

## **Corin v Patton (1990) 169 CLR 540**

<http://lawcasesummaries.com/knowledge-base/corin-v-patton-1990-169-clr-540/>

### **Facts**

- A man and woman owned a property as joint tenants
- The woman became ill and wanted to give her share to her brother
- She executed the memorandum of transfer but did not get the title deed
- When she died, the husband asserted his ownership
- The brother argued he had an equitable interest via the assignment

### **Issue**

- Did the woman successfully assign?

### **Held**

- It was not valid because she had not done all that was necessary to effect the transfer
- But may acquire an equitable interest
- However, equity will not perfect an imperfect gift
- The woman had not done enough
- Donor must have done everything necessary; must 'arm' the transferee

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Law case summary from [www.lawcasesummaries.com](http://www.lawcasesummaries.com)