

FININ2MIN - TRANSFER OF PROPERTY ACT, 1882

Chapter II-B - Unborn Persons, Perpetuity and Accumulation

Chapter in 2 Minutes

Draft future interests without violating the unborn-person, perpetuity and accumulation restrictions.

Provision map

- 13: Transfer for benefit of unborn person
- 14: Rule against perpetuity
- 15: Transfer to class affected by sections 13 and 14
- 16: Transfer on failure of prior interest
- 17: Direction for accumulation
- 18: Perpetuity for public benefit

Transaction controls

- ☐ Classify interest and transaction
- ☐ Verify title, litigation and encumbrances
- ☐ Confirm capacity, authority and consent
- ☐ Apply State stamp and registration
- ☐ Reconcile consideration, tax and possession
- ☐ Preserve closing and remedy evidence

Red flags

- ! Unclear title/authority
- ! Pending litigation or acquisition
- ! Unreleased mortgage/charge
- ! Wrong instrument or deficient stamp
- ! Possession before legal protection
- ! Uncontrolled limitation or forum