

## PAYMENT INSTALMENT PLANS

We understand that the current economic climate is difficult but we also know the importance of ensuring that your Will and Powers of Attorney are up-to-date.

To ease the costs of Estate Planning at this time, Duncan.Legal is providing the option of Payment Instalment Plans.

Instalments can be made **weekly, fortnightly or monthly** by arrangement, at a rate that you can comfortably manage.

Don't delay your Estate Planning any longer.

Call us today to get started.

Tel: 9077 7731  
Or Email:  
reception@duncanlegal.com.au

## **KEEPING THE FAMILY HOME?**

The family home is the most common asset in an average deceased estate. It can also be the most complex asset to deal with.

Many parents are comforted in the thought that should something happen to them before their children attain independence, that their children can continue living in the family home for as long as needs be after their death. This wish is often more strongly held where there is a child with a disability in the family. However, the details of how the family home would be managed, how long the arrangement should continue, and what the taxation considerations might be, are rarely thought through.

Good estate planning requires that this issue be carefully unpacked so that all of the implications for your Executor and beneficiaries are understood. Some questions to consider are:

- Is there a mortgage over the family home, and if so, how would this be paid out at my death?
- Should a time limit be placed on how long the property can be held for the use of the children, and if so, when should it terminate?
- What are the taxation and management implications for the Legal Personal Representative (Executor) of overseeing the preservation of a home for your children?
- Should an Accommodation Fund be set up to cover the future maintenance and repair costs of the family home?
- What are the inheritance implications for other beneficiaries in tying up a major asset of the estate?
- Should children be given a life interest or a mere right to reside?
- What kinds of uses can be made of the property to generate income?
- When the property is ultimately sold, what are the tax implications for the estate and for the beneficiaries?
- Should the family home be gifted to a Special Disability Trust or other trust?

If you would like to make provision in your Will for the family home to be retained for the use and benefit of your children, Duncan.Legal would be delighted to assist you with your planning.



**LAW  
INSTITUTE  
VICTORIA**

## Duncan.Legal Upcoming Webinars

Duncan.Legal will be holding a series of Estate Planning Webinars over the course of 2021. We invite you to join us to learn more about Estate Planning with disability.

In our initial 3 webinars we will be discussing ‘**Supported Decision Making**’ and how you can assist your young adult transition from youth to adulthood with support, ‘**Disability Estate Planning**’ in which we will provide you with our top 10 items to consider when estate planning for a beneficiary with a disability and ‘**Special Disability Trusts**’ – should you create one now or in your Will?

Webinar session times are:

<b><u>Supported Decision Making in Victoria</u></b>	Friday, 5 February	11.00am – 11.30am	(min 30 Minutes)
<b><u>Disability Estate Planning</u></b>	Friday, 19 February	11.00am – 12noon	(min 60 Minutes)
<b><u>Special Disability Trusts</u></b>	Friday, 5 March	11.00am – 11.30am	(min 30 Minutes)



Webinar bookings can be made through TryBooking:

<u>Supported Decision Making in Victoria</u>	<a href="https://www.trybooking.com/BOHRT">https://www.trybooking.com/BOHRT</a>
<u>Disability Estate Planning</u>	<a href="https://www.trybooking.com/BOHRY">https://www.trybooking.com/BOHRY</a>
<u>Special Disability Trusts</u>	<a href="https://www.trybooking.com/BOHSE">https://www.trybooking.com/BOHSE</a>

The cost is **\$49.50** (incl GST) for Supported Decision Making in Victoria & Special Disability Trusts webinars and **\$99.00** (incl GST) for Disability Estate Planning webinar.  
(A Trybooking booking fee of **50c** will also apply.)

***BOOK NOW! – limited places available.***

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## Estate Planning & COVID-19 Measures

Duncan.Legal is open and operating within the current mandated COVID-19 parameters. Appointments continue to be held via video conferencing technologies (Zoom/Facetime/Skype) however if you prefer to have a face-to-face conference, limited appointments are now available. We have a large conference room with hand sanitiser, masks and gloves available for your comfort and the conference room is sanitised prior to every appointment. If we can be of service at this uncertain time, please do not hesitate to make contact.



PO Box 1309, SURREY HILLS NORTH VIC 3127  
E: [reception@duncanlegal.com.au](mailto:reception@duncanlegal.com.au) Tel: 9077 7731 W: [www.duncanlegal.com.au](http://www.duncanlegal.com.au)