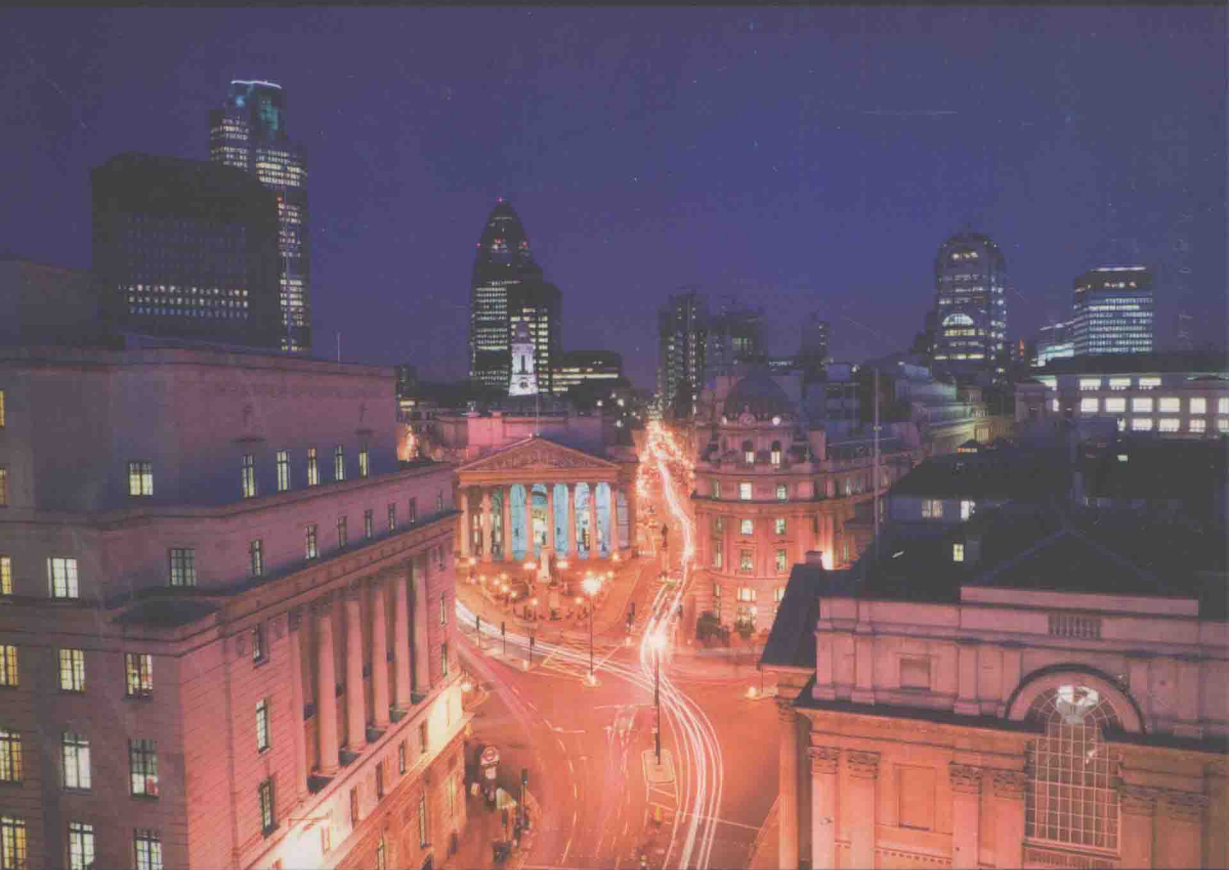


TEXT, CASES AND MATERIALS ON EQUITY AND TRUSTS

FOURTH EDITION



MOHAMED RAMJOHN

 Routledge·Cavendish
Taylor & Francis Group

COMPANION
@
WEBSITE

TEXT, CASES AND MATERIALS ON EQUITY AND TRUSTS

Fourth Edition

Mohamed Ramjohn

First published in Great Britain in 1995 by Cavendish Publishing Limited,
The Glass House, Wharton Street, London WC1X 9PX

Fourth edition published 2008 by Routledge-Cavendish
2 Park Square, Milton Park, Abingdon, Oxon OX14 4RN

Simultaneously published in the USA and Canada
by Routledge
270 Madison Ave, New York, NY 10016

Routledge is an imprint of the Taylor & Francis Group, an informa business

© 1995, 1998, 2004, 2008 Mohamed Ramjohn

Typeset in Palatino and Gill Sans by
RefineCatch Limited, Bungay, Suffolk
Printed and bound in Great Britain by
TJ International Ltd, Padstow, Cornwall

All rights reserved. No part of this book may be reprinted or reproduced
or utilized in any form or by any electronic, mechanical, or other means,
now known or hereafter invented, including photocopying and recording,
or in any information storage or retrieval system, without permission in
writing from the publishers.

British Library Cataloguing in Publication Data

A catalogue record for this book is available from the British Library

Library of Congress Cataloging in Publication Data

Ramjohn, Mohamed.

Cases and materials on equity and trusts / Mohamed Ramjohn.—4th ed.
p. cm.

Simultaneously published in the USA and Canada.

Includes bibliographical references and index.

1. Equity—England—Cases.
2. Trusts and trustees—England—Cases.
3. Equity—Wales—Cases.
4. Trusts and trustees—Wales—Cases.

I. Title. II. Title: Equity and trusts.

KD1480.A7R36 2008

346.4205'9—dc22

2007047166

ISBN13: 978-0-415-44293-0 (hbk)

ISBN10: 0-415-44293-1

ISBN13: 978-0-415-44294-7 (pbk)

ISBN10: 0-415-44294-X

TEXT, CASES AND MATERIALS ON EQUITY AND TRUSTS

Fourth Edition

Text, Cases and Materials on Equity and Trusts has been considerably revised to broaden the focus of the text in line with most LLB core courses to encompass equity, remedies and injunctions and to take account of recent major statutory and case law developments.

The new edition features increased pedagogical support to outline key points and principles and improve navigation; 'notes' to encourage students to reflect on areas of complexity or controversy; and self-test questions to consolidate learning at the end of each chapter.

New to this edition:

- Detailed examination of The Civil Partnership Act 2004 and the Charities Act 2006.
- Important case law developments such as *Stack v Dowden* (constructive trusts and family assets), *Oxley v Hiscock* (quantification of family assets), *Barlow Clowes v Eurotrust* (review of the test for dishonesty), *Abou-Ramah v Abacha* (dishonest assistance and change of position defence), *AG for Zambia v Meer Care & Desai* (review of the test for dishonesty), *Re Horley Town Football Club* (gifts to unincorporated association), *Re Loftus* (defences of limitation, estoppel and laches), *Templeton Insurance v Penningtons Solicitors* (Quistclose trust and damages), *Sempra Metals Ltd v HM Comm of Inland Revenue* (compound interest on restitution claims) and many more.
- New chapters on the equitable remedies of specific performance, injunctions, rectification, rescission and account.
- Now incorporates extracts from the Law Commission's Reports and consultation papers on 'Sharing Homes' and 'Trustee Exemption Clauses' as well as key academic literature and debates.

The structure and style of previous editions have been retained, with an emphasis on introductory text and case extracts of sufficient length to allow students to develop analytical and critical skills in reading legal judgments. Substantial author commentary helps the text give the flow, coherence and direction of a textbook while providing the reader with a wide range of primary and secondary material from a variety of sources. A supporting companion website provides biannual updates to the cases and legislation discussed within the text; answers to the questions contained within the text; and sample essay questions.

