



**WILL DRAFTING
SERVICE**

M **MONARCH**
S **SOLICITORS**

WILL DRAFTING

Having a written will is critically important for all adults regardless of wealth, marital status or age. Many people put off writing a will because they believe it will be costly or difficult, they do not believe it is necessary because their possessions will automatically pass to their spouse or children, or they simply wish to avoid the subject of what happens to their assets after their death.

A WILL CAN HELP YOU TO

- ✓ Decide to whom your assets will go according to your wishes
- ✓ Name trusted individuals as executors to handle your affairs according to your wishes when you die
- ✓ Appoint legal guardians for your children who are still minors when you die
- ✓ Set up trusts to protect your assets
- ✓ Make gifts to charity
- ✓ Mitigate your inheritance tax liability

REQUIREMENTS FOR A VALID WILL

- ✓ Made by a person who is 18 years old or over
- ✓ Made voluntarily and without pressure from any other person
- ✓ Made by a person who is of sound mind. This means the person must be fully aware of the nature of the document being written or signed and aware of the property and the identity of the people who may inherit
- ✓ In writing
- ✓ Signed by the person making the will in the presence of two witnesses
- ✓ Signed by the two witnesses, in the presence of the person making the will, after it has been signed.

TYPES OF WILLS

- ✓ **Single Will**
A single will is for one person (with or without a partner) to set out the wishes regarding his/her assets.
- ✓ **Mirror Wills / Joint Will**
Mirror Wills or Joint Will are common for married couples or civil partners. Each of them will make one will with almost identical contents to reflect their shared wishes. A common example is a married couple with children could each make a mirror will to give everything to the other, and the surviving one leaves everything to the children in equal shares.

DYING INTTESTATE

If you're married or in a civil partnership, you may have assumed that your spouse or children would automatically receive all your assets when you die without a will. This is not automatically the case.

Dying without a will is called dying intestate, and the law will decide who has priority and how much to inherit your estate under the rules of intestacy.

Children do not automatically inherit from your estate and if there are no surviving relatives then your estate passes to the Crown.

WILL TRUSTS

WHAT IS A TRUST?

A trust is simply a legal arrangement where a trustee holds property for the benefit of a third party or beneficiary.

WHY HAVE A TRUST IN A WILL?

Trusts in wills are most frequently used to pass property on death whilst still exercising some control over its use and they are widely used when providing for children in a will or when taking care of vulnerable loved ones. Will trusts have their own legal and tax implications and therefore you should discuss whether it is beneficial to add one to your estate plan with your financial advisor or wealth manager.

REQUIREMENTS FOR A VALID TRUST

- ☑ Certainty of intention
- ☑ Certainty of objects
- ☑ Certainty of subject matter

TYPES OF TRUSTS IN WILLS

- ☑ Bereaved Minor Trusts
- ☑ 18-25 Trusts
- ☑ Bare Trusts
- ☑ Discretionary Trusts
- ☑ Interest in Possession Trusts
- ☑ Trusts for a Disabled Person

✓ TRUSTEES

It is advisable to appoint a professional trustee in complex cases, as this role carries a lot of responsibility and liability.

The law governing trustees are complex and a trustee could face personal responsibility for negligence.

As a regulated solicitors firm, our private client team can provide legal advice on setting up a will or trust to deal with your estate upon your death. Please ask a member of the team for any other information for each of the trusts detailed above and they would be more than happy to help you.



OUR PROCESS & FEES

Our Process

Our experienced team will take detailed instruction from you to ensure your will is carefully drafted to set up your assets for distribution to the beneficiaries you would like.

These documents are understandably complicated, and having a clearly articulated plan goes a long way toward outlining the kinds of decisions you want to deal with your assets and estate to your chosen beneficiaries.

Mental Capacity

To grant a valid will you must have mental capacity and must be free from duress. Mental capacity means the ability to make or communicate specific decisions at the time they need to be made.

To have mental capacity you must understand the decision being made, why they are making it and the likely outcome of that decision. Where we are unsure as to the principals capacity, we will require a certificate from their doctor.

