

## MODULE DESCRIPTOR

### Module Title

Succession

Reference	LL3175	Version	2
Created	June 2022	SCQF Level	SCQF 9
Approved	May 2017	SCQF Points	15
Amended	August 2023	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	N/A
Non-Contact Hours	114	N/A
Placement/Work-Based Learning Experience [Notional] Hours	N/A	N/A
TOTAL	150	N/A
<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:	100%	Outcomes Assessed:	1, 2, 3, 4
Description:	Written coursework				

**MODULE PERFORMANCE DESCRIPTOR****Explanatory Text**

The calculation of the overall grade for this module is based on 100% weighting of CW1. An overall minimum grade D is required to pass the module.

Module Grade	Minimum Requirements to achieve Module Grade:
<b>A</b>	The student needs to achieve an A in CW1
<b>B</b>	The student needs to achieve a B in CW1
<b>C</b>	The student needs to achieve a C in CW1
<b>D</b>	The student needs to achieve a D in CW1
<b>E</b>	The student needs to achieve an E in CW1
<b>F</b>	The student needs to achieve an F in CW1
<b>NS</b>	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.