Mr Mohamed Ramjohn LLB, LLM, CIOT, JP is a Principal Lecturer in Law at Thames Valley University and a Justice of the Peace at Brent Magistrates' Court. He has served as external examiner for the Bar Council and Coventry University. He is the author of nine student books on The Law of Trusts and Revenue Law and has published a wide selection of articles on Equity and Evidence.

PREFACE TO FOURTH EDITION

The three years that have elapsed since the publication of the last edition of this book have been a period of rapid development in the law of trusts. This has necessitated extensive revision of the text including commentary on the Civil Partnership Act 2004 and the Charities Act 2006. I have incorporated a few valuable extracts from the Law Commission's Reports and consultation papers on 'Sharing Homes' and 'Trustee Exemption Clauses' as well as the views of many academics on various aspects of trusts law.

It is in the field of case law that there has been a steady accumulation in the volume of significant decisions in the field of trusts. Some of these include the seminal decisions in *Stack v Dowden* [2007] UKHL 17 (constructive trusts and family assets), *Oxley v Hiscock* [2004] EWCA 546 (quantification of family assets). Other significant decisions include *Lightfoot v Light-Brown* [2005] All ER (D) 115 (no agreement as to a beneficial interest in family assets), *Barlow Clowes v Eurotrust* [2005] UKPC 37 (review of the test for dishonesty), *Abou-Ramah v Abacha* [2006] EWCA 1492 (dishonest assistance and change of position defence), *AG for Zambia v Meer Care & Desai* [2007] EWHC 952 (review of the test for dishonesty), *Horley Town Football Club* [2006] EWHC 2386 (gifts to unincorporated association), *Cattley v Pollard* [2006] EWHC 3130 (breach of fiduciary duties and the limitation period), *Halton v Guernroy* [2006] EWCA 801 (fiduciary duties and constructive trusts), *Patel v Shah* [2005] All ER (D) 214 (defence of laches), *Re Loftus* [2006] EWCA 1124 (defences of limitation, estoppel and laches), *Templeton Insurance v Penningtons Solicitors* [2006] All ER (D) 191 (*Quistclose* trust and damages), *Baker v Clark* [2006] All ER (D) 337 (trustee exemption clauses), *Bonham v Blake Laphorn Linell* [2006] EWHC 2513 (the *Beddoe* test and recovery of litigation costs), *Fea v Roberts* [2005] All ER (D) 69 (defences of limitation and change of circumstances), *Credit Suisse v Attar* [2004] EWHC 374 (change of position defence), *Charter plc v City Index Ltd* [2006] EWHC 2508 (contribution under the Civil Liability Act 1978), *Re Harding* [2007] EWHC 3 (charitable bequest), *Chirkinian v Arnfield* [2006] EWHC 1917 (breach of trust), *Land v Land* [2006] All ER (D) 71 (manslaughter of the deceased and the Forfeiture Act 1982), *Daraydan v Solland International Ltd* [2004] EWHC 622 (bribes and constructive trusts), *Crown Dilmun and another v Sutton* [2004] EWHC 52 (breach of fiduciary duties and knowingly receiving trust property), *Kilcarne Holdings Ltd v Targetfollow* [2005] EWCA Civ 1355 (*Pallant v Morgan* constructive trust), *Commerzbank Aktiengesellschaft v IMB Morgan* [2004] EWHC 2771 (tracing).

The principal objectives of writing the fourth edition of this book remain the same as those stated in previous editions namely, to present the relevant principles of trusts law in an intelligible and simplified form and, at the same time, to provide easy access to a collection of source materials in order to facilitate an understanding of the law and stimulate critical thought. I have followed the structure and style of previous editions with emphasis on introductory text and case extracts of sufficient length to allow students to develop important skills in reading legal judgments. I have, however, made some changes, or additions, by including new chapters on the equitable remedies of specific performance, injunctions, rectification, rescission and account.

I would like to thank the members of staff at Routledge-Cavendish who have assisted me in the preparation of this book. I am especially grateful to Kate Murphy, Fiona Kinnear and Sonny Leong, without whose support and encouragement this work would not have been possible.

ACKNOWLEDGMENTS

The author and publishers are most grateful and would like to thank the following for permission to reproduce copyright material:

Blackwell Publishers: extracts from the *Modern Law Review*;

Butterworths: extracts from the *All England Law Reports*;

HMSO for permission to reproduce Crown Copyright material. Reproduced under the terms of PSI Licence C2007000258;

The Incorporated Council for Law Reporting for England and Wales: extracts from the *Law Reports* and *Weekly Law Reports*;

Jordan: extracts from the *Family Law Reports*;

Oxford University Press: extracts from the *Web Journal of Current Legal Issues*;

Sweet & Maxwell: extracts from the *Property, Planning and Compensation Reports*, *The Conveyancer* and the *Law Quarterly Review*;

Tolley Publishing: extracts from *Trust Law International*.

TABLE OF CASES

A v B [1989] 2 Lloyd's Rep 423	631
ARMS (Multiple Sclerosis Research) Ltd, Re [1997] 1 WLR 877, HC	428, 429
Aas v Benham [1891] 2 Ch 244	191, 192
Abbatt v Treasury Solicitor [1969] 1 WLR 561, CA	159
Abbey National PLC v Solicitors Indemnity Fund Ltd [1997] PNLR 306	295
Abbey National v Moss [1994] 1 FLR 307	263, 264
Abbot v Fraser (1874) LR 6 PC 96	411
Abbott Fund Trusts, Re [1900] 2 Ch 326	149
Aberdeen Railway Co v Blaikie Brothers (1854) 1 Macq 461, HL	192
Abou-Ramah v Abacha [2006] All ER (D) 80, CA	299, 306, 307, 602
Abrahams v Trustee in Bankruptcy of Abrahams (1999) <i>The Times</i> , 26 July, HC	162
Abrahams' Will Trust, Re [1969] 1 Ch 463	98, 102
Abram SS Co v Westville Shipping Co Ltd [1923] AC 773	669
Adams (Decd), Re [1968] Ch 80	406
Adams and the Kensington Vestry, Re (1884) 27 Ch D 394, CA	45
Agip (Africa) Ltd v Jackson and Others [1991] Ch 547; [1990] Ch 265; [1992] 4 All ER 385; [1991] 3 WLR 116, CA	272, 284, 286, 288, 606–09, 611
Agricultural Mortgage Corporation plc v Woodward and Another (1994) <i>The Times</i> , 30 May, CA	135
Air Jamaica v Charlton [1999] 1 WLR 1399	178
Alcock v Sloper (1833) 2 My & K 699	490
Ali v Khan [2002] EWCA Civ 974, CA	237
Allcard v Skinner (1887) 36 Ch D 145	674, 675
Allen (Decd), Re, Faith v Allen [1953] Ch 810, CA	114, 116, 119, 121, 122
Allen v Distillers Ltd [1974] 2 All ER 365, HC	526–28
Allen v Jambo Holdings [1980] 1 WLR 1252	637
Allhusen v Whittel (1867) LR 4 Eq 295	491
Alliance & Leicester Building Society v Edgestop Ltd (1991) unreported, 18 January	543
Alsop Wilkinson v Neary and Others [1996] 1 WLR 1220	514
Altertext v Advanced Data Communications Ltd [1985] 1 All ER 395	646
Amalgamated Investment and Property Co v John Walker [1977] 1 WLR 164	670
American Cyanamid Co v Ethicon Ltd [1975] 2 WLR 316	622, 623, 625–28, 631
Ames' Settlement, Re [1946] Ch 217, HC	139, 177
Andrew's Trust, Re, Carter v Andrew [1905] 2 Ch 48, HL	149
Anker-Petersen v Anker-Petersen (1991) LS Gaz 32, HC	523
Anstis, Re (1886) 31 Ch D 596	69
Anton Piller KG v Manufacturing Processes Ltd [1976] Ch 55; [1996] 1 All ER 779	633, 643, 647
Armitage v Nurse and Others [1997] 2 All ER 705; [1997] 3 WLR 1046, CA	296, 477, 481, 483, 484, 512, 562
Armstrong v Reeves (1890) 25 LR IR 325	404
Ashby, Re [1892] 1 QB 872	132
Ashtiani v Kashi [1986] 3 WLR 647	639
Astor's Settlement Trust, Re, Astor v Scholfield and Others [1952] Ch 534, HC	339, 341, 344, 346, 347
Astro Exitto Navegacion SA v Southland Enterprise Ltd (No 2) [1982] 3 WLR 296	642
Atkinson, Re [1904] 2 Ch 160	491
Attorney General v Alford (1855) De GM & G 843	550
Attorney General v Blake (Jonathan Cape Ltd, Third Party) [2000] 3 WLR 625, HL; [1998] 1 All ER 833, CA	200
Attorney General v Blizard (1855) 21 Beav 233	375
Attorney General v City of London (1790) 3 Bro CC 171	419, 426
Attorney General v Cocke [1988] Ch 414; [1988] 3 All ER 391	563, 570

