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*If you would like any of our previous newsletters or any of the our free*

## WILLS & ESTATES — UPCOMING TOPICS

More and more we are reading about the topic of Wills in the newspaper and Estates being challenged through the Courts. This can drag out the administration of an Estate for some time and is difficult for all of the family involved who want closure after a loved one has passed away.

Our upcoming newsletters will cover these topical points to illustrate the importance of having a Will which can often be overlooked and how Estates and Wills can be challenged.

The topics we will cover over the next couple of months will be:

### **Property (Relationships) Act and Wills:**

A spouse or partner has certain rights under the Property (Relationships) Act. We will look at their options in the event their spouse or partner passes away to either make a claim under the Act or take their entitlement pursuant to the Will.

### **Challenging a Will under the Family Protection Act:**

In particular who can make a claim under the Act, what the time frames are for making a claim and what recent Court decisions have said.

### **Testamentary Capacity:**

A person's state of mind when they make a Will is relevant and we will look into the required level of capacity that somebody needs to make a Will.

### **What happens if somebody dies before signing their Will:**

There are a number of requirements which must be complied with for a Will to be valid. The Court has discretion to validate a Will which does not meet the necessary requirements. We will cover some case law and examples where this has happened.

Claims by spouses or partners under the Property (Relationships) Act will be in our next issue in a couple of weeks time.

### **Changes at Collins & May**

Our staff solicitor Shannon McEwen has recently left Collins & May Law. We now have a new Graduate on board, Caitlin MacDonald, as the newest member of the Collins & May Team.

**20 MINUTE FREE**

**WANT to review your Family Trust structure?  
THEN call us and take advantage of our 20 Minute Free interview**