



Wills, Power of Attorney & Medical Treatment Appointment

WILLS

Please consider the following issues in relation to making your Will:

1. The full name(s) of the Executors you would like to appoint
2. The full name(s) of the Beneficiaries you would like to include
3. Any specific items that you would like to leave to any Beneficiaries
4. The full name(s) of the Guardians you would like to appoint for infant children
(if applicable)
5. If you would like to provide any direction as to your funeral or burial

EXPLANATION OF TERMS

Will – is a legal document setting out your wishes for distribution of your Estate after your death.

Estate – consists of everything you own, including personal property and real estate. An Estate is often dealt with in broad terms, but you can also make specific **bequests** of any particular item. For items such as rings and jewellery it is permissible to leave a note with the Will.

Executor – the person or persons you appoint to carry out your wishes in your Will. It is important to appoint the appropriate person who is capable of handling the responsibility for making funeral arrangements, paying bills and collecting and distributing your assets (usually done with the help of a solicitor). It may be prudent to also nominate an alternate Executor in case the first Executor is not willing or able to act. The Executor is normally a family member or a trusted friend.

Trustee – the description given to your Executor once assets are collected and held on behalf of your Beneficiaries.

Beneficiary – a person who receives money or benefits as specified in your Will.

Guardian – a person you appoint to look after the interests of infant children if both parents die. The Department of Human Services has overall responsibility for orphans but usually observes the wishes of parents where indicated by the appointment of a guardian.

POWERS OF ATTORNEY AND MEDICAL TREATMENT APPOINTMENT

You may appoint someone while you are alive to act, or to make certain decisions, on your behalf. The most common forms are:

Enduring Power of Attorney (Personal, Financial & Legal) – allows a nominated person to assist in personal and lifestyle matters, operate your bank accounts, make financial decisions and sign documents of a financial or legal nature on your behalf.

Medical Treatment Appointment – allows a nominated person to discuss and make medical treatment decisions for you in consultation with doctors. Making such an appointment is an important decision as the role involves serious responsibilities.

Once you die, any Power of Attorney or Appointment automatically ceases, and your Will takes effect.

ADVANCED HEALTH CARE DIRECTIVE

Every competent adult has a legal right to accept or refuse medical treatment.

An Advanced Health Care Directive is a document that sets out your preferences for medical treatment. Your GP can assist you to prepare this.

OUR FEES

| Our Professional Fees (as at 1 April 2022) | Single | Couple |
|---|---------------|---------------|
| Will | \$400 | \$700 |
| Personal, Financial & Legal Power of Attorney <u>OR</u> Medical Treatment Appointment | \$300 | \$500 |
| Personal, Financial & Legal Power of Attorney <u>AND</u> Medical Treatment Appointment | \$500 | \$750 |
| Will and Personal, Financial & Legal Power of Attorney <u>OR</u> Medical Treatment Appointment | \$600 | \$850 |
| Will and Personal, Financial & Legal Power of Attorney <u>AND</u> Medical Treatment Appointment | \$700 | \$1000 |

PAYMENT

Payment may be made by direct debit, cash, EFT or cheque. Credit card and EFTPOS facilities are not available.

Please Note

Home visits can be arranged and will incur an additional charge of \$200.

Complex Wills and Testamentary Trust Wills may be required if your circumstances are more complicated. We will discuss this with you in detail if required.

To make an appointment, please call 9398 2377

or

email reception@locallawyers.com.au