

Memorandum 88-17

Subject: Study L-3013 - Consultant to Study Uniform Rule Against Perpetuities Act

The existing California statutory statement of the Rule Against Perpetuities is the result in part of a recommendation of the California Law Revision Commission. See *Recommendation and Study Relating to The "Vesting" of Interests Under the Rule Against Perpetuities*, 9 Cal. L. Revision Comm'n Reports 901 (1969). See also *Recommendation and Study Relating to Suspension of the Absolute Power of Alienation*, 1 Cal. L. Revision Comm'n Reports G-1 (1957).

The National Conference of Commissioners on Uniform State Laws recently approved a Uniform Rule Against Perpetuities Act. Charles Collier is an expert on the Uniform Act and would be willing to serve as a consultant to the Commission on this subject. He is willing to serve without compensation.

The staff recommends that the Commission retain Charles Collier as our consultant on the Rule Against Perpetuities. As consultant, he would prepare an analysis showing how enactment of the Uniform Act in California would change existing California law and would give the Commission his view on whether California should enact the Uniform Act.

It might be useful to have a uniform body of law applicable nationally. This is a technical area of law. But Mr. Collier's report to the Commission should put the Commission in a position to decide whether to recommend the enactment of the Uniform Act in California.

Respectfully submitted,

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Executive Secretary