Attorney General v De Keyser's Royal Hotel Ltd [1910] AC 508; [1920] All ER Rep 80	202
Attorney General v Ironmongers' Company (1834) 2 My & K 567; (1834) 2 Beav 313	419
Attorney General v Jacob-Smith [1895] 2 QB 341	66
Attorney-General v Minshull (1798) 4 Ves 11	394
Attorney General v National Provincial & Union Bank of England [1924] AC 262, HL	361, 402
Attorney-General v Sharp [1931] 1 Ch 121	619
Attorney-General v Stepney (1804) 10 Ves 22	395
Attorney General v Webster (1875) LR 20 Eq 483	412
Attorney General for Hong Kong v Reid and Others [1994] 1 AC 324; [1993] 3 WLR 1143, PC	203, 205–07, 209, 223, 282
Attorney-General for the Dominion of Canada v Ritchie Contracting and Supply Co [1919] AC 999	621
Attorney General of the Bahamas v Royal Trust Co [1986] 1 WLR 1001, PC	362, 371
Attorney-General of Zambia v Meer Care & Desai [2007] EWHC 952 (Ch)	303
Australian Elizabethan Theatre Trust (1991) 102 ALR 681	145
Awnayday & Co v D'Alphen (1997) <i>The Times</i> , 24 June	658
BTC v Gourley [1956] AC 185	548
Baden Delvaux and Lecuit v Société Générale pour Favouriser le Développement de Commerce en France SA [1983] BCLC 325, HC; [1993] 1 WLR 509n	272, 275–78, 280, 281, 283–85, 288, 291, 292
Baden's Deed Trusts, Re, McPhail v Doulton [1971] AC 424, HL	56, 91, 99, 104, 107–11, 114, 119, 121, 122, 125, 360
Baden's Deed Trusts (No 2), Re [1973] Ch 9; [1972] 3 WLR 250	110–13, 119, 121, 125
Bahin v Hughes (1886) 31 Ch D 390, CA	456, 472, 557, 558
Bailey, Re [1977] 1 WLR 278	266
Baillie, Re (1886) 2 TLR 660, HC	326
Baker v JE Clark & Co and another [2006] All ER (D) 337 (CA)	481, 482
Baldry v Feintuck [1972] 2 All ER 81	397
Balfour's Settlement, Re [1938] Ch 928	130
Ball's Settlement, Re [1968] 1 WLR 899	531
Balls v Strutt (1841) 1 Hare 146	467
Banco Exterior Internacional SA v Thomas [1997] 1 WLR 221	674
Banfield, Re [1968] 1 WLR 846	401
Bank of Credit and Commerce International (No 9), Re [1994] 3 All ER 764	634, 639
Bank of Credit and Commerce International (Overseas) Ltd and Another v Akindele [2001] Ch 437; [2000] 4 All ER 221, CA	279–81, 557, 600
Bank of Scotland v Bennett [1999] 1 FLR 1115	673
Bankers Trust Co. v Shapira [1980] 1 WLR 1274	600, 645
Banner Homes Group v Luff Development Ltd [2000] 2 WLR 772, CA	195
Bannister v Bannister [1948] 2 All ER 133, CA	222, 331
Banque Belge pour l'Etranger v Hambrouck [1921] 1 KB 321, CA	582
Banque Financière de la Cite v Parc (Battersea) Ltd and Others [1998] 2 WLR 475, HL	609
Barclays Bank plc v Coleman [2000] 1 All ER 385	676
Barclays Bank v O'Brien [1994] AC 180	671–74, 676
Barclays Bank Ltd v Quistclose Investments Ltd [1970] AC 567, HL	10, 44, 139, 141–46, 293, 543, 600
Barclays Bank v Quincecare Ltd [1992] 4 All ER 363	277
Barclay-Johnson v Yuill [1980] 1 WLR 1259	636
Baring's Settlement Trust, Re [1940] Ch 737	130
Barlow Clowes International Ltd (in liquidation) v Eurotrust International Ltd and Others [2006] 1 All ER 333, PC	297–301, 306, 307
Barlow Clowes International Ltd (In Liquidation) and Others v Vaughan and Others [1992] 4 All ER 22, CA	597, 599
Barlow's Will Trusts, Re [1979] 1 WLR 278; [1979] 1 All ER 296, HC	118, 121, 122
Barnes v Addy (1874) LR 9 Ch App 244, HL; (1874) LR 9 Ch 251, CA	270, 271, 273, 281, 282, 289, 292, 296, 297, 305, 556
Barnes v Tomlinson [2006] EWHC 3115 (Ch), [2006] All ER (D) 95 (Dec)	303

