

assets and the terms of your will. Usually, the time and effort taken by us to administer estates is much less than 1% of their value.

Compare this to the **Public Trustee** or other **trustee companies**. They charge according to a scale based on the value of your estate. This can be **as much as 6% of the estate and 7.5% of any income received by or on behalf of the estate**.

How else can we help?

We have the professional experience and expertise to handle every aspect of your will making and estate planning.

As solicitors, we are qualified to give you comprehensive advice with regard to all aspects of your estate planning. This includes not only the preparation of your will but also:

- Powers of attorney, whether general or general and enduring
- Medical powers of attorney
- Powers of Guardianship

DI ROSA LAWYERS

Practising in all areas including:

Personal Injury

Family Law

Wills & Estates

Conveyancing & Property Law

Members, Law Society of South Australia

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Contact us

Di Rosa Lawyers have over a decade of experience in the preparation of wills and the administration of estates. Please do not hesitate to contact us for all your estate and estate planning requirements.

DI ROSA | LAWYERS



WHERE THERE'S A WILL THERE'S A WAY



WILLS AND ESTATES

Why should you have a will?

A will ensures that upon your death your assets are distributed to the persons you want in the manner you want.

But if you die without making a will (called “intestate”) you lose control of how your assets are distributed which may result in hardship for your family.

For example, if you die intestate and leave a spouse and young children, your spouse is not automatically entitled to the whole of your estate. He or she will only receive the first \$10,000.00 and half the balance. Your children receive the other half which is tied up until they reach 18 years. In such a case it could make it difficult for your family to survive financially.

Can you make a will?

Any person over the age of 18 years who is of sound mind can make a will. It can be altered

at any time. This is why it is always a good idea to review your will every few years or if your circumstances have changed.

In certain circumstances a person under the age of 18 years can make a will. “**Statutory wills**” may be made for persons who have subsequently become mentally incapacitated.

In other circumstances a will may be legally revoked or cancelled. For example, marriage automatically revokes a will but separation from your husband or wife does not. Divorce does affect your will, but does not revoke it. In these circumstances, it is important that you review your will.

Why avoid “legal will kits”?

The so called “**legal will kits**” may be worse than no will at all and can result in heartache and expense for the loved ones you leave behind.

There are certain legal requirements which must be followed when making a will. Many of these “do it yourself” wills **fail wholly or partly** because these requirements are not observed. This can result in the

will having to be interpreted by the Supreme Court, which may be contrary to your wishes and prove **very costly** to your estate.

Why risk your estate and family? See us first and have your will **professionally** prepared. Prevention is far better than cure!

Beware the “free will”!

If you see us about making your will the cost will depend upon the complexity of the will and the time required to advise you.

Public Trustee and private trustee companies may prepare your will for a small charge or maybe for free. **But beware**, they usually name themselves executors, which entitles them to charge your estate after you die.

What are the costs when you die?

When you die, your executor can ask us to act on his or her behalf in obtaining probate of your will and distributing your estate. The cost of doing this will depend on the nature and extent of your