

# LAWD30120: Trusts

[View Online](#)

Abigail Doggett (2003) 'Explaining "RE: Rose": The Search Goes On?', *The Cambridge Law Journal*, 62(2), pp. 263–266. Available at: <https://www.jstor.org/stable/4508993>.

Allan, G. G. (2011) 'The Secret is out There: Searching for the Legal Justification for the Doctrine of Secret Trusts through Analysis of the Case Law', *Common Law World Review* [Preprint], (4). Available at: <http://heinonline.org/HOL/Page?public=false&handle=hein.journals/comlwr40&id=319>.

Battersby, G. (1979) 'Formalities for the disposition of equitable interests under a trust', *The Conveyancer and property lawyer*, 43, pp. 17–37.

Birks, P. (2002) 'The content of fiduciary obligation', *Trust Law International* [Preprint]. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrownse%2FHome%2FWestlawUK>.

Brian Green (1984) 'Grey, Oughtred and Vandervell. A Contextual Reappraisal', *The Modern Law Review*, 47(4), pp. 385–421. Available at: <https://www.jstor.org/stable/1095817>.

Capper, D. (1997) 'Compensation for Breach of Trust', *The Conveyancer and property lawyer* [Preprint]. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrownse%2FHome%2FWestlawUK>.

Challinor, E. (2005) 'Debunking the myth of secret trusts', *The Conveyancer and property lawyer* [Preprint]. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrownse%2FHome%2FWestlawUK>.

Charity Commission (2013a) 'Charitable purposes'. Available at: <https://www.gov.uk/government/publications/charitable-purposes>.

Charity Commission (2013b) 'Legal analysis: public benefit'. Available at: <https://www.gov.uk/government/publications/legal-analysis-public-benefit>.

Charity Commission (2013c) 'Public benefit: the public benefit requirement (PB1)'.

Available at:

<https://www.gov.uk/government/publications/public-benefit-the-public-benefit-requirement-pb1>.

Charity Commission (2016) 'Preston Down Trust: case report'. Available at:  
<https://www.gov.uk/government/publications/preston-down-trust-case-report>.

Charles Harpum (1986) 'Administrative Unworkability and Purpose Trusts', *The Cambridge Law Journal*, 45(3), pp. 391–394. Available at: <https://www.jstor.org/stable/4506923>.

Conaglen, M. (2005) 'The nature and function of fiduciary loyalty', *Law Quarterly Review*, 121. Available at:

<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Conaglen, M. (2011) 'Difficulties with tracing backwards', *Law quarterly review*, 127. Available at:

<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Critchley, P. (1999) 'Instruments of fraud, testamentary dispositions, and the doctrine of secret trusts', *Law Quarterly Review*, 115, pp. 631–654. Available at:

<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Davies, P.S., Virgo, G. and Virgo, G. (2019) *Equity & trusts: text, cases, and materials*. Third edition. Edited by E.H. Burn. Oxford University Press.

Dickens, C. (1994) *Bleak House*. London: Penguin.

Edelman, J. (2010) 'When do fiduciary duties arise?', *Law quarterly review*, 126, pp. 302–327. Available at:

<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Edelman, J. (2013a) 'Two Fundamental Questions for the Law of Trusts', *Law Quarterly Review*, 129, pp. 66–86. Available at:

<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Edelman, J. (2013b) 'Two Fundamental Questions for the Law of Trusts', *Law Quarterly Review*, 129, pp. 66–86. Available at:

<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Emery, C.T. (1982) 'The most hallowed principle: certainty of beneficiaries of trusts and

powers of appointment', *The Law quarterly review*, 98, pp. 551–586.

Evans, S. (1999) 'Rethinking Tracing and the Law of Restitution', *Law quarterly review*, 115. Available at:  
<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Evans, S. (2014) 'Should professionally drafted half-secret trusts be extinct after Larke v Nugus?', *The Conveyancer and property lawyer* [Preprint]. Available at:  
<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Fox, D. (2011) 'Non-excludable trustee duties', *Trusts & Trustees*, 17(1), pp. 17–26. Available at: <https://doi.org/10.1093/tandt/ttq115>.

Garton, J. (2003) 'The role of the trust mechanism in the Rule in Re Rose', *The Conveyancer and property lawyer*, 67, pp. 364–367. Available at:  
<https://uk.westlaw.com/Document/IA73B9D90E72111DA9D198AF4F85CA028/View/FullText.html>.

Garton, J. et al. (2015a) Moffat's trusts law: text and materials. Sixth edition. Cambridge: Cambridge University Press.

Garton, J. et al. (2015b) Moffat's trusts law: text and materials. Sixth edition. Cambridge: Cambridge University Press.

Glanville L. Williams (1940) 'The Three Certainties', *The Modern Law Review*, 4(1), pp. 20–26. Available at: <https://www.jstor.org/stable/1089548>.

Grbich, Y. (1974) 'Baden: Awakening the Conceptually Moribund Trust', *The Modern Law Review*, 37(6), pp. 643–656. Available at: <https://www.jstor.org/stable/1094399>.

