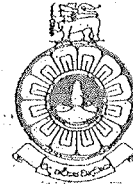


THE OPEN UNIVERSITY OF SRI LANKA
FACULTY OF HUMANITIES AND SOCIAL SCIENCES
DEPARTMENT OF LEGAL STUDIES
LLB (HONOURS) DEGREE PROGRAMME- LEVEL 3
CONTINUOUS ASSESSMENT TEST - II -2022/2023
LLU3505 – EQUITY AND TRUSTS LAW



DURATION- ONE (01) HOUR

DATE: 24th October 2023

TIME: 9.30 a.m. – 10.30 a.m.

Answer ONE (01) question only.

Candidates will be penalized for illegible handwriting.

1. The Courts of Equity have been able to ensure fairness and justice to aggrieved parties by providing equitable remedies at the discretion of the Courts in cases where Common Law remedies were not adequate to provide justice.

Critically discuss the above statement focusing on equitable remedies.

(20 Marks)

2. An express trust is intentionally created by the settlor and the trustee accepts the trust. This trust is created by an express declaration of the settlor, and it arises between a trustee and a beneficiary.

Critically comment on the above statement in the light of statutory provisions and decided cases.

(20 Marks)