Barnett, Re (1908) 24 TLR 788	363
Bartlett v Barclays Bank Trust Co Ltd (No 2) [1980] Ch 515; [1980] 2 All ER 92	470, 471, 539, 547, 548, 561
Barton v Armstrong [1975] 2 All ER 465 PC	671
Bateman's Will Trust, Re [1970] 1 WLR 1463, HC	320, 321
Bayer AG v Winter [1986] 1 WLR 497	642
Beale's Settlement Trust, Re [1932] 2 Ch 15	522
Beaumont v Boulton (1802) 7 Ves 599	679
Beatty (Decd), Re, Hinves and Others v Brooke and Others [1990] 1 WLR 1503, HC	102
Beaumont, Re [1902] 1 Ch 889, CA	80, 85
Beddoe, Re [1893] 1 Ch 547	513, 514, 516
Beddow v Beddow (1878) 9 Ch D 89	638
Behnke v Bede Shipping Co [1927] 1 KB 649	652
Bell v Lever Bros [1932] AC 161	670
Belmont Finance Corporation v Williams Furniture and Others (No 2) [1980] 1 All ER 393, CA	217, 273, 277, 281, 548
Benjamin, Re [1902] 1 Ch 723	488
Bennet v Bennet (1879) 10 Ch D 474, CA	164, 165
Bernard v Josephs [1982] Ch 391; [1982] 3 All ER 162	234, 261, 262
Best, Re [1904] 2 Ch 354, HC	362
Beswick v Beswick [1968] AC 58, HL	72, 75, 653, 656
Betafence v Veys [2006] EWHC 999 (Ch)	464
Birch v Treasury Solicitor [1951] 1 Ch 298, CA	83, 85
Birkett, Re (1878) 9 Ch D 576	363
Birmingham v Renfrew (1937) 57 CLR 666, HL	316, 336, 338
Biscoe v Jackson (1887) 25 Ch D 460, CA	392, 435
Bishop, Re [1965] Ch 450, HC	260
Bishopsgate Investment Management Ltd v Homan [1995] Ch 211; [1994] 3 WLR 1270; [1995] 1 All ER 347, CA	593, 612
Bishopsgate Investment Management Ltd v Maxwell (No 2) [1994] 1 All ER 261	543
Biss, Re [1903] Ch 40, CA	186, 187
Blackwell v Blackwell [1929] AC 318, HL	311, 313, 314, 318–20, 327, 328, 331
Blathwayt v Baron Cawley [1976] AC 397	114, 116
Blausten v Inland Revenue Commissioners [1972] Ch 256	102
Boardman and Another v Phipps [1967] 2 AC 46; [1966] 3 All ER 721, HL	190, 193, 203, 210, 218, 219, 270, 305
Bogg v Raper (1998) <i>The Times</i> , 22 April	480
Boscawen and Others v Bajwa and Others, Abbey National plc v Boscawen and Others [1996] 1 WLR 328; [1995] All ER 769, CA	574, 608
Bowden, Re [1936] Ch 71, HC	7, 8, 366
Bowes, Re [1896] 1 Ch 507	346, 355
Bowman v Secular Society Ltd [1917] AC 406, HL	353, 413–15
Box and Others v Barclays Bank plc [1998] 1 All ER 108, HL	199, 580, 581, 611
Boyce v Boyce (1849) 16 Sim 476	54
Boydell v Gillespie (1970) 216 EG 1505	266
Boyes, Re, Boyes v Carritt (1884) 26 Ch D 531, HC	314, 320
Bracewell v Appleby [1975] 1 All ER 993	617
Bradbury (Decd), Re [1950] 2 All ER 1150	406, 407
Braithwaite v Attorney General [1909] 1 Ch 510	154
Brandon v Robinson (1811) 18 Ves 429, HL	128
Bray v Ford [1896] AC 44, HL	185
Bridge v Bridge (1852) 16 Beav 315	60
Brinks Ltd v Abu-Saleh and Others (No 3) [1995] 1 WLR 1478, HC(1995) <i>The Times</i> , 23 October	284, 307
Bristol and West Building Society v Mothew [1998] Ch 1; [1996] 4 All ER 698, CA	186, 206, 283, 568, 600
British and Commonwealth Holdings v Quadrex Holdings [1989] 3 All ER 492	655

British School of Egyptian Archaeology [1954] 1 All ER 887	396
British Trustees Museum v White (1826) 2 Sim & St 594	411
Broadbent (deceased), Re [2001] All ER (D) 219, CA	433
Brockbank (Decd), Re Ward v Barker [1948] Ch 206; [1948] 1 All ER 287	43
Brooks' Settlement Trusts, Re [1939] 1 Ch 993, HC	62
Brown v Dale (1878) 9 Ch D 78	160
Brown v Higgs (1803) 8 Ves 561	100
Brown and Another v Bennett and Others (1998) <i>The Times</i> , 3 January, HC	297
Buchanan-Wollaston's Conveyance, Re [1939] Ch 738	263, 266
Bucks Constabulary Widows' and Orphans' Fund Friendly Society (No 2), Re [1979] 1 WLR 936, HC	150, 151, 156, 159, 351
Buckton, Re, Buckton v Buckton [1907] 2 Ch 406	515
Bull v Bull [1955] 1 QB 234, CA	161
Bullock v Lloyds Bank Ltd [1955] 1 Ch 317	515
Burdick v Garrick (1870) LR 5 Ch App 233	550, 571
Burmah Oil Co (Burmah Trading) Ltd v Lord Advocate [1964] 2 All ER 348; [1965] AC 75	202
Burney v MacDonald (1845) 15 Sim 6	325
Burns v Burns [1984] Ch 317; [1984] 2 WLR 582; [1984] FLR 216, CA	237, 246, 254
Burrough v Philcox (1840) 5 My & Gr 72	100
Burroughs-Fowler, Re [1916] 2 Ch 251	129
Burton v FX Music and Taube (1999) <i>The Times</i> , 8 May, HC	44
Buttle v Saunders [1950] 2 All ER 193	466, 467
Buxton v Public Trustee (1962) TC 235	397
Byng's Will Trusts, Re [1959] 1 WLR 375	522
CIBC v Pitt [1994] 1 AC 200	671–74
Caffoor v Commissioners of Income Tax, Colombo [1961] AC 584	380, 381
Caffrey v Darby (1801) 6 Ves 488	540
Cala Cristal SA v Al-Borno (Emran) (1994) <i>The Times</i> , 6 May	640
Calverley v Green (1984) 155 CLR 242	232
Camdex International Ltd v Bank of Zambia (No 2) [1997] 1 WLR 632	635
Camille and Henry Dreyfus Foundation Inc v Inland Revenue Commissioners [1954] Ch 672	414
Campbell, Re [1996] 2 All ER 537	163
Campden Charities, Re (1881) 18 Ch D 310	420
Canada Trust v Stolzenberg, (1997) <i>The Times</i> , 10 November	639
Cannon v Hartley [1949] Ch 213, HC	72, 74, 75
Canson Enterprises Ltd v Boughton & Co (1991) 85 DLR 129	542
Car and Universal Finance Co v Caldwell [1965] 1 QB 525	669
Carl Zeiss Stiftung v Herbert Smith & Co and Another (No 2) [1969] 2 Ch 276, CA	181, 182, 274
Carreras Rothmans Ltd v Freeman Matthews Treasure Ltd [1985] Ch 207; [1985] 1 All ER 155; [1984] 3 WLR 1016, HC	142, 143, 146, 177, 600
Cattley v Pollard [2006] EWHC 3130 (Ch), HC	562, 566
Caus, Re [1934] Ch 162, HC	382, 400, 401
Cave v Robinson Jarvis & Rolfe [2002] 2 All ER 641	569
Cavendish Browne's Settlement Trusts, Re, Horner v Rawle [1916] WN 341; (1916) 61 SJ 27, HC	65, 71, 72, 75
Cayne v Global Natural Resources plc [1984] 1 All ER 225	627
Chalmers v Pardoe [1963] 3 All ER 552; [1963] 1 WLR 677	650
Chan v Leung [2002] EWCA Civ 1075, CA	253
Chapman, Re, Cocks v Chapman [1896] 2 Ch 763	546
Chapman v Brown (1801) 6 Ves 404	363
Chapman v Chapman [1954] AC 429	526, 528
Chardon, Re, Johnson v Davies [1928] Ch 464, HC	344
Charrington v Simons Co Ltd [1971] 1 WLR 598	620
Charter plc v City Index Ltd [2006] EWHC 2508 (Ch)	555
Chartered Bank v Daklouché [1980] 1 WLR 107	633, 636
Chase Manhattan Bank v Israel-British Bank (London) Ltd [1981] Ch 105; [1979] 3 All ER 1025	551, 600, 606, 607, 611

