



# COURSE DESCRIPTION - FACULTY OF LAW

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**COURSE NUMBER:** LAW 580:A1      **COURSE NAME:** TRUSTS

**PREREQUISITE COURSES:** PROPERTY LAW

**PREREQUISITE FOR:** NONE

**CREDITS:** 3   **HOURS PER TERM:** 3   **TERM:** 1<sup>ST</sup>      **MAXIMUM ENROLLMENT:** 65

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**PROFESSORS:** MITCHELL McINNES

**METHOD OF PRESENTATION:**    LECTURE X    SEMINAR                  OTHER

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## **METHOD OF EVALUATION:**

Each student can choose between: (1) a mid-term examination worth 25% and a final examination worth 75%, or (2) a final examination worth 100%.

The examinations will be OPEN BOOK.

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## **COURSE DESCRIPTION:**

The first part of this course will examine the nature, creation and operation of express trusts. The second part will examine the manner in which Canadian courts have used resulting trusts and constructive trusts to remedy improper or reversible transfers of property. Throughout the course, a special emphasis will be placed upon the relationship between triggering events and legal responses with a view to determining the precise bases upon which the different species of trusts arise.

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## **\*SPECIAL COMMENTS:**

**EVENING CLASS:**

**SPECIAL ATTENDANCE:**

**OTHER:**

**REQUIRED TEXTS (IF ANY):** Oosterhoff, Chambers, McInnes, & Smith *Oosterhoff on Trusts: Text, Commentary and Materials*, 6<sup>th</sup> ed (Carswell 2004)