Griffiths, G. (2008) 'An inevitable tension? The disclosure of letters of wishes', *The Conveyancer and property lawyer* [Preprint]. Available at:  
<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Grubb, A. (1982) 'Powers, Trusts and Classes of Objects', *The Conveyancer and property lawyer*, 46, pp. 432–441.

Halliwell, M. (2003) 'Perfecting imperfect gifts and trusts: have we reached the end of the chancellor's foot?', *The Conveyancer and property lawyer*, 67, pp. 192–202. Available at:  
<https://uk.westlaw.com/Document/I924BA6F0E71211DA915EF37CAC72F838/View/FullText.html>.

Halliwell, M. and Prochaska, E. (2006) 'Assistance and dishonesty: ring-a-ring o'roses', *The Conveyancer and property lawyer* [Preprint]. Available at:  
<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

wse%2FHome%2FWestlawUK.

Harding, M. (2008) 'Trusts for Religious Purposes and the Question of Public Benefit', *The Modern Law Review*, 71(2), pp. 159–182. Available at:  
<https://www.jstor.org/stable/25151191>.

Hart, W. G. (1899) 'What Is a Trust', *Law Quarterly Review* [Preprint], (3). Available at:  
<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/lqr15&id=296>.

Hayton, D. (1994) 'Uncertainty of subject-matter of trusts', *Law Quarterly Review*, 110, pp. 335–340. Available at:  
<https://uk.westlaw.com/Document/ICD03DB50E72111DA9D198AF4F85CA028/View/FullText.html>.

Hicks, A. (2001) 'The Trustee Act 2000 and the modern meaning of "investment"', *Trust Law International*, 15, pp. 203–213. Available at:  
<https://www.lexisnexis.com/uk/legal/auth/checkbrowser.do?t=1645125976589&bhcp=1>.

Hudson, A. (2014a) Great debates in equity and trusts. Basingstoke: Palgrave Macmillan. Available at: <https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=4763159>.

Hudson, A. (2014b) Great debates in equity and trusts. Basingstoke: Palgrave Macmillan. Available at: <https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=4763159>.

Hudson, A. (2014c) Great debates in equity and trusts. Basingstoke: Palgrave Macmillan. Available at: <https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=4763159>.

Hudson, A. (2014d) Great debates in equity and trusts. Basingstoke: Palgrave Macmillan. Available at: <https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=4763159>.

Hudson, A. (2014e) Great debates in equity and trusts. Basingstoke: Palgrave Macmillan. Available at: <https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=4763159>.

Hudson, A. (2017) Understanding equity & trusts. Sixth edition. London: Routledge.

Jaffey, P. (2015) 'Explaining the trust', *Law Quarterly Review*, 131. Available at:  
<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Kincaid, D. (2000) 'The Tangled Web: the Relationship between a Secret Trust and a Will', *The Conveyancer and property lawyer*, pp. 420–426. Available at:  
<http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Langbein, J.H. (1995) 'The Contractarian Basis of the Law of Trusts', *The Yale Law Journal*, 105(3). Available at: <https://doi.org/10.2307/797196>.

Langbein, J.H. (1997) 'The Secret Life of the Trust: The Trust as an Instrument of Commerce', *The Yale Law Journal*, 107(1). Available at: <https://doi.org/10.2307/797278>.

Law Commission (1999) Trustees' Powers and Duties. Available at: <https://www.lawcom.gov.uk/project/trustees-powers-and-duties/>.

'Law Commission - Making a Will' (2017a). Law Commission Consultation Paper. Available at: <https://www.lawcom.gov.uk/project/wills/>.

'Law Commission - Making a Will' (2017b). Law Commission Consultation Paper. Available at: <https://www.lawcom.gov.uk/project/wills/>.

Lee, J. (2015) 'Constructing and limiting liability in equity', *Law quarterly review*, 131. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowsing%2FHome%2FWestlawUK>.

Luxton, P. (2012) 'In search of perfection: the Re Rose rule rationale', *The Conveyancer and property lawyer*, 76, pp. 70–75. Available at: <https://uk.westlaw.com/Document/ID134E9B050A411E18A8AA01CC7CE21D9/View/FullText.html>.

Martin, J. (1996) 'Certainty of subject matter: a defence of Hunter v Moss', *The Conveyancer and property lawyer*, 60, pp. 223–227. Available at: <https://uk.westlaw.com/Document/IA764A961E72111DA9D198AF4F85CA028/View/FullText.html>.

Matthew Conaglen (2006) 'A Re-Appraisal of the Fiduciary Self-Dealing and Fair-Dealing Rules', *The Cambridge Law Journal*, 65(2), pp. 366–396. Available at: <https://www.jstor.org/stable/4509206>.

Matthews, P. (2006) 'The comparative importance of the rule in Saunders v Vautier', *Law Quarterly Review*, 122, pp. 266–264. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowsing%2FHome%2FWestlawUK>.

Millett, P. (1991) 'Tracing the proceeds of fraud', *Law quarterly review*, 107. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowsing%2FHome%2FWestlawUK>.

Neuberger, D. (2010) 'Has Equity had its day?' Available at: <http://webarchive.nationalarchives.gov.uk/20131203071235/http://www.judiciary.gov.uk/Resources/JCO/Documents/Speeches/mr-speech-hong-kong-lecture-12102010.pdf>.