Chattock v Muller (1878) 8 Ch D 177	196
Cheadle, Re [1900] 2 Ch 620	52
Cheese v Thomas [1994] 1 All ER 35	675
Cheltenham & Gloucester Building Society v Ricketts [1993] 3 All ER 276	638
Chesters, Re (1934) unreported, 25 July	408
Chichester Diocesan Fund and Board of Finance (Incorporated) v Simpson [1944] AC 341; [1944] 2 All ER 60, HL	103, 146, 362, 377, 402, 601
Chief Constable of Hampshire v A Ltd [1984] 2 WLR 954	643
Chief Constable of Kent v V [1982] 3 WLR 462	643
Childers v Childers (1857) 3 K & J 310	175
Chillingworth v Chambers [1896] 1 Ch 385	559
Chirkinian v Arnfield [2006] EWHC 1917 (Ch), HC	464
Choithram (T) International SA and Others v Pagarani and Others [2001] 1 WLR 1, PC	58, 61
Cia De Seguros Imperio v Heath [2001] 1 WLR 112	568
Citro, Re (A Bankrupt) [1991] Ch 142, CA	263–65
Clarke, Re, Bracey v Royal National Lifeboat Institution [1923] 2 Ch 407, HC	364, 392
Clarke, Re, Clarke v Clarke [1901] 2 Ch 110	352, 354
Clarke v Clarke's Trustees [1925] SC 693	484
Clavering v Ellison (1859) 7 HL Cas 707	117
Clayton v Ramsden [1943] AC 320, HL	114, 117, 120
Clayton's Case, Re, Devaynes v Noble (1816) 1 Mer 529, CA	594–600
Cleaver, Re [1981] 1 WLR 939, HC	335
Cleaver v Mutual Reserve Fund Life Association [1892] 1 QB 147	219
Clifford, Re [1912] 1 Ch 29	52
Clore's Settlement, Re [1966] 2 All ER 272	505
Coates' Trusts, Re (1886) 34 Ch D 370	452, 522
Coca Cola Co v Gilbey (1995) <i>The Times</i> , 28 November	646
Cochrane's Settlement Trusts, Re, Shaw v Cochrane and Others [1955] 1 All ER 222, HC	147
Cocks v Manners (1871) LR 12 Eq 574, HC	348
Coco v AN Clark (Engineers) Ltd [1969] RPC 41	286
Cohen v Roche [1927] 1 KB 169	652
Coleman v Innes, see Harwood, Re Coleman v Innes	
Coleman, Re, Henry v Strong (1888) 39 Ch D 443, CA	123, 132
Coles v Trescothick (1804) 9 Ves 234	216
Colin Cooper, Re, Le Neve-Foster v National Provincial Bank [1939] Ch 811, CA	322, 323
Collyer v Issacs (1881) 19 Ch D 342	68
Columbia Picture Industries Inc v Robinson [1987] Ch 38	645
Comiskey and Others v Bowring-Hanbury and Another [1905] AC 84, HL	45, 46
Commerzbank Aktiengesellschaft v IMB Morgan plc and others [2004] EWHC 2771	598, 599
Commissioners of Customs & Excise v Anchor Foods Ltd [1999] 3 All ER 268	634
Companhia de Seguros Imperio v Heath Ltd [2001] 1 WLR 112, CA	570
Compton, Re [1945] Ch 123; [1945] 1 All ER 198, CA	378, 379, 384–86
Conservative and Unionist Central Office v Burrell [1982] 1 WLR 522, CA	150, 347, 348, 356
Cook Industries v Galliher [1979] Ch 439	646
Cook's Settlement Trust, Re [1965] Ch 902; (1969) 85 LQR 213, HC	65
Cooke v Head [1972] 1 WLR 518, CA	226
Co-Operative Insurance Society Ltd v Argyll Stores (Holdings) Ltd [1997] 3 All ER 294	656
Cooper v Phibbs (1867) LR 2 HL 149	670
Cooper's Conveyance Trusts, Re [1956] 3 All ER 28	429
Cooper's Settlement, Re [1962] Ch 826	496
Cottam, Re [1955] 1 WLR 1299	394, 406, 407
Coulls v Bagot's Executor and Trustee Co Ltd [1967] ALR 385	73

Coulthard v Disco Mix Club and Others [2000] 1 WLR 707, HC	564, 571
Coulthurst's Will Trust, Re [1951] Ch 661, CA	391, 392
Cowan de Groot Properties Ltd v Eagle Trust plc [1992] 4 All ER 700	277, 284
Cowan v Scargill and Others [1984] 3 WLR 501	466, 467, 492
Cox, Re [1951] OR 205, CA (Ontario)	385
Coxen, Re, McCallum v Coxen [1948] 1 Ch 747, HC	114, 115, 363
Crabb v Arun DC [1976] Ch 179	88
Cradock v Piper (1850) 1 Mac & G 664	211
Cradock Bros. v Hunt [1923] 2 Ch 136	665
Crafton v Firth (1851) 4 De G & Sm 237	394
Craig, Re [2006] EWHC 2561 (Ch)	666
Crane v Hegeman-Harris Co Inc [1939] 1 All ER 662	664
Cranston, Re [1898] 1 IR 457	403
Craven's Estate (No 1), Re [1937] 1 Ch 423, HC	80–82
Craven's Estate (No 2), Re [1937] Ch 431	521
Credit Lyonnais Bank Nederland NV v Burch [1997] 1 All ER 144	674
Credit Suisse (Monaco) SA v Attar and Others [2004] EWHC 374 (Comm)	603
Cressman v Coys of Kensington (Sales) Ltd (McDonald, Pt 20 defendant) [2004] 1 WLR 2775; [2004] EWCA Civ 47	557, 602
Crichton v Crichton (1895) 13 R 770	175
Crippen, Re [1911] P 108	219
Crown Dilmun Ltd v Sutton and another [2004] EWHC 52, HC	192
Crystal Palace Trustees v Minister of Town and Country Planning [1950] 2 All ER 857	411
Cundy v Lindsay [1878] 3 AC 459	670
Cunnack v Edwards [1895] 1 Ch 489; [1896] 2 Ch 679, CA	151–55, 157
D (A Child) v O [2004] 3 All ER 780, HC	527
DWS (deceased), Re [2001] 1 All ER 97	219
D'Angibau, Re (1880) 15 Ch D 228	68, 71, 72, 98
Dadourian Group International Inc v Simms [2006] EWCA 399	640
Dale (Decd), Re, Proctor v Dale [1993] 3 WLR 652, HC	336
Dalziel, Re [1943] Ch 277; [1943] 2 All ER 656, HC	363, 367
Danish Bacon Co Staff Pension Fund, Re [1971] 1 WLR 248, HC	33
Daraydan Holdings Ltd and Others v Solland Interiors Ltd and Others [2004] EWHC 622 (HC)	205, 207
Davis Contractors Ltd v Fareham Urban District Council [1956] AC 696	227
Davis v Richards and Wallington Industries Ltd [1990] 1 WLR 1511, HC	157
Dawson (Decd), Re, Union Fidelity Trustee Co Ltd v Perpetual Trustee Co Ltd [1996] 2 NSWLR 211	542
Day v Brownrigg (1878) 10 Ch D 294, CA	614
Dean, Re (1889) 41 Ch D 552	345
Dean v MacDowell (1877) 8 Ch D 345	191
Dean's Will Trust, Re [1950] 1 All ER 882	394
Delamere's Settlement Trust, Re [1984] 1 WLR 813, CA	498
Delgoffe v Fader [1939] Ch 922	83
Delius' Will Trust, Re [1957] 1 All ER 854	397
Denley's Trust Deed, Re [1969] 1 Ch 373; [1968] 3 All ER 65, HC	145, 339, 346, 347, 355
Dennis' Settlement Trust, Re [1942] Ch 283	131
Denny v Hancock (1870) Ch App 1	660
Densham, Re [1975] 1 WLR 1519	266
Department of Social Security v Butler [1995] 1 WLR 1528	643
Derby Co Ltd v Weldon (No 3 and 4) (1989) 139 NLJ 11	639
Derby Co Ltd v Weldon [1990] Ch 48; [1989] 2 WLR 279	634, 639
Deutsche Morgan Grenfell Group plc v IRC [2007] 1 AC 558	553
Devefi Pty Ltd v Mateffy Pearl Nagy Pty Ltd [1993] RPC 493	43
Digital Equipment Corp v Darkcrest Ltd [1984] 3 WLR 617	646
Dillon, Re (1890) 44 Ch D 76	85
Dillwyn v Llewellyn (1862) 4 De GF & J 517	86
Dingle v Turner [1972] AC 601, HL	359, 368, 380, 384, 387
Diplock, Re [1948] Ch 465; [1947] Ch 716	488, 551, 584, 593, 594, 596, 601, 606, 607

