

SUBTITLE XI
MISCELLANEOUS RULES AFFECTING DECEDENTS'
ESTATES AND TESTAMENTARY AND NON-TESTAMENTARY
TRANSFERS

11-101. *Indestructibility of contingent remainders.*

Any contingent remainder arising under any will or inter vivos transfer shall be capable of taking effect, notwithstanding the determination of any preceding estate of freehold, in the same manner and in all respects as if such determination had not happened; and it shall not be necessary to appoint trustees to support such contingent remainder in order to prevent the destruction thereof.

11-102. *Perpetuities—exceptions.*

Subject to Sections 4-409 and 11-103, the common law rule against perpetuities as now recognized in this State shall be preserved, but such rule shall not apply to the following:

(a) *Cemetery perpetual care. A legacy or inter vivos conveyance having a value of \$5,000 or less, or of any burial lot of any value, in trust or otherwise, for the purpose of providing for the perpetual care or keeping in good order and condition, or making repairs to, any lot, vault, mausoleum or other place of sepulture belonging to any individual or several individuals in any cemetery or graveyard, the lots in which are intended for the burial of members of the family, family connections, relatives or friends of the owners thereof, or their successors in ownership.*

(b) *Transfer from charitable corporation on contingency. A legacy or inter vivos conveyance intended to transfer assets from any corporation incorporated for charitable objects, to any other charitable corporation on a contingency or future event.*

(c) *Employees' pension, stock bonus, etc. trust. A trust heretofore or hereafter created by an employer as part of a pension, stock bonus, disability, death benefit, profit-sharing, retirement, welfare or other plan for the exclusive benefit of some or all of the employees of such employer or their beneficiaries, to which contributions are made by the employer or employees, or both the employer and employees, for the purpose of making distributions to or for the benefit of employees or their beneficiaries out of the income or principal or both the income and principal of such trust, or for any other purposes set out in such plan.*

(d) *Trust for charitable purposes. A trust for charitable purposes, which shall include all such purposes as are within the spirit or letter of the statute of 43 Elizabeth Ch. 4 (1601), commonly known as the statute of charitable uses.*

11-103. *Perpetuities—limitations on application of common law rule.*

(a) *In applying the rule against perpetuities to an interest limited to take effect at or after the termination of one or more life estates in, or lives of, persons in being when the period of said rule commences to run, the validity of the interest shall be determined*