Incorporating recent case law developments, the second edition of *Equity and Trusts in Australia* provides undergraduate and Juris Doctor students with a current and accessible introduction to Australian equity and trusts law.

Expanding upon first edition content, the text includes greater depth of topic discussion, explanation of key theories and terminology, while demonstrating how these are applied in practice. The chapters on fiduciary obligations, resulting trusts and constructive trusts have been reworked to strengthen the text’s coverage of all facets of equity and trusts law.

At the conclusion of each chapter, students are invited to further engage with the content via access to the companion website which includes extended readings, further commentary, practice problems and discussion topics that are updated by the authors.

*Equity and Trusts in Australia* links key doctrines to their wider relationship with the law, making it a fundamental text for students embarking on this area of study for the first time.

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EQUITY AND TRUSTS IN AUSTRALIA
SECOND EDITION

M W Bryan, V J Vann and S Barkehall Thomas
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PREFACE

There are many books on equity and trusts. Ours has modest but important aims. It is unashamedly pedagogic, being designed for students enrolled in LLB and JD degrees taking semesterised and trimesterised equity and trusts units. It makes no attempt to be comprehensive but focuses only on those topics we regard as essential to a foundational understanding of equity and trusts, required for the purpose of obtaining professional qualification. The book is premised on the belief that equitable doctrine is a coherent body of doctrine which affords the student insights, for example into the relationship between breaches of duty and remedies, that cannot be obtained from the study of other subjects in a law degree. Moreover, although legal study is not most students’ idea of fun, the study of equity is intellectually interesting from a variety of perspectives. It is essential that students coming to the subject not be under the misconception that it is arcane or obscure.


References are made throughout the text to ‘A Sourcebook on Equity and Trusts in Australia’, published by CUP in 2016. This book is designed to be used either as a companion to the Sourcebook or as a freestanding text.

The book should be read in conjunction with its companion website at www.cambridge.edu.au/academic/equity. The website contains detailed analysis of specific equity and trusts principles which are outlined in the text, suggestions for further reading and investigation, academic analysis of controversial areas of doctrine and practice, and practice problems and guidelines to answers to assist students with exam preparation. It is our intention to update the website regularly. Students who are ambitious to do well should acquire the habit of consulting the website once they have absorbed the material in the text.

Users of the previous edition, both lecturers and students, have provided us with feedback which has assisted us in the preparation of this edition. In addition, we are grateful to Oscar Ruane for his meticulous work on individual chapters. Lucy Russell, Danushka Silva and Emily Thomas, at Cambridge University Press, have been patient, generous and professional.
Needless to say, the authors are solely responsible for any errors in this edition, notwithstanding the invaluable support and assistance they have received.

We have endeavoured to state the law as of 1 December 2016.

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