3. Creation of Legal and Equitable Rights in Land

Complete Land Law: Text, Cases, and Materials (6th edn)
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Publisher: Oxford University Press  Print Publication Date: Aug 2019
Print ISBN-13: 9780198824909  DOI: 10.1093/he/9780198824909.001.0001
Published online: Sep 2019  © Barbara Bogusz & Roger Sexton 2019

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DOI: 10.1093/he/9780198824909.003.0003

Titles in the Complete series combine extracts from a wide range of primary materials with clear explanatory text to provide readers with a complete introductory resource. This chapter discusses the changes made by the 1925 legislation. It covers legal estate and interests prior to 1925; s1 Law of Property Act 1925; legal estates and interests existing after 1925; and equitable interests after 1925. The creation of legal and equitable property rights is discussed; also the creation and transfer of legal property rights; the creation of equitable interests in land by express trust; the creation of equitable interests by contract to convey or create a legal estate or interest; treating an informal grant of rights in land as a contract, thus creating an equitable interest in land; grant of an estate or interest by someone with only an equitable interest; and grants of interests which can exist only in equity.
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