

Co-Ownership

Joint Tenancy

Co-owners are regarded as a single entity owning the whole estate.

right of survivorship
'four entities' present

JT's have no distinct or separate shares in the property. The right of survivorship happens where one joint tenant dies the remaining joint tenants will assume the rights of the interest that the deceased has left behind regardless of any will.

Possession- equal entitlement, no physical division of land or restriction on use.

Interest- Each interest must be for the same duration and of the same nature.

Time- interest should vest at the same time.

Title- acquired interest at the same time, in same way, or by adverse possession

two or more people who simultaneously enjoy the rights and responsibilities of ownership over a piece of land

Tenancy in Common

Only possession is required. Each tenant in common has a separate share of the property. The share can be disposed of during their lifetime or when they die. The shares are not physically divided so each tenant has the right to occupy all of the land. Use of the land can't be restricted by one tenant even if they own a larger share than the others.

Since 1925 co-ownership of any legal estate must be a joint tenancy.

Tenancy in Common can only exist in equity.

Co Ownership Of Land

Martin Dixon



Co Ownership Of Land:

Modern Land Law Martin Dixon, 2005 Maintaining its explanation of land law in an understandable and logical fashion this edition has been substantially rewritten and revised to take into account the impact of the reforms of the Land Registration Act 2002 This new edition provides the most recent and exhaustive treatment of this key piece of legislation on land law In addition each chapter has been expanded and updated to include an analysis of the most recent case law

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Unlocking Land Law, Third Edition Judith Bray, 2013-08-29 Land law is a core element of all law degrees in England and Wales Unlocking Land Law will ensure that you grasp the main concepts of this core area with ease providing you with an indispensable foundation to the subject This third edition of Unlocking Land Law is fully up to date with the latest changes in the law and now includes discussion of home information packs HiPs the move towards e conveyancing developments in proprietary estoppel and all the major new cases

Australian Principles of Property Law Samantha Hepburn, 2013-05-13 Australian Principles of Property Law now in its third edition covers all aspects of Australian real property law Each chapter has been expanded and updated to incorporate the latest developments and theories Incorporating academic discussion of historical and theoretical issues underlying the property system as well as practical discussion of relevant legislative schemes this textbook is the ideal

accompaniment to any undergraduate property law course Focusing on Victorian law the text also outlines developments in other states and provides technical explanations where necessary It is supported throughout by extracts from a wide range of cases and materials

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