Summary of Contents

Volume 1

Chapter 1. Developments in the Practice of Estate Litigation

Appendix 1A. Consolidated Practice Direction Concerning the

Estates List in the Toronto Region

Chapter 2. Challenging the Validity of Wills

Appendix 2A. Forms

Chapter 3. Orders for Assistance (formerly "Citation Orders")

Appendix 3A. Forms

Chapter 4. Dependant Support Claims

Appendix 4A. Forms

Chapter 5. Passing of Accounts and Executors' Fees

Appendix 5A. Statement of Accounts

Appendix 5B. Forms

Chapter 6. Role of the Children's Lawyer

Appendix 6A. Applications For Payment Out Of Court

Appendix 6B. Forms

Chapter 7. The Roles of the Public Guardian and Trustee in Estate Litigation

Appendix 7A. Forms

Appendix 7B. Table of Concordance

Volume 2

Chapter 8. Claims Against Estates: Summary Procedure

Appendix 8A. Forms

Chapter 9. Court-Appointed Guardians of Property and of the Person

Appendix 9A. Forms

Chapter 10. Proceedings Relating to the Presumption of Death

Appendix 10A. Forms

Chapter 11. Payments Into and Out of Court

Appendix 11A. Comparative Legislation Chart

^{© 2025} Thomson Reuters, Rel. 1, 1/2025

Appendix 11B. Forms

Chapter 12. Applications For the Opinion, Advice and Direction of the Court

Appendix 12A. Forms

Chapter 13. Retirement and Removal of Trustees

Appendix 13A. Forms

Chapter 14. Court Proceedings to Ascertain Heirs of an Estate

Appendix 14A. Forms

Chapter 15. Variations of Trusts

Appendix 15A. Forms

Chapter 16. Family Law Act Applications

Appendix 16A. Forms

Chapter 17. Proving a Lost Will in Court

Appendix 17A. Forms

Chapter 18. Evidence in Estate Litigation

Chapter 19. Costs in Estate Litigation

Appendix 19A. Tariffs

Appendix 19B. Information for the Profession (From the Costs Subcommittee of the Civil Rule Committee)

Appendix 19C. Precedent Costs Outline

Chapter 20. Mediation of Estate Disputes

Chapter 21. Solicitors' Negligence In Estate Matters

Chapter 22. Limitation Periods in Estate Matters

Chapter 23. Claims by Common Law Spouses Against Estates

Appendix 23A. Relevant Estate Legislation

Chapter 24. The Estate Trustee During Litigation

Chapter 25. Resulting Trust, Unjust Enrichment and Related Equitable Rights and Remedies in Estate Litigation

Appendix 25A. Forms

Chapter 26. Challenging "Joint With Right Of Survivorship"

Entitlement

Chapter 27. A Matter of Opinion: Expert Evidence in Estate

Litigation

Volume 3

Appendices

Appendix A. Legislation

 $Contents\hbox{-}2$

SUMMARY OF CONTENTS

| Appendix A1. | Absentees Act |
|------------------|---|
| Appendix A2. | Accumulations Act |
| Appendix A3. | Aliens' Real Property Act |
| Appendix A4. | Apportionment Act |
| Appendix A5. | Charities Accounting Act |
| Appendix A5.50. | Charities Accounting Act Regulation |
| Appendix A6. | Children's Law Reform Act (selected sections) |
| Appendix A7. | Criminal Code Bill C-14, An Act to amend the Criminal Code and to make related amendments to other Acts (medical assistance in dying) |
| Appendix A8. | Crown Administration of Estates Act |
| Appendix A9. | Declarations of Death Act, 2002 |
| Appendix A10. | Escheats Act, 2015 |
| Appendix A11. | Estate Administration Tax Act, 1998 |
| Appendix A11.50. | Estate Administration Tax Act Regulation (selected sections) |
| Appendix A12. | Estates Act |
| Appendix A12.50. | Estates Act Regulation (selected sections) |
| Appendix A13. | Small Estates, O. Reg. 110/21 |
| Appendix A14. | Estates Administration Act |
| Appendix A14.50. | Estates Administration Act Regulation (selected sections) |
| Appendix A15. | Evidence Act |
| Appendix A16. | Family Law Act and Regulation |
| Appendix A17. | Fraudulent Conveyances Act |
| Appendix A18. | Health Care Consent Act, 1996, and Regulation |
| Appendix A19. | Insurance Act (selected sections) |
| Appendix A20. | Land Titles Act (selected sections), Forms and Regulations |
| Appendix A21. | Limitations Act, 2002 |
| Appendix A21.50. | Marriage Act (selected sections) |
| Appendix A22. | Mental Health Act, Regulations and Forms |
| Appendix A23. | Pension Benefits Act (selected sections) and Regulation |
| Appendix A24. | Public Guardian and Trustee Act and Regulation |
| Appendix A25. | Real Property Limitations Act |
| Appendix A25.50. | Registry Act (selected sections) |
| Appendix A26. | Settled Estates Act |
| | |

ESTATE LITIGATION, 2ND EDITION

Appendix A27. Substitute Decisions Act, 1992, Regulations and

Form

Appendix A28. Succession Law Reform Act

Appendix A29. Succession Law Reform Act Regulation

Appendix A30. Trustee Act

Appendix A31. Variation of Trusts Act

Appendix A32. Rules of Civil Procedure (selected provisions)
Appendix A33. Mediators' Fees (Rule 75.1, Rules Of Civil

Procedure), O. Reg. 43/05

Appendix A34. Rules of Civil Procedure Forms

Volume 4

Appendices (Continued)

Appendix IF. Issues in Focus

Appendix PS. Procedural Summaries
Appendix WP. Words and Phrases

Bibliography

Table of Added Cases

Table of Cases

Index