Our Fees

There are different types of wills that we can draft for you depending on the size and nature of your estate.

| DRAFTING SERVICE | FEE ESTIMATE | DISBURSEMENTS |
|------------------------------|--------------------|---|
| Simple Will | £300 + VAT | Postage & Copying Capacity Assessment Bankruptcy Searches Translations Travel |
| Intermediate Complexity will | £600 - £1000 + VAT | |
| Complex Will | £2000 + VAT (from) | |



ADDITIONAL SERVICES

LASTING POWERS OF ATTORNEY

To plan ahead, many clients also consider making arrangements for Lasting Power of Attorney (LPA) for any circumstances in the future where you cannot make a decision for yourself.

☑ Finance & Property LPA

An LPA for financial decisions can cover things such as buying and selling property, paying the mortgage, investing money, paying bills, arranging repairs to property and dealing with your bank account. You can restrict the types of decisions your attorney can make, or let them make all decisions on your behalf.

☑ Health & Welfare LPA

This covers health and care decisions and can only be used once you have lost mental capacity. An attorney can generally make decisions about things such as where you should live, your medical care, what you should eat, who you should have contact with, what kind of social activities you should take part in. You can also give special permission for your attorney to make decisions about life-saving treatment.

| ADDITIONAL SERVICES | FEE ESTIMATE | DISBURSEMENTS |
|--|--------------|---|
| Hourly Rates: | | |
| In Person Consultation (Office) | £200 + VAT | |
| In Person Consultation (Home) | £300 + VAT | |
| Travel Time | £75 + VAT | Travel/Parking costs |
| National Will Register Registration | £175 + VAT | £30 |
| Translator Arrangement | £300 + VAT | Translator fee |
| Executor / Trustee Services (Hourly Rate) | £300 + VAT | TBC |
| LPA – Property & Finance | £350 + VAT | Postage & Copying Translations if required |
| LPA – Health & Welfare | £350 + VAT | Certification Fee OPG Fee (LPAs only) Capacity Assessment |
| Ordinary Power of Attorney | £400 + VAT | Bankruptcy Searches Company Search |

ABOUT US

Monarch Solicitors are a highly accredited commercial law firm boasting offices in Manchester, London, Hong Kong, Turkey and Dubai to serve a diverse client base across both domestic and international clients, with proven success in several international markets.

As a multi-disciplined firm we offer expertise across all areas of law for your personal or business needs and provide a world class service and deliver the best possible results. We have established expertise in the legal disciplines of real estate, corporate, contract, mergers & acquisitions, investment & finance, regulatory and disciplinary, tax, commercial litigation, employment, private client, family law and immigration.

As recognised leaders in our field we hold numerous sector relevant accreditations and received praise for our enviable success record and excellent client services. We pride ourselves on fighting your corner with passion and drive whilst delivering pragmatic, strategic and timely advice, protecting your interests and investments.

With a wealth of experience our highly qualified multi-lingual team (Mandarin, Cantonese, Arabic, Turkish, Hindi, Punjabi and Urdu speaking) provide our clients with the best possible service and expert management of cross jurisdictional issues.

Our trusted team of legal advisors are aware of the commercial realities and provide bespoke advice to high net worth individuals (HNWI's), board level directors, multi-national corporations, local companies through to private clients.

We pride ourselves on ease of communication and apart from the traditional contact methods of telephone and email we also use instant messaging services such as WhatsApp, WeChat, Telegram and IMO so that our clients can contact us with ease.

Contact us to discuss your requirements today.

**Award
Winning**

**Excellent
Service**

**Regulated
Solicitors**



OUR TEAM



Serena Amani*
C.E.O. & Solicitor



Alan Lewis
Director & Solicitor



Ian Bowen
Director



Zayn Ahmed
Director



Mohammed Khizar
Solicitor



Joseph Diver
Trainee Solicitor



Saher Qarini
Trainee Solicitor



Janice Cheung
Trainee Solicitor



Charles Hancock
Paralegal



Leah Whitehead
Paralegal



Ellis Haworth-Bowyer
Paralegal



Joanne Lau
Licensed Conveyancer



Bethany Hawkins
Paralegal



Andrew Truong
Accounts Manager



Josh Omri
Technical Support

*Shazda Ahmed is known as Serena Amani.

