

Module Title:	Equity and Trusts 1
Language of Instruction:	English
Credits:	10
NFQ Level:	8
Module Delivered In	1 programme(s)
Teaching & Learning Strategies:	Lectures - communication of knowledge and ideas from the lecturer to the student. Problem Solving Exercises - student will work as part of a team and will work together to resolve various legal scenarios. Class Discussion/Debate - Students will be encouraged to actively participate in the class sessions which will develop their analytical and communication skills. E-Learning - the module will be supported with on-line learning materials. Self-Direct Independent Learning - the emphasis on independent learning will develop a strong and autonomous work and learning practices.
Module Aim:	The aim of this module is to provide students with a solid knowledge and developed understanding of the fundamental principles of equity applied in Ireland.
Learning Outcomes	
<i>On successful completion of this module the learner should be able to:</i>	
LO1	Discuss the origins and historical development of Equity
LO2	Comprehend and explain the principal equitable maxims and doctrines and their application in modern jurisprudence
LO3	Demonstrate a strong knowledge of the principal equitable remedies and the role of judicial discretion and critically evaluate the consequent availability of these remedies in the courts.
LO4	Critically evaluate the law in this area and employ knowledge and critical understanding in solving relevant legal problems.
LO5	Research aspects of the law of equity and trusts either independently or as part of a group and communicate findings and proposals in written and/or verbal form.
Pre-requisite learning	
Module Recommendations <i>This is prior learning (or a practical skill) that is recommended before enrolment in this module.</i>	
No recommendations listed	
Incompatible Modules <i>These are modules which have learning outcomes that are too similar to the learning outcomes of this module.</i>	
No incompatible modules listed	
Co-requisite Modules	
No Co-requisite modules listed	
Requirements <i>This is prior learning (or a practical skill) that is mandatory before enrolment in this module is allowed.</i>	
No requirements listed	

Module Content & Assessment

Indicative Content

Introduction to Equity

• Historical Development • Fusion of Law and Equity • Maxims of Equity • Equitable Interests v Mere equities

Equitable Doctrines

• Equitable Estoppel • Undue Influence & Unconscionable Transactions. • Priorities and the Doctrine of Notice • Election • Satisfaction • Conversion and Re Conversion • Performance

Equitable Remedies

• Injunctions - General principles - Interlocutory Injunctions Applicability and non-applicability of Campus Oil/MSD tests, prohibitory, mandatory. - Perpetual Injunctions - Quia timet - Mareva - Anton Piller • Specific Performance – applicability to particular types of contract, defences. • Rescission – grounds, loss of right, third parties. • Rectification • Tracing

Assessment Breakdown

	%
End of Module Formal Examination	100.00%

No Continuous Assessment

No Project

No Practical

End of Module Formal Examination

<i>Assessment Type</i>	<i>Assessment Description</i>	<i>Outcome addressed</i>	<i>% of total</i>	<i>Assessment Date</i>
Formal Exam	End-of-Semester Final Examination	1,2,3,4	100.00	End-of-Semester

ITCarlow reserves the right to alter the nature and timings of assessment

Module Workload

Workload: Full Time		
<i>Workload Type</i>	<i>Frequency</i>	<i>Average Weekly Learner Workload</i>
Lecture	12 Weeks per Stage	3.00
Estimated Learner Hours	15 Weeks per Stage	14.27
Total Hours		250.00

Workload: Part Time		
<i>Workload Type</i>	<i>Frequency</i>	<i>Average Weekly Learner Workload</i>
Lecture	Every Week	1.50
Total Hours		1.50

Module Delivered In

Programme Code	Programme	Semester	Delivery
CW_HHLAW_B	Honours Bachelor of Laws Degree - LLB	5	Mandatory