



THE LAW SOCIETY
OF SINGAPORE

Nuts & Bolts Series 2006:

PROBATE & ADMINISTRATION

- An Update on Probate & Estate Duty Practice

Supreme Court Auditorium
Tuesday, 28 November 2006
9.30am to 5.30pm

Who Should Attend

- Lawyers who currently practise in the area of probate & administration of estates
- Lawyers who wish to move into or increase their practice focus in probate & administration of estates
- Financial planners and advisors

About this Workshop

Since 1997, the Law Society has conducted an annual instalment on Probate & Administration as part of its Nuts & Bolts Series. The key objective of the Nuts & Bolts Series is to provide participants with opportunities to learn or re-acquaint themselves with the basics of a core area of practice.

Stay current with this MUST-ATTEND workshop, led by Dr. G Raman, which will provide up-to-date coverage of the fundamentals of, current issues and recent developments in the law and practice of probate, administration and estate duty. Adopting a case study approach, this intensive and interactive Workshop includes an analysis of all relevant legislation and legal precedents.

Program Outline

9.00–9.30am	Registration & Welcome Refreshments
9.30–10.30am	Session 1 – Salient Clauses Of A Will
	<ul style="list-style-type: none"> ◆ Appointment of a Substitute Executor & Trustee ◆ Providing for the Executor Predeceasing the Testator or Dying Before Proving the Will ◆ Power of Sale with Power to Postpone Sale ◆ Balancing the Interests of Spouses and Children <ul style="list-style-type: none"> ○ Creation of Life Interests ○ The Rules Against Accumulations & Perpetuities ◆ The Importance of the Residuary Clause ◆ Avoidance of Lapsing of Gifts and Legacies - Sec 26 Wills Act and the Law on Intestate Succession
10.30–10.50am	Morning Break
10.50–11.45am	Session 2 – The Procedure In Obtaining Grant Of Letters Of Representation
	<ul style="list-style-type: none"> ◆ Filing of Originating Summons ◆ Priorities in Applying for a Grant ◆ Class Clearance ◆ Administration with Will Annexed ◆ Extracting the Grant of Letters of Representation
11.45am–12.45pm	Session 3 – Authority And Powers Of Personal Representatives
	<ul style="list-style-type: none"> ◆ Rights and duties of Personal Representatives - A study of case-law ◆ The Doctrine of Relation Back ◆ Differences in the powers of executors and administrators ◆ Negligence of Personal Representatives, trustees and remedies available
12.45–1.45pm	Lunch
1.45–2.30pm	Session 4 – Contentious Probate
	<p>The Common Grounds for Disputing Wills</p> <ul style="list-style-type: none"> ◆ Fraud ◆ Undue influence ◆ Lack of capacity of testator <p>The Procedural Requirements</p> <ul style="list-style-type: none"> ◆ Caveat, Warning, Appearance ◆ Citation ◆ Writs
2.30–3.30pm	Session 5 – Administration Issues
	<ul style="list-style-type: none"> ◆ Steps to ascertain the extent of the estate ◆ Distribution of the estate and factors to be considered ◆ Protection of the Personal Representatives from suits - safeguarding the trustees ◆ The need to advertise before distribution and the consequence of failure to do so ◆ Common problems that arise in estate administration - accounts, discharge and indemnity
3.30–3.50pm	Afternoon Break
3.50–4.30pm	Session 6 – Dealing With Muslim Estates
	<ul style="list-style-type: none"> ◆ The Syariah law on distribution of a Muslim estate ◆ Inheritance under Faraid - tools available for alternative modes of inheritance ◆ Avoiding the taking over by the Baitulmal (MUIS) of a Muslim's estate

The Law Society's vMCPD Scheme

Programme Category: Professional Practice
Training Level: Update

Practice Area: Category 7 (Probate & Administration)
CPD Hours: 6 hours 20 minutes

