

MODULE DESCRIPTOR

Module Title

Succession

Reference	BS3175	Version	4
Created	February 2017	SCQF Level	SCQF 9
Approved	May 2017	SCQF Points	15
Amended	May 2017	ECTS Points	7.5

Aims of Module

To enable the student to analyse, synthesise and evaluate the theories and techniques relating to the law of succession.

Learning Outcomes for Module

On completion of this module, students are expected to be able to:

- 1 Consider and analyse the main principles of the law of succession.
- 2 Critically evaluate and analyse the legal consequences of death and the distribution of the estate of the deceased.
- 3 Apply the principles of the law relating to the distribution of a deceased's estate to practical situations.
- 4 Explain and analyse the concept of a trust and how one is created and terminated.

Indicative Module Content

This module will cover the law of succession namely; proof of death and survivorship; entitlement to inherit; payment of debts; intestate succession; testate succession; will substitutes; formal validity of wills; revocation of wills; essential validity of wills; restraints on testamentary freedom; vesting; executry administration; private international law aspects; creation, termination, nature, operation and validity of trusts.

Module Delivery

This is a lecture and tutorial based module. Lectures provide core module content. Tutorials develop associated higher level skills through student centred learning.

Indicative Student Workload	Full Time	Part Time
Contact Hours	36	36
Non-Contact Hours	114	114
Placement/Work-Based Learning Experience [Notional] Hours	N/A	N/A
TOTAL	150	150
<i>Actual Placement hours for professional, statutory or regulatory body</i>		

ASSESSMENT PLAN

If a major/minor model is used and box is ticked, % weightings below are indicative only.

Component 1

Type: Coursework Weighting: 30% Outcomes Assessed: 1, 2, 3
 Description: Written coursework exercise

Component 2

Type: Examination Weighting: 70% Outcomes Assessed: 1, 2, 3, 4
 Description: Written examination

MODULE PERFORMANCE DESCRIPTOR

Explanatory Text

The Module is assessed by two components: C1 - Coursework - 30% weighting. C2 - Examination - 70% weighting. Module Pass Mark = Grade D (40%)

Module Grade	Minimum Requirements to achieve Module Grade:
A	At least 70% on weighted aggregate and at least 35% in each component
B	At least 60% on weighted aggregate and at least 35% in each component
C	At least 50% on weighted aggregate and at least 35% in each component
D	At least 40% on weighted aggregate and at least 35% in each component
E	At least 35% on weighted aggregate
F	Less than 35% on weighted aggregate
NS	Non-submission of work by published deadline or non-attendance for examination

Module Requirements

Prerequisites for Module	None.
Corequisites for module	None.
Precluded Modules	None.

INDICATIVE BIBLIOGRAPHY

- 1 BARR, A.R. 2009. *Drafting wills in Scotland*. 2nd ed. London: Tottel.
- 2 GIBB, A., 2012. *Succession*. 3rd Ed. Edinburgh: W. Green. (Law Basics series)
- 3 GRETTON, G., 2013. *Property, trusts and succession*. 2nd ed. Haywards Heath: Bloomsbury Professional.
- 4 HIRAM, H., 2007. *The Scots law of succession*. 2nd ed. London: Butterworths LexisNexis.
- 5 MACDONALD, D.R., 2001. *Succession*. 3rd ed. Edinburgh: W Green.
- 6 MCCARTHY, F., 2013. *Succession law*. Dundee: Dundee University Press.
- 7 NORRIE, K., and SCOBIE, E., 1991. *Trusts*. Edinburgh: W. Green.
- 8 WILSON, W.A. and DUNCAN, A.G.M., 1995. *Trusts, trustees and executors*. 2nd ed. Edinburgh: W. Green and Scottish Universities Law Institute.