

**2008 AMENDMENTS TO THE
DELAWARE STATUTORY TRUST ACT**

By *Matthew J. O'Toole and Robert L. Symonds, Jr.*
Stevens & Lee
Wilmington, Delaware

No amendments to the Delaware Statutory Trust Act, 12 *Del. C.* § 3801 *et seq.* (the “Act”), were proposed in 2008. Two amendments enacted in 2005, however, became effective in 2008. First, the provision establishing the fee for filing various certificates under the Act, Section 3813(a)(2), has been amended, effective July 1, 2008, so that the fee may not exceed \$300. *See* 75 *Del. Laws*, c. 218, § 2. Second, the fee for various filings by foreign statutory trusts under the Act likewise has been adjusted so that it will not exceed the same specified amount. *See* 75 *Del. Laws*, c. 218, § 3.