Distributori Automaci Italia v Holford General Trading Ltd [1985] 1 WLR 1006	646
Doherty v Allman (1878) 3 App Cas 709	618
Dominion Students' Hall Trust, Re [1947] 1 Ch 183, HC	419, 423
Don King Productions Inc v Warren and Others [1998] 2 All ER 608, HC	42
Donmar Productions Ltd v Bart (Note) [1967] 1 WLR 740	624
Douglas, Re (1887) 35 Ch D 472	394
Dover Coalfield Extension, Re [1908] 1 Ch 65, CA	213, 214
Down v Worrall (1833) 1 My & K 561	364
Downshire's Settled Estates, Re [1953] Ch 218	521, 525
Dowty Boulton Paul Ltd v Wolverhampton Corp [1971] 2 All ER 277; [1971] 1 WLR 204	656
Drake v Whipp [1996] 1 FLR 826; [1996] 2 FCR 296, CA	246, 252, 255, 258
Driffil, Re [1950] Ch 92	411
Drucker (No 1) ex p Basden, Re [1902] 2 KB 237	140
Drummond, Re [1914] 2 Ch 90; [1914-1915] All ER 223, HC	352, 386
Dubai Aluminium Co Ltd v Salaam (Livingstone and ors, third parties) [2002] UKHL 48, [2003] 1 All ER 97, [2003] 2 AC 366	306, 557
Dudgeon, Re (1896) 74 LT 613	392
Duffield v Elwes (1827) Cr & Ph 138; 1 Bli (NS) 497, CA	84, 85
Dufour v Pereira (1769) 1 Dick 419, HL	334, 335
Duggan v Governor of Full Sutton Prison (2004) <i>The Times</i> , 13 February, CA	44
Duke of Norfolk's Settlement Trusts, Re [1981] 3 All ER 220, CA	210, 223
Dunbar v Plant [1998] Ch 412	220
Dundee General Hospitals Board of Management v Walker [1952] 1 All ER 896	98
Dupree's Deed Trusts, Re [1945] Ch 16; [1944] 2 All ER 443	396, 408
Dyer v Dyer (1788) 2 Cox Eq 92, HC	162, 232
EVTR, Re, Gilbert v Barber [1987] BCLC 646, CA	143, 146, 178
Eagle Trust plc v SBC Securities Ltd [1992] 4 All ER 488; [1993] 1 WLR 484	284, 287
Eagleview Ltd v Worthgate Ltd [1998] EGCS 119	655
Earl of Aylesford v Morris (1873) LR 8 Ch App 484	479
Earl of Chesterfield's Trust, Re (1883) 24 Ch D 643	491
Eaves v Hickson (1861) 30 Beav 136	488
Edwards v Glynn (1859) 2 E & E 29	140, 145
El Ajou v Dollar Land Holdings plc and Another [1993] 3 All ER 717; [1994] 2 All ER 685, CA	273, 278, 279, 600
Elderslie Steamship Co v Borthwick [1905] AC 93	480
Ellenborough, Re [1903] 1 Ch 697, HC	62
Elliott v Davenport (1705) 1 P Wms 83	329
Emanuel v Emanuel [1982] 1 WLR 669	645
Emery's Investment Trusts, Re, Emery v Emery [1959] Ch 410	171, 175
Endacott (Decd), Re, Corpe v Endacott [1960] Ch 232; [1959] 3 All ER 562, CA	341, 344, 346
English v Dedham Vale Properties [1978] 1 WLR 93, HC	189, 190, 270
Erlanger v New Sombrero Phosphate Co [1878] 3 App Cas 1218	669, 677
Erskine McDonald Ltd v Eyles [1921] 1 Ch 631	658
Erskine's Settlement Trust, Re [1971] 1 WLR 162	498
Evans (Decd), Re [1986] 1 WLR 101	515
Evers' Trust, Re [1980] 1 WLR 1327, CA	264
Eves v Eves [1975] 1 WLR 1338, CA	241-45, 248
Ex p Dale & Co (1879) 11 Ch D 772	206
Ex p James (1803) 8 Ves 337	187, 188, 217
Ex p Lacey (1802) 6 Ves 625	187, 188
Eykyns'd Trusts, Re (1877) 6 Ch D 115	164
Falcke v Gray (1859) 4 Drew 65	652
Faraker, Re, Faraker v Durell [1912] 2 Ch 488, CA	425, 434
Farley and Others v Westminster Bank Ltd and Others, Re Ashton's Estate, Westminster Bank Ltd v Farley [1939] 3 All ER 491, HL	399
Farren v Abbeyfield London Polish Society Ltd [2006] All ER (D) 108, HC	431

Fawcett, Re [1940] Ch 402	490
Fea v Roberts [2005] All ER (D) 69	604
Feeny and Shannon v MacManus [1937] IR 23	160
Finger's Will Trust, Re [1972] Ch 286	439–42
Fleetwood's Case (1880) 15 Ch D 594	318, 320
Fletcher v Fletcher (1844) 4 Hare 67, HC	63–65, 68
Flight v Boland (1882) 4 Russ 298	649
Foskett v McKeown and Others [2001] 1 AC 102; [1997] 3 All ER 392, CA	584, 585
Foster and Others v Spencer (1995) <i>The Times</i> , 14 June, HC	210
Foveaux, Re [1895] 2 Ch 501	404, 427
Fowkes v Pascoe (1875) LR 10 Ch App 343, CA	166
Francesco v Barnum (1890) 45 Ch D 430	657
Frawley v Neill [2000] CP Reports 20, CA	573
Frederick Rose Ltd v William Pym [1953] 2 QB 450	666
Freeland, Re [1952] Ch 110, CA	78
Friend v Young [1897] 2 Ch 421	571
Friends' Provident Life Office v Hillier, Parker, May & Rowden (a firm) (Estates and General plc and ors, third parties) [1997] QB 85; [1995] 4 All ER 260	555–57
Fry, Re, Chase National Executors and Trustees Corp Ltd v Fry and Others [1946] Ch 312, HC	19, 20
Fry v Fry (1859) 28 LJ Ch 591	546
Fuller v Evans and Others (1999) <i>The Times</i> , 10 November; [2000] Wills & Trust Law Reports 5, HC	501
Funnell v Stewart [1996] 1 WLR 288, HL	401
Fyler v Fyler (1841) 3 Beav 560	270
GKN Bolts & Nuts Ltd (Automotive Division), Re, Birmingham Works Sports and Social Club, Leek v Donkersley [1982] 1 WLR 774, HC	350, 351
Galaxia Maritime SA v Mineral Import-Export [1982] 1 WLR 539	641
Gall v Mitchell (1924) 35 CLR 222	654
Gardner (No 1), Re, Huey v Cunningham [1920] 2 Ch 523, CA	312, 315
Gardner (No 2), Re [1923] 2 Ch 230, HC	330
Garrard, Re [1907] 1 Ch 382, HC	400
Gartside and Another v Inland Revenue Commissioners [1968] AC 553; [1968] 1 All ER 121, HL	91, 122, 124
Garvin v Domus Publishing Ltd [1989] 2 All ER 344	634
Gascoigne v Gascoigne [1918] 1 KB 223, CA	170, 171, 175
Gaudiya Mission and Others v Brahmachary and Others [1997] 4 All ER 957, CA	377, 417, 447
Gee, Re [1948] Ch 284, HC	209, 214
General Accident Fire and Life Assurance Corporation v Inland Revenue Commissioners [1963] 1 WLR 1207, CA	132
General Communications Ltd v Development Finance Corporation of New Zealand Ltd [1990] 3 NZLR 406	145, 146
George Wimpey v VI Construction Ltd [2005] EWCA Civ 77	666
Gestetner Settlement, Re, Barnett and Others v Blumka and Others [1953] Ch 672, HC	91, 104–07, 110, 111
Gibert v Gonard (1884) 54 LJ Ch 439	144
Gibson v South American Stores (Gath and Ghaves) Ltd [1950] Ch 177	384, 386
Gidrxsime Shipping Ltd v Tantomartransportes Maritimos [1995] 1 WLR 299	640
Giles (CH) & Co Ltd v Morris [1972] 1 All ER 960; [1972] 1 WLR 307	656, 657
Gillingham Bus Disaster Fund, Re [1959] Ch 62; [1958] Ch 300, HC	148, 153–55, 488
Gilmour v Coats and Others [1949] AC 426; [1949] 1 All ER 848, HL	382, 383, 386, 400, 401
Gissing v Gissing [1969] 2 Ch 85; [1970] 2 All ER 780; [1971] AC 886, HL	173, 198, 226, 227, 231, 238, 239, 241–44, 246, 250–52, 254, 256, 257
Glyn's Will Trusts, Re [1950] 2 All ER 1150; (1950) 66 TLR 510	393, 406, 407
Golay Morris v Bridgewater and Others, Re [1965] 2 All ER 660, HC	53
Goldcorp Exchange Ltd, Re [1995] 1 AC 74; [1994] 3 WLR 199	53, 144, 591, 594, 612

