

**Our dedicated team of  
experts are experienced  
in the area of **Wills  
and Estates** law.**

**Turner  
Freeman**  
LAWYERS

**We had to take legal action after my mother died. Our lawyer has been very honest with us all the way through. He's done his absolute best – and beyond – to try and solve this problem.**

**Howards**

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## Family Provision Claims

You may be entitled to make a claim against an estate if the person who dies did not leave you anything in his or her Will or if the gift to you is not adequate to provide for you in the future, taking into account your financial needs.

The specialist Wills and Estate lawyers at Turner Freeman are experienced in this area of law and regularly act for both people making a claim for family provision, and those executors defending claims being made against an estate.

Turner Freeman may also act on a "No Win – No Fee" basis for people making a claim for family provision depending on the circumstances of the case.

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## Contesting a Will

You may also be entitled to challenge or contest a Will if you believe that a person did not know what a Will means or understand what they were doing (for example if they could not read English or were suffering from dementia) or that another person unduly influenced them to make a Will in a certain way.

These disputes differ, are often complex and require the specialist expertise and knowledge that is offered by the lawyers at Turner Freeman. We can provide you with an obligation-free discussion about your options.

**We will discuss the following matters with you to see if your claim can be pursued further:**

- Your relationship to the deceased;
- The circumstances surrounding the drafting of the Will in question;
- The contents of the Will;
- The knowledge and understanding of the person who made the Will.

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## Deceased Estates

When a person dies leaving assets such as real estate, money in the bank, or shares, it will be necessary to obtain from the Supreme Court of New South Wales a grant of probate (where the deceased leaves a Will) or a grant of administration (where there is no Will).

A grant of probate or administration from the Court authorises an executor (if there is a Will) or next of kin (if there is no Will) to collect the deceased's assets and then distribute them according to their Will or the laws of intestacy where there is no Will.

This process requires various documents to be prepared and lodged with the Court. Turner Freeman is very experienced in these applications and can provide you with comprehensive advice on the obligations and rights of executors and administrators in what can often be a complex situation.

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## Estate Planning

### Wills

A Will is a legal document that only operates after your death to direct how your assets should be distributed. A properly drafted, up-to-date Will is the only way you can be sure your assets will be dealt with and your loved ones cared for in the way you choose, upon your death.

Turner Freeman have specialised lawyers who can provide you with expert advice in relation to your Will.

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## Enduring Power of Attorney

An Enduring Power of Attorney is a legal document by which you authorise a person (or persons) to make financial decisions on your behalf, such as taking money out of your bank account, paying bills, communicating with Centrelink and other agencies or organisations, selling or purchasing property, or signing legal documents.

An Enduring Power of Attorney should be in place in case of incapacity due to stroke, dementia or debilitating accident. An Enduring Power of Attorney can also be useful in a situation where you are overseas and unable to manage your affairs at home.

## Appointment of Enduring Guardianship

An Enduring Guardian is someone who makes health and lifestyle decisions for you if you have lost the capacity to make those decisions for yourself. These decisions may include consenting to medical or dental treatment and deciding where you live.

You can appoint more than one person to be your Enduring Guardian, and it is important to note that the appointment you make can only take effect if you should lose the ability to make decisions for yourself.

**“Can I challenge what was left for me in a Will?”**  
Talk to our lawyers about your rights

**We aim to take the  
pressure off, so you  
achieve a result  
that is fair.**

