

# Estate Planning Tasmania News

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and solutions.



W O R R A L L  
L A W Y E R S

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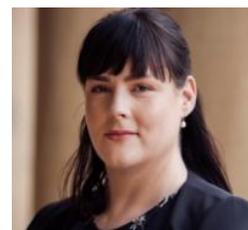
## Appointment of Kate Moss as a Notary Public

Worrall Lawyers congratulates **Kate Moss** on her appointment as a Notary Public.

A Notary Public prepares, certifies and authenticates documents for use overseas. The Supreme Court of Tasmania appoints Notaries. There are only 7 Notaries in Hobart, 11 across the State of Tasmania, and Kate is the only woman practising as a Notary Public in Tasmania.

Kate's experience and expertise as a senior Probate Lawyer, practising in estate and trust administration was part of her decision to become a Notary Public.

In order to be appointed, Kate undertook a significant amount of private study, as the practice of a Notary Public is, at times, somewhat arcane. Click [here](#) for more information about Notaries Public.



**Kate Moss**  
Senior Associate  
Notary Public

## Seniors Week 2017 - What Happens when Someone Dies?

As part of Seniors Week 2017, Worrall Lawyers hosted a public information session about “What Happens When Someone Dies” in the context of legal issues arising from death, and administering estates.

Our Probate lawyers **Kate Moss**, Senior Associate, and **Jacquie Goodwin**, Associate, discussed some of the more common questions that people ask about finalising an estate, and the requirements for other post-death legal affairs of a family member who has died. These included:

- do I need a Will
- what happens if you die without a Will
- what is Probate
- do I need Probate
- how long will the administration of the estate take
- how to pay for the funeral
- what happens to joint bank accounts and other joint assets

The presentation provided an opportunity for attendees to ask questions of our highly experienced and dedicated Probate lawyers, who practice exclusively in the area of Probate, administration of superannuation post-death, and other post-death areas of law.

The event was well attended. Our audience were an interesting group of people with a great set of questions. This is an event that Worrall Lawyers runs each year.

If you have any ideas about future events that we might run for you, your colleagues, your clients or your family, or if there is something you would like to know more about, contact us [here](#).

## Congratulations to Kimberley Martin on Completing Her Master’s Degree

Worrall Lawyers congratulates **Kimberley Martin** on successfully completing her LLM Masters of Laws (Applied Law) majoring in Wills and Estates, and components covering elder law and superannuation law.

The Master’s Degree was awarded by the College of Law.

As first in her graduating class, Kimberley received the prestigious De Groot Prize.

Kimberley is the only Tasmanian lawyer with this formal advanced training in Estate Planning.



**Kimberley Martin**  
Senior Associate

## Estate Planning – For When it Really Matters

## Using Family Law Financial Agreements to Protect Family Wealth

Financial Agreements under the *Family Law Act 1975* (Cth) (“the Act”) are similar to what are sometimes referred to as a “pre-nuptial agreement”.

Financial Agreements can be entered into at different stages of a marriage or relationship. For married couples, this includes before they are married, during their marriage but before separation, after separation, and after divorce. For de facto couples, agreements can be made before they start their de facto relationship, during the relationship or after their relationship ends.

Financial Agreements entered into before separation, can cover

- how in the event of the breakdown of the relationship all or any of the property and financial resources of either or both of the parties at the time when the agreement is made, or at a later time, is to be dealt with by the people in the relationship
- the maintenance of either party

Financial Agreements can also deal with

- matters incidental or ancillary to property, financial resources or spousal maintenance
- in the case of matrimonial agreements “*other matters*” which might include Child Support
- adult child maintenance or maintenance for children not captured by the *Child Support (Assessment) Act 1987* (Cth)

For a Financial Agreement to be binding, it must comply with the legislative requirements of the Act. An important aspect of those requirements is the need for each party to have independent legal advice prior to signing the agreement.

A Financial Agreement that is ‘binding’ will exclude the jurisdiction a Court would otherwise have to make Orders about the financial matters to which the agreement relates.

Services offered by Worrall Lawyers

- advice about whether a Financial Agreement is available and appropriate
- drafting Financial Agreements
- asset protection using Financial Agreements
- advice to parents wishing to protect their children’s future inheritance from family law disputes



**Trevor McKenna**  
Senior Associate

## Trevor McKenna Interviewed on ABC Southern Tasmania

**Trevor McKenna** spoke on ABC Southern Tasmania on Mornings with Leon Compton on 11 October 2017.

Trevor spoke in his capacity as the Chair of the Law Society of Tasmania's Family Law Committee about the first comprehensive review of the *Family Law Act 1975* (Cth) recently announced by the Commonwealth Attorney-General for Australia, Senator the Hon George Brandis QC.

This review, commissioned by the Australian Law Reform Commission (ALRC), is the first of its kind since the commencement of the *Family Law Act* in 1976.

Trevor spoke of the review from the perspective of Tasmania, and answered questions from listeners about the review and the family law system more broadly.

A recording of the interview can be heard [here](#).

Keep an ear out, as Trevor will be returning to the show in the New Year with further updates.



**Trevor McKenna**  
Senior Associate

## 2017 Grand Champion Fleece of Tasmania – Support for Agri-business

Worrall Lawyers congratulates Scott Bowden on winning the 2017 Grand Champion Fleece of Tasmania title at this year's Royal Hobart Show. The Royal Hobart Show Fleece Competition attracts exhibitors from all over Tasmania for both wool breed and commercial categories. Fleeces are judged on trueness to breed, colour or bloom, and character and style. The winner of the Grand Champion Fleece receives a \$200 prize, champion sash, and has their name engraved on the Worrall Lawyers' Perpetual Trophy.

Worrall Lawyers recognises the significance of the wool industry to the Tasmanian economy and community, and are advisors and supporters of Agri-business in Tasmania. We are proud to sponsor and present the Grand Champion Fleece prize each year.

## Coming Up – Article on Succession in Agri-business

In our next edition of Estate Planning Tasmania News, Senior Associate **Kimberley Martin** will report on her attendance at the Tax Institute 2017 Tasmanian State Convention, where she gave a comprehensive presentation and paper on Agri-business Succession Planning.

## Our Lawyers



**Sam McCullough**  
Director



**Peter Worrall**  
Director



**Kate Moss**  
Senior Associate



**Kimberley Martin**  
Senior Associate



**Trevor McKenna**  
Senior Associate



**Kate Hanslow**  
Senior Associate



**David Bailey**  
Associate



**Jacquie Goodwin**  
Associate



**Donna Woodleigh**  
Associate



**Imogen Cook**  
Lawyer



**Alex Cordova**  
Lawyer



**Cameron Topfer**  
Lawyer

## Further Information

### Our Website:

A wealth of information in relation to estate and commercial matters can be found at our website [www.pwl.com.au](http://www.pwl.com.au)

### Contributions:

Contributions and suggestions from Estate Planning News readers are always appreciated. Email us at [donna.woodleigh@pwl.com.au](mailto:donna.woodleigh@pwl.com.au)

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