Nobles, R.L. (1992) 'Charities and ethical investment', *The Conveyancer and property lawyer* [Preprint]. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowsing%2FHome%2FWestlawUK>.

P. S. Atiyah (1958) 'Public Benefit in Charities', *The Modern Law Review*, 21(2), pp. 138–154. Available at: <https://www.jstor.org/stable/1091061>.

Patrick Parkinson (2002a) 'Reconceptualising the Express Trust', *The Cambridge Law Journal*, 61(3), pp. 657-683. Available at: <https://www.jstor.org/stable/4508936>.

Patrick Parkinson (2002b) 'Reconceptualising the Express Trust', *The Cambridge Law Journal*, 61(3), pp. 657-683. Available at: <https://www.jstor.org/stable/4508936>.

Patrick Parkinson (2002c) 'Reconceptualising the Express Trust', *The Cambridge Law Journal*, 61(3), pp. 657-683. Available at: <https://www.jstor.org/stable/4508936>.

Pawlowski, M. (1994) 'Death bed gifts', *New law journal*, 144. Available at: <http://www.lexisnexis.com/uk/legal>.

Pawlowski, M. and Summers, J. (2007) 'Private purpose trusts – a reform proposal', *The Conveyancer and property lawyer*, pp. 440-455. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Rahmatian, A. (2009) 'The continued relevance of the "poor relations" and "poor employees" cases under the Charities Act 2006', *The Conveyancer and property lawyer* [Preprint]. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Rickett, C. (2001) 'Completely constituting an inter vivos trust: property rules?', *The Conveyancer and property lawyer*, 65. Available at: <https://uk.westlaw.com/Document/IA74317A1E72111DA9D198AF4F85CA028/View/FullText.html>.

Roberts, N. (2013) 'Donationes mortis causa in a dematerialised world', *The Conveyancer and property lawyer*, pp. 113-128. Available at: <https://uk.westlaw.com/Document/IE22491D0A31E11E28E17C4EDF535ADDD/View/FullText.html>.

Rosy Thornton (2008) 'Ethical Investments: A Case of Disjointed Thinking', *The Cambridge Law Journal*, 67(2), pp. 396-422. Available at: <https://www.jstor.org/stable/25166411>.

Ryan, D. (2007) 'Royal Brunei dishonesty: a clear welcome for Barlow Clowes', *The Conveyancer and property lawyer* [Preprint]. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.

Scott, A. (1917) 'Nature of Rights of the Cestui Que Trust', *Columbia Law Review* [Preprint], (4). Available at: <http://heinonline.org/HOL/Page?public=false&handle=hein.journals/clr17&id=293>.

Scott, A.W. (1922) 'The Trust as an Instrument of Law Reform', *The Yale Law Journal*, 31(5). Available at: <https://doi.org/10.2307/789370>.

Sloan, B. (2012) 'Public schools for public benefit?', *The Cambridge Law Journal*, 71(1), pp. 45-47. Available at: <https://www.jstor.org/stable/23253784>.

Stone, H. F. (1917) 'Nature of the Rights of the Cestui Que Trust', *Columbia Law Review* [Preprint], (6). Available at: <http://heinonline.org/HOL/Page?public=false&handle=hein.journals/clr17&id=491>.

Synge, M. (2011) 'Poverty: an essential element in charity after all?', *The Cambridge Law Journal*, 70(3), pp. 649-668. Available at: <https://www.jstor.org/stable/41301013>.

T. G. Youdan (1984) 'Formalities for Trusts of Land, and the Doctrine in Rochefoucauld v. Boustead', *The Cambridge Law Journal*, 43(2), pp. 306-336. Available at: <https://www.jstor.org/stable/4506654>.

Turner, P.G. (2016) 'Tracing to and fro', *The Cambridge Law Journal*, 75(03), pp. 462-465. Available at: <https://doi.org/10.1017/S0008197316000726>.

Virgo, G. (2018a) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018b) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018c) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018d) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018e) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018f) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018g) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018h) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018i) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Virgo, G. (2018j) *The principles of equity and trusts*. Third edition. Oxford: Oxford University Press.

Watt, G. (2018a) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.

Watt, G. (2018b) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.

- Watt, G. (2018c) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018d) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018e) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018f) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018g) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018h) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018i) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watt, G. (2018j) *Trusts & equity*. Eighth edition. Oxford: Oxford University Press.
- Watts, G. (no date) 'Introduction to Trusts and Equity'. Available at: <http://global.oup.com/uk/orc/law/trusts/watt/resources/video/>.
- Webb, C. and Akkouh, T. (2017a) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017b) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017c) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017d) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017e) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017f) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017g) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017h) *Trusts law*. Fifth edition. London: Palgrave.
- Webb, C. and Akkouh, T. (2017i) *Trusts law*. Fifth edition. London: Palgrave.
- Wilde, D. (1995) 'Secret and semi-secret trusts: justifying distinctions between the two', *The Conveyancer and property lawyer*, pp. 366–367. Available at: <http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK>.