Goldman Sachs International v Lyons (1995) <i>The Times</i> , 28 February	638
Gonin (Decd), Re [1979] Ch 16, HC	79
Gooch, Re (1890) 62 LT 384	168
Good, Re [1950] 2 All ER 653	411, 436
Goodchild (Decd), Re, Goodchild and Another v Goodchild [1997] 3 All ER 63, CA	332
Goodman v Carlton [2002] All ER (D) 284, CA	231, 237
Goodman v Gallant [1986] 2 WLR 236, CA	230, 233
Goodman v Salthash Corporation [1882] 7 AC 633; (1882) 7 App Cas 633	411, 413
Goodson v Richardson (1874) LR 9 Ch App 221	617
Gordon v Douce [1983] 1 WLR 563, CA	261, 262
Gorog v Kiss (1977) 78 DLR (3d) 690	174
Gosling, Re [1900] 48 WR 300	385
Goulding v James [1997] 2 All ER 239, CA	158, 532, 533
Gouriet v Union of Post Office Workers [1977] 3 WLR 300	619
Gourju's Will Trust, Re [1943] Ch 24	130, 132
Grainge v Wilberforce (1889) 5 TLR 436	34, 35
Grant v Edwards [1986] Ch 638, CA; [1986] 2 All ER 426	173, 239, 241–45, 248, 250–52, 256, 258
Grant's Will Trusts, Re [1980] 1 WLR 360, HC	145, 352
Gray v Perpetual Trustee Co Ltd [1928] AC 391	337
Greasley and Others v Cooke [1980] 3 All ER 710; [1980] 1 WLR 1306, CA	87
Greaves, Re [1954] Ch 434	98
Green, Re [1951] Ch 148, HC	317, 337
Green (HE) & Sons v Minister of Health (No 2) [1948] 1 KB 34	392
Grey (Lord) v Lady Grey (1677) 2 Swans 594	166
Grey v Inland Revenue Commissioners [1960] AC 1, HL	22, 24, 34
Griffiths v Williams (1977) 248 EG 947, CA	90
Grist v Bailey [1967] Ch 532	670
Grove-Grady, Re [1929] 1 Ch 557, CA	404
Grupo Torras v Al-Sabah [1999] All ER (D) 698	557
Guild v Inland Revenue Commissioners [1992] 2 All ER 10, HL	409, 418
Guinness plc v Saunders and Others [1990] 2 WLR 324, HL	219, 223
Guinness Peat Aviation (Belgium) v Hispania Lineas Aereas SA [1992] 1 Lloyds Rep 190	634
Gulbenkian's Settlement Trusts, Re, Whishaw v Stephens [1970] AC 508; [1968] Ch 126, HL	91, 97, 99, 104, 106, 108–10, 112–14, 119, 121, 122
Gulf Interstate Oil v Ant Trade & Transport Ltd of Malta (1999) Lloyds Rep 867	634
Gunning and Others v Buckfast Abbey Trustees and Another [1994] <i>The Times</i> , 9 June	447
Gwembe Valley Development Co Ltd v Koshy and Others [2003] EWCA 1048, CA	567
Gwyon, Re, Public Trustee Attorney General [1930] 1 Ch 255, HC	394
Habershon v Vardon (1851) 4 De G & Sm 467	414
Habib Bank Ltd v Habib Bank AG [1981] 1 WLR 1263	88
Hagger, Re [1930] 2 Ch 190, HC	335
Hain's Settlement, Re [1961] 1 WLR 440	107
Haines, Re (1952) <i>The Times</i> , 7 November	345
Halifax Building Society v Thomas and Another [1996] Ch 217; [1995] 4 All ER 673; [1996] 2 WLR 63, CA	184, 201, 208, 209, 307
Hall, Re [1944] Ch 46	130
Hallett's Estate, Re (1880) 13 Ch D 696, CA	578, 581–83, 589–91, 594–96, 601, 611
Halton International Inc and another v Guernroy Ltd [2006] EWCA Civ 801, CA	565
Hambro and Others v The Duke of Marlborough and Others [1994] 3 WLR 341	525, 537
Hamilton (Decd), Re [1895] 2 Ch 370	47
Hammond v Mitchell [1991] 1 WLR 1127, HC	245, 247
Hammond v Osborn [2002] EWCA Civ 885	674
Hancock v Watson [1902] AC 14, HL	47
Harari's Settlement, Re [1949] 1 All ER 430	492
Harding, Re [1923] 1 Ch 182	451

