



Module Specification

Equity and Trusts

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Part 1: Information

Module title: Equity and Trusts

Module code: UJXTU6-20-3

Level: Level 6

For implementation from: 2023-24

UWE credit rating: 20

ECTS credit rating: 10

Faculty: Faculty of Business & Law

Department: FBL Dept of Law

Partner institutions: None

Delivery locations: Not in use for Modules

Field: Law - non modular

Module type: Module

Pre-requisites: None

Excluded combinations: None

Co-requisites: None

Continuing professional development: No

Professional, statutory or regulatory body requirements: None

Part 2: Description

Overview: The module will examine the fundamental principles of equity and trusts law and application of the law to a diverse range of practical situations developing the skills of research critical analysis evaluation and application.

Features: Not applicable

Educational aims: The aim of this module is to enable students to develop a systematic understanding of equity and trusts law and to develop their legal skills within this subject context.

Outline syllabus: The indicative syllabus for this module includes:

Introduction to Equity and Trusts and the Trust Concept

Formalities and the Three Certainties

Constitution of Trusts

Secret Trusts, Mutual Wills, Protective Trusts

Resulting, Implied and Constructive Trusts (Family Home)

Charitable Trusts and Non-Charitable Purpose Trusts

Trustees - General Principles, Powers and Duties

Fiduciary Duties of Trustees

Variation of Trusts

Breach of Trust

Equitable Remedies

Part 3: Teaching and learning methods

Teaching and learning methods: The learning on this online course will take place through a variety of modes including directed independent learning, self-directed learning, and group activities. Students will need to adopt a proactive approach to the course and engage with the full offer of learning opportunities to ensure successful achievement of the learning outcomes.

Directed independent learning includes engaging with resources such as recorded lectures, videos, and reading as well as guided activities for example preparing notes, case studies where students argue on behalf of the opposing parties and worksheets comparing and contrasting equitable principles. Self-directed learning includes activities such as reading, note-taking, research, and exploring resources. Group activities may include discussions, legal debate, collaborative working, and peer learning.

The module is designed to offer an authentic learning experience in which students

apply the theoretical principles they have researched and studied to practical scenarios. For example, students may be expected to be able to prepare and present brief outlines of and/or commentary on the relevant law; their analysis of specific problems and their 'solutions' to specific case studies in the small group sessions.

Hours to be allocated: 200

Contact hours:

Independent study/self-guided study = 163 hours

Online directed learning = 37 hours

Total = 200

Module Learning outcomes: On successful completion of this module students will achieve the following learning outcomes.

MO1 Demonstrate a detailed knowledge and understanding of the field of equity and trusts, including key theories, principles and debates.

MO2 Create and execute appropriate solutions to legal issues in an equity and trusts context.

MO3 Apply legal research skills effectively, enabling identification and retrieval of relevant information from a diverse range of legal sources

MO4 Create coherent legal arguments through appropriate analysis, critical evaluation and synthesis of relevant legal principles and arguments.

MO5 Demonstrate clear and effective written communication skills in the context of equity and trusts law.

Hours to be allocated: 200

Contact hours:

Independent study/self-guided study = 162 hours

E-learning/online learning = 38 hours

Total = 200

Reading list: The reading list for this module can be accessed at [readinglists.uwe.ac.uk](https://rl.talis.com/3/uwe/lists/C55524D3-530F-9B4D-8111-B93B034E169F.html?lang=en-GB&login=1) via the following link <https://rl.talis.com/3/uwe/lists/C55524D3-530F-9B4D-8111-B93B034E169F.html?lang=en-GB&login=1>

Part 4: Assessment

Assessment strategy: Equity and Trusts is taught and assessed in the same Teaching Block as European Union Law, Property Law and an Independent Research Project. The assessment strategy for the module is informed by the need to provide a rigorous assessment regime (both as regards breadth and depth of coverage of the syllabus).

Assessment is through a 24-hour online examination at the end of the Teaching Block.

This format of assessment will allow coverage of an extensive range of the syllabus topics and the word limit will enable students to demonstrate an appropriately detailed knowledge and understanding of the relevant topics.

The question style will involve the students in formulating a coherent legal argument, based upon an analysis of the factual matrix of the question and a critical evaluation and application of the relevant legal principles.

The assessment will require students to demonstrate effective written communication skills by articulating their response to each question with appropriate clarity, accuracy and economy, and doing so within a limited time period.

Assessment components:

Examination (Online) (First Sit)

Description: Online examination (4500 words)

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5

Examination (Online) (Resit)

Description: Online examination (4500 words)

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5

Part 5: Contributes towards

This module contributes towards the following programmes of study:

Law {Distance Learning} [Distance] GradDip 2023-24