

# MALAYSIAN LAW OF TRUSTS

Editor  
DR MOHSIN HINGUN

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# **MALAYSIAN LAW OF TRUSTS**

**EDITOR: DR MOHSIN HINGUN**



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# CONTENTS

<i>Preface</i> .....	<b>i</b>
<i>Contents</i> .....	<b>iii</b>
<i>Table of Cases</i> .....	<b>v</b>
<b>CHAPTER 1</b>	
<b>Introduction to Trusts</b> .....	<b>1</b>
<i>(Dr. Mohsin Hingun)</i>	
<b>CHAPTER 2</b>	
<b>Express Private Trusts</b> .....	<b>23</b>
<i>(Dr. Mohsin Hingun)</i>	
<b>CHAPTER 3</b>	
<b>Constitution of Express Trusts</b> .....	<b>39</b>
<i>(Dr. Zuraidah Ali)</i>	
<b>CHAPTER 4</b>	
<b>Resulting Trusts</b> .....	<b>63</b>
<i>(Dr. Zuraidah Ali)</i>	
<b>CHAPTER 5</b>	
<b>Constructive Trusts</b> .....	<b>87</b>
<i>(Dr. Aiman Nariman Mohd Sulaiman)</i>	
<b>CHAPTER 6</b>	
<b>Non Charitable Purpose Trusts</b> .....	<b>109</b>
<i>(Dr. Hamimah Hamzah)</i>	

<b>CHAPTER 7</b>	
<b>Charitable Trusts .....</b>	<b>131</b>
<i>(Dr. Hamimah Hamzah)</i>	
<b>CHAPTER 8</b>	
<b>Appointment, Retirement, Removal of Trustees...</b>	<b>173</b>
<i>(Dr. Olaitan Sarafadeen Nafiu)</i>	
<b>CHAPTER 9</b>	
<b>Duties of Trustees .....</b>	<b>201</b>
<i>(Dr. Mohsin Hingun)</i>	
<b>CHAPTER 10</b>	
<b>Powers of Trustees .....</b>	<b>231</b>
<i>(Dr. Halyani Hassan)</i>	

## CHAPTER SIX

# NON CHARITABLE PURPOSE TRUSTS

HAMIMAH HAMZAH \*

### 1. Introduction

Broadly speaking there are three types of trust - private trusts for human beneficiaries, public purpose trusts which are charitable and non-charitable purpose trust (NCPT) or trust of imperfect obligation which are an exception to the rule that private trusts without human beneficiaries are void. In *Leahy v Attorney General for New South Wales*<sup>1</sup> Lord Simonds commented:

A gift can be made to persons (including a corporation) but it cannot be made to a purpose or to an object so, also a trust may be created for the benefit of persons as cestui que trust but

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