

The rules and terms for deteminding trustee affactives gracieuses laws

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The law on non-litigious jurisdiction has determined items for appointment of trustee and with regard to a trustee who is appointed for the purpose of administration on a property of the appointing authority, decrees have been regulated .Each of the trustees who are present in non-litigious jurisdiction are considered identical in some decree and conditions , and different in some other manners .The objective of the legislator by setting up a trustee is to support those who are in need of such an action in order to safe keep and maintain their properties in a proper manner .The appointed individual is the agent and trustee of the court and does not possess the proprietor’s options in execution of the title he bears ; therefore it is necessary to explain the items regarding appointment of judicial trustee , decrees and conditions , undertakings and options of the mentioned individual , so that to intercept any deviation .Also by determining the duties , his obligations would be established . Thus in the case of any delinquency and failure , oppression and negligence duties and options , he would be given guarantee on possession of another’s property and on this basis , guarantee on penal and civil execution is established .However the mentioned trust - since it is established by law - is considered as the legal trust and since it is a trust which is set by court it is in some manners a judicial trust and the related title would be called as judicial trustee following the proceeding explanation .

Keywords : Key words : Non-litigious jurisdiction- decree pertaining trustee -properties of appointee -judicial trustee -guarantee given on possession of another’s property - guarantee on penal and civil execution - legal trust - judicial trust

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