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ESTATE PLANNING PRECEDENT'S A SOLICITORS MANUAL

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“Estate Planning Precedents: A Solicitor’s Manual” includes a wide variety of precedents covering all aspects of wills and estates. Also included are domestic contracts, trust deed documents, powers of attorney, appendices containing estate planning forms, checklists, and signing instructions, plus relevant legislation and IT Bulletins, Information Circulars and Advance Tax Rulings. This product is designed as a useful tool for everyday use by the busy estates practitioner.

What's New in this Update:

This release features updates to Appendix IF—Issues in Focus, Appendix SLL—Selected Legal Literature and Appendix WPJ—Words and Phrases.

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Highlights

Appendix WP—Words and Phrases—§ WPJ:144.30. EXPRESS TRUST

- An express trust is one which is created intentionally.
Boire v. Boire (2025), 2025 SKKB 150, 2025 CarswellSask 378 (Sask. K.B.) at para. 10 Davis J.

- One party (a settlor) transfers legal title to property to another party (a trustee) with an express “declaration” that the trustee is to hold title to the property for the benefit of a beneficiary.

Wong v. Wong (2024), 2024 BCSC 1305, 2024 CