

Global Learning Semesters

Course Syllabus

Course: LAW-306 Succession II

Department: Law

Host Institution: University of Nicosia, Nicosia, Cyprus



Course Summary		
Course Code	Course Title	Recommended Credit Hours
LAW-306	Succession II	3
Semester Offered	Contact Hours	Prerequisites
Spring	42	LAW-305
Department	Level of Course	Language of Instruction
Law	Upper Division	English

Course Description

Family provision. The concept of testamentary freedom: arguments for and against. Historical and comparative aspects. Fixed rights versus discretion. The Inheritance (Provision for Family and Dependants) Act 1975.

Construction. General principles of construction, common law and statutory. Descriptions of persons and property. Class closing rules. Rectification. Extrinsic evidence.

Entitlement. Types of testamentary gift. Characteristic features of legacies and devises. Failure of gifts: ademption, lapse, uncertainty, forfeiture, disclaimer, witnessing a will, commorientes.

Instructor

Dr Kaniye S A Ebeku

Course Aims and Objectives

The course continues with the controversial notion of testamentary freedom enjoyed by the testator. In what may be sometimes poorly drafted wills, the general principles of construction will be considered. The course concludes with the question of entitlement.

Teaching Methods

The course is delivered through a mixture of lectures, discussions, and presentations.

Course Teaching Hours

42 hours (30 hours of lectures, 12 hours of seminars/tutorials and student-led presentation/seminars). The course is delivered during the Spring semester in 14 weeks (3 hours/week).

Evaluation and Grading

Assigned work:	25%
Interim tests:	25%
Final Exam:	50%

Readings and Resources

Required Textbook

D. G. Cracknell, Succession: the Law of Wills and Estates, 4th ed., Old Bailey Press, 2001

Recommended Reading

V. Kanda Rovati (ed.), Succession: the Law of Wills and Estates: Casebook, Old Bailey Press, 2001