Harding, Re [2007] EWHC 3 (Ch), HC	412
Harding v Glyn (1739) 1 Atk 469	113
Hardy's Trust, Re (1970) <i>The Times</i> , 23 October	266
Harland v Trigg (1782) 1 Bas CC 142	48
Harman Pictures NV v Osborne [1967] 1 WLR 723	624
Harpur's Will Trusts, Re [1962] Ch 78	346
Harries and Others v Church Commissioners for England [1992] 1 WLR 1241	468
Hart v Hart (1881) 18 Ch D 670	649, 650
Harvard Securities Ltd (In Liquidation), Re, Holland v Newbury and Another (1997) <i>The Times</i> , 18 July, HC	52, 53
Harwood, Re Coleman v Innes [1936] Ch 285	436, 439–42
Hastings Bass, Re [1975] Ch 25	464
Hay's Settlement Trusts, Re [1982] 1 WLR 202, HC	91, 96, 98, 125
Hazell v Hammersmith and Fulham Borough Council [1992] 2 AC 1	549
Head v Gould [1898] 1 Ch 250	458, 558, 559
Heinl and Others v Jyske Bank (Gibraltar) Ltd (1999) <i>The Times</i> , 28 September, CA	303
Henry Wood National Memorial Trusts, Re (1965) 109 SJ 876	443
Hercy v Birch (1804) 9 Ves 357	660
Hetherington, Re [1989] 2 All ER 129, HC	400, 418
Hetley, Re [1902] 2 Ch 866	320
Heyworth's Contingent Revisionary Interest, Re [1956] Ch 364	522
Hickman v Haynes (1875) LR 10 CP 598	662
Higginbottom, Re [1892] 3 Ch 132	450, 451
Hill (Decd), Re [1897] 1 QB 483	47
Hill v CA Parsons Ltd [1971] 3 All ER 1345	658
Hillier's Trust, Re [1954] 1 WLR 700, CA, [1954] 1 WLR 9	154, 155
Hinves v Hinves (1844) 3 Hare 609	490
Hoare v Hoare (1886) 56 LT 147	401
Hoare v Hoare (1982) <i>The Times</i> , 9 November	162
Hobley (Decd), Re (1997) <i>The Times</i> , 16 June, HC	334
Hobourn Aero Components Air Raid Distress Fund, Re, Ryan v Forrest [1946] Ch 194, CA, [1946] Ch 86, Ch D	152, 153, 386
Hodges, Re (1878) 7 Ch D 754	99
Hodgson v Marks [1971] Ch 892, CA	37, 163
Holden ex p Official Receiver, Re (1887) 20 QBD 43	515
Holder v Holder [1968] Ch 353, CA	187
Holding and Management Ltd v Property Holding and Investment Trust plc [1989] 1 WLR 1313, CA	512, 513
Holiday Inns Inc v Broadhead (1974) 232 EG 951	196
Holliday (A Bankrupt), Re, ex p Trustee of the Property of the Bankrupt v Holliday [1981] Ch 405	263, 266
Holmden's Settlement Trusts, Re [1968] AC 685	529, 534
Holt's Settlement, Re [1969] 1 Ch 100, HC	26, 28, 29, 34, 35, 537
Hong Kong Fir Shipping Co v Kawasaki Kisen Kaisha Ltd [1962] 2 QB 26	334
Hooley ex p Trustees, Re (1915) 84 LJKB 181	140
Hooper, Re [1932] 1 Ch 38, HC	345
Hopkins' Will Trusts, Re [1965] Ch 669; [1964] 3 All ER 46, HC	395
Hopkinson, Re [1949] 1 All ER 346	413
Horley Town Football Club, Re; Hunt v McLaren [2006] All ER (D) 34, HC	350
Hornal v Neuberger Products Ltd [1956] 3 All ER 970	329
Horner v Rawle See Cavendish Browne's Settlement Trusts, Re	
Hovenden v Lord Annesley (1806) 2 Sch & Lef 607	571
Hovenden & Sons v Millhoff (1900) 83 LT 41	206
Howard Perry v British Railway Board [1980] 1 WLR 1375	653
Howe v Earl of Dartmouth (1802) 7 Ves Jun 137	464, 489, 490, 509
Hubbard v Pitt [1976] QB 142	623
Hubbard v Vosper [1972] 2 QB 84	622, 624
Hughes v Metropolitan Railway Co (1877) 2 App Cas 439	32
Hulkes, Re (1886) 33 Ch D 552	488
Hull v Derby Sanitary Authority (1885) 16 QBD 163	394

Hummeltenberg, Re, Beatty v London Spiritualistic Alliance Ltd [1923] 1 Ch 237	402
Hunter v Moss [1994] 1 WLR 452, CA <i>affirming</i> [1993] 1 WLR 934	51, 52
Huntingford v Hobbs [1993] 1 FLR 736	233–35
Hurstwood Developments Ltd v Motor and General & Andersley Insurance Services Ltd [2001] EWCA 1785	555
Hussey v Palmer [1972] 1 WLR 1286, CA	179, 183
Hutchinson and Tenant, Re (1878) 8 Ch D 540	45
Huxtable, Re [1902] 2 Ch 793	320
IBM (UK) Ltd v Prime Data International Ltd [1994] 4 All ER 248	646
ITC Film Distributors Ltd v Video Exchange Ltd [1982] Ch 431	645
Ideal Bedding Company v Holland [1907] 2 Ch 157	514, 515
Income Tax Special Purpose Commissioners v Pemsel, see Inland Revenue Commissioners v Pemsel	
Incorporated Council of Law Reporting for England and Wales v Attorney General [1972] Ch 73; [1971] 3 All ER 1029, CA	375, 395, 397, 411
Industrial Development Consultants v Cooley [1972] 1 WLR 443, HC	218
Inland Revenue Commissioners v Baddeley [1955] AC 572; [1955] 2 WLR 552, HL	378, 384, 408
Inland Revenue Commissioners v Bernstein [1961] Ch 399	504
Inland Revenue Commissioners v Blackwell Minor's Trustees (1925) 10 TC 235, HC	93
Inland Revenue Commissioners v Broadway Cottages Trust [1955] Ch 20	54, 107–09, 360
Inland Revenue Commissioners v City of Glasgow Police Athletic Association [1953] 1 All ER 747, HL	361, 376, 407
Inland Revenue Commissioners v Educational Grants Association Ltd [1967] Ch 993; [1967] 3 WLR 41, CA	380
Inland Revenue Commissioners v Falkirk Temperance Cafe Trust [1927] SC 261	375
Inland Revenue Commissioners v McMullen and Others [1981] AC 1; [1979] 1 WLR 130; [1978] 1 WLR 664, CA	397, 407, 409, 410
Inland Revenue Commissioners v Oldham Training and Enterprise Council (1996) <i>The Times</i> , 10 October, HC	381
Inland Revenue Commissioners v Pemsel [1891] AC 531	373–75, 377, 378, 387, 389–91, 396, 403
Inland Revenue Commissioners v Yorkshire Agricultural Society [1928] 1 KB 611, CA	411, 417
International Sales and Agencies Ltd v Marcus [1982] 3 All ER 551	274
Inwards v Baker [1965] 2 QB 29, CA	88, 89
Iraqi Ministry of Defence v Arcepey Shipping Co SA [1980] 1 All ER 480; [1980] 1 WLR 488	636
Ironmongers Company v Attorney General (1844) 10 Cl & F 908	426
Island Export Finance v Umunna [1986] BCLC 460	193
Island Holdings Ltd v Birchington Engineering Ltd (1981) (unreported) 7 July	196
Jackson v Horizon Holidays Ltd [1975] 1 WLR 1468, CA	73
Jacobs, Re (1970) 114 SJ 515	417
Jaggard v Sawyer [1995] 1 WLR 269	616
James, Re [1935] 1 Ch 449	79
James v Williams [2000] Ch 1, CA	567
Jarvis v Swan Tours Ltd [1973] QB 233	73
Jefferys v Jefferys (1841) Cr & Ph 138, HC	67
Jennings v Rice [2002] EWCA Civ 159	88
Jeune v Queens Cross Properties Ltd [1973] 3 All ER 97; [1974] Ch 97	657, 659
Job v Job (1877) 6 Ch D 562	679
Johnson v Ball (1851) 5 De G & Son 85	320
Johnson v Agnew [1978] 2 WLR 806	661
Jones v Badley (1865) LR 3 Ch App 362	325
Jones v Challenger [1961] 1 QB 176	263, 266
Jones v Lock (1865) LR 1 Ch App 25, CA	39, 40
Jones v Pacaya Rubber and Produce Co Ltd [1911] 1 KB 455	624