ADDITIONAL SERVICES

PERSONAL SERVICES



Employment

Bullying & Harassment, Constructive Dismissals, Discrimination, Employee Grievance



Property

Residential Conveyancing, Right to Manage, Equity Release, Compulsory Purchase Orders



Lease Extensions

Houses, Flats, Right to Manage, Missing Freeholders, Tribunal, Disputes



Wills, Trusts & Probates

Will Writing Service, Court of Protection, Inheritance Disputes, Power of Attorney



Litigation

Debt Recovery, Bankruptcy & Insolvency, Education Disputes, Injunctions, Landlord & Tenant Disputes



Immigration

Appeal & Judicial Review, British Citizenship & Naturalisation, BNO Passport Holders



Family Law

Divorce, Pre / Post Nuptial Agreements, Cohabitation Agreements

BUSINESS SERVICES



Employment Law

Defending Tribunal Claims, Employment Contracts, Redundancy Procedures



Commercial Property

Commercial Conveyancing, Commercial Lease, Freeholder Duties, Construction, Compulsory Purchase Orders



Corporate

Mergers & Acquisitions, Business Sales & Purchases, Corporate Governance, Commercial Contracts



Commercial Litigation

Contract Disputes, Commercial Debt Recovery, Director & Shareholder Disputes, Defamation



Business Immigration

Business Visas, Long / Short Term Work Visas, Global Business Mobility Visas, Sponsor Licence



Finance

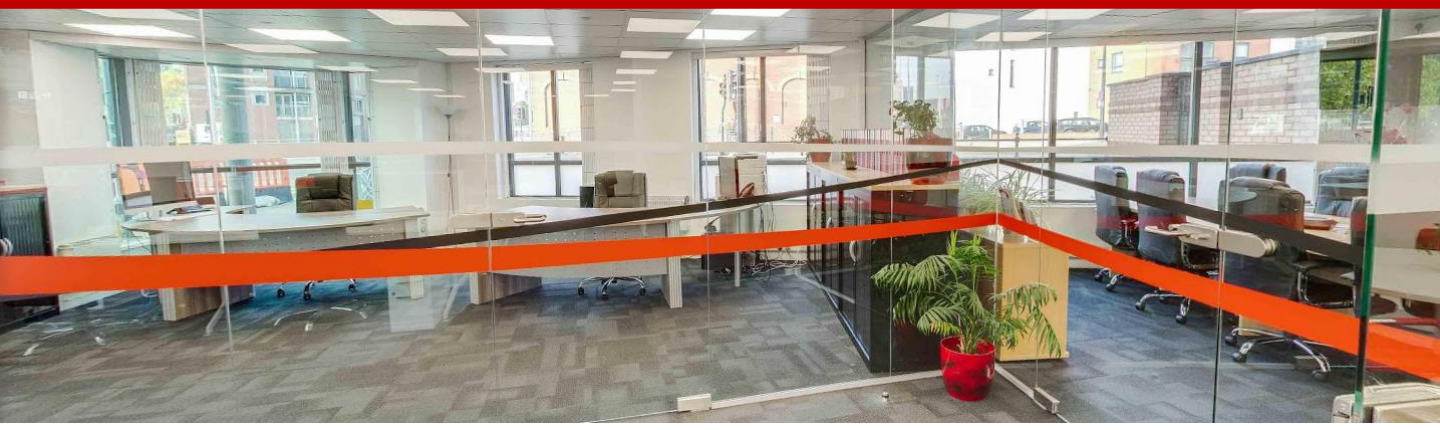
Corporate Finance, Bridging Finance, FCA Licensing, Insolvency



Regulatory & Disciplinary

Director Disqualification, Trading Standards Investigations, GDPR

M **MONARCH** **S** **SOLICITORS**



Manchester Office

City Point
156 Chapel Street
Manchester
M3 6BF
+44 (0) 161 820 8888

London Office

5 Chancery Lane
Holborn
London
WC2A 1LG
+44 (0) 208 889 8888

Hong Kong Office


Crawford House
70 Queens Road
Central
Hong Kong


Dubai Office

Level 2
Innovation One
DIFC
Dubai, UAE

Turkey Office

World Trade Centre Istanbul
Yeşilköy Mah., Atatürk Cad. İDTM İş Blokları
A3 Blok 10/2 D:307-314, 34149 Bakırköy
İstanbul, Turkey

 **+44 (0) 330 127 8888**

 **+44 (0) 7938 204049**

 **enquiries@monarchsolicitors.com**

 **www.monarchsolicitors.com**

 **WhatsApp**

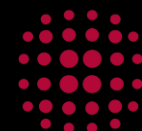


 **WeChat**



UK Registered Company

5 Star Reviews



**Solicitors
Regulation
Authority**