

Liverpool John Moores University

Title: Law of Succession
Status: Definitive
Code: **6104LAWCL** (121602)
Version Start Date: 01-08-2021

Owning School/Faculty: Law
Teaching School/Faculty: Law

Team	Leader
Anita Ellis	Y
Fleur Lawrence	
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Academic Level: FHEQ6 **Credit Value:** 20 **Total Delivered Hours:** 46

Total Learning Hours: 200 **Private Study:** 154

Delivery Options

Course typically offered: Semester 2

Component	Contact Hours
Lecture	22
Online	4
Seminar	16
Tutorial	2

Grading Basis: 40 %

Assessment Details

Category	Short Description	Description	Weighting (%)	Exam Duration
Essay	Essay	2500 words essay	50	
Exam	Exam	Exam	50	2

Aims

To provide students with an understanding of the law relating to wills, intestacy, the administration of estates of deceased persons and the practical and technical application of that law.

Learning Outcomes

After completing the module the student should be able to:

- 1 Demonstrate a solid grounding in the basic concepts and principles of the law of succession.
- 2 Ascertain and evaluate the relevant facts contained in unfamiliar scenarios and apply knowledge to complex probate problems and/or difficult theoretical questions of succession law.
- 3 Solve practical problems arising from the administration of an estate.
- 4 Demonstrate an ability to select and address key legal and factual issues from a variety of given and non-given sources.

Learning Outcomes of Assessments

The assessment item list is assessed via the learning outcomes listed:

2500 words essay	1	2	4	
Exam	1	2	3	4

Outline Syllabus

- *The Formalities of Will-Making*
- *Testamentary Capacity*
- *Undue Influence and Fraud*
- *The Revocation of Wills and Codicils*
- *Inheritance Family Provision*
- *Intestacy*
- *Inheritance Tax*
- *Administration of Estates*

Learning Activities

Interactive lectures
Student led case study and problem solving seminars
Online quizzes
Tutorials (Drop-in sessions)

Notes

The Law of Succession is concerned with the disposition and distribution of property belonging to a late, lamented, but now decidedly dead, and deceased, person. In this module, we will be looking at the disposition of a person's estate where he or she had the foresight, mental capacity and wit to draft a valid will, as well as the

necessary requirements for a valid will along with the requirements for knowledge and approval of the contents of the will and concept of undue influence as it applies to wills. We will also study the distribution of an estate where the deceased died without a valid will – either because the will was invalid or because they had no will – and the taxation of that estate. In addition we will look at the family inheritance provisions, which allow disgruntled spouses, partners, dependents and children to ask the Court to "re-write" the will for their benefit. And, finally, we will be looking at the practicalities and procedure involved in acting as personal representatives in the administration of a deceased's estate.