



YOUR ESTATE PLAN – PROMPTS FOR REVIEW

Thank you for your instructions to prepare documents to implement your personal Estate Plan.

We recommend that you review your Will every twelve (12) months, or whenever your circumstances or the circumstances of a person mentioned in your Will change. For example:

- Your family situation or the family situation of a beneficiary changes (for example divorce, marriage, de facto relationship, marriage troubles or if new children are born); or
- You change your name or any person who is named in the Will changes their name; or
- You become involved in a new business, or establish a company or trust; or
- A beneficiary or trustee passes away; or
- A beneficiary or trustee becomes bankrupt or loses capacity.

Start or end a relationship

Please note that if you subsequently divorce, marry, remarry, enter or terminate a registered relationship (including same sex), this may cause your Will and/or any Enduring Power of Attorney to be automatically revoked (either partially or fully). However, Binding Death Nominations (for your superannuation entitlements) may not be affected. It will then be necessary for you to have your Estate Plan reviewed and potentially make a new Will, Enduring Power of Attorney and relevant Binding Death Benefit Nominations.

Please also note that if you subsequently separate or are otherwise estranged from a spouse (including a de facto partner or partner in a registered relationship), this will generally **not** cause your Will, any Enduring Power of Attorney or Binding Death Nomination to be automatically revoked. After such an event it would be prudent for you to have your Estate Plan reviewed and potentially make a new Will, Enduring Power of Attorney and relevant Binding Death Benefit Nominations if they no longer reflect your current wishes.

Lapsing Binding Nominations – Super entitlements (if applicable)

Your Lapsing Binding Death Benefit Nomination (if applicable to your Estate Plan) will lapse three (3) years after the date it was made. We recommend that you diarise this date and, at least a month prior to the nomination lapsing, you arrange for the superannuation fund to have the necessary form(s) sent to you to have the nomination renewed. Failing to remember this date may affect the value of your Estate.

Dealing with assets gifted by your Will

Please note that if you have left specific gifts under your Will and you later deal with the gift (i.e. you or your Attorney, sell or mortgage an asset that is gifted under your Will to specific beneficiaries) that may alter the gift under your Will resulting in your intended beneficiary not receiving the benefit of the gift. This in turn may increase the risk of that beneficiary attempting to contest your Will.

This publication is for information only and is not legal advice. You should obtain advice that is specific to your circumstances and not rely on this publication as legal advice. If there are any issues you would like us to advise you on arising from this publication, please let us know.