

**FACULTY OF LAW, UNIVERSITY OF VICTORIA**  
**2011-12 COURSE REGISTRATION – PRELIMINARY COURSE INFORMATION<sup>1</sup>**

<b>COURSE</b>	Law 319 Trusts
<b>UNIT VALUE</b>	1.5 Units (3 hours of instruction per week)
<b>INSTRUCTOR</b>	Mark Gillen
<b>TERM OFFERED</b>	Spring 2012
<b>CLASS TIMES</b>	See Schedule
<b>PREREQUISITES/CO-REQUISITES</b>	None

## **COURSE DESCRIPTION**

The course provides an introduction to the main aspects of express trusts and briefly canvasses trusts created by the operation of law. It will also examine some modern uses of trusts and the public trust doctrine.

In examining the express trust the course will consider both trusts for persons and purpose trusts (both charitable and non-charitable). It will look at the administration of express trusts and, time permitting, compare express trusts to other similar legal concepts. It will very briefly note trusts by operation of law including both resulting and constructive trusts. Time permitting, trust remedies may also be examined.

## **COURSE OBJECTIVES**

Students should be able to:

- 1. Base Knowledge:** Demonstrate a basic knowledge of the material covered in the course (terminology, legal rules, concepts and policy considerations) by answering short questions on a mid-term quiz and/or final exam.
- 2. Application:** Identify legal issues relating to the law of trusts raised in a given fact situation, set out the applicable law and apply the law to the facts noting relevant policy considerations and how those policy considerations apply in the particular fact situation.
- 3. Policy:** Demonstrate an appreciation of broader policy issues by writing an exam essay responding to a question or commenting on a statement or by using a policy analysis in the context of answering a fact pattern question.

## **TEACHING METHODOLOGIES**

The teaching methodology will involve lectures reviewing the readings supplemented by sample problems that will be taken up in class.

## **EVALUATION**

The evaluation will be as follows:

1. Two **optional** mid-term closed-book tests that will each count for 20% of the final grade. These tests will focus on the base knowledge objective noted under heading B above. The questions will be drawn from a set of questions that will be provided in advance.
2. An open-book final exam that will count for 60% for those who chose to write both of the optional mid-term closed-book tests, 80% for those who chose to write one of the optional mid-term closed-book tests, or 100% for those who chose not to write either of the optional mid-term closed-book tests. The final exam will focus on the application and policy objectives noted under heading B above.

*March 31, 2011*

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<sup>1</sup> The information in this document is provided for course registration purposes only and is **subject to change**. More detailed course information about course content and evaluation will be provided upon the commencement of the course. Students seeking additional information about the course prior to its commencement may contact the instructor or, if no instructor is listed, the Manager of Academic Administration and Student Services ([lawmaass@uvic.ca](mailto:lawmaass@uvic.ca)).