, C. and Mitchell, C. (2019) *Text, Cases and Materials on the Law of Trusts and Equitable Remedies*. London: Thomson, Sweet and Maxwell.

Farran, S and Davies, K (2019) *Equity and Trusts*. Oxford: Oxford University Press.

Students will be expected to consult a range of law journals and selected e-journals from WestLaw with a view to developing appropriate legal research skills and to access important supplementary readings in preparation for assessments.

Employability – the University Skills Framework

Each module and degree programme are designed to support learners as they develop their graduate skills aligned to the University Skills Framework.

Using the philosophies of the Active Learning Framework (ALF) our 10 skills are embedded within programmes complementing core academic subject knowledge and understanding.

Through continuous self-assessment students own their individual skills journey and enhance their employability and career prospects.

This Module forms part of a degree programme that has been mapped against the University Skills Framework.

The Wrexham University Skills Framework Level Descriptors: An incremental and progressive approach.

Learners can use this document to identify where and how they are building skills and how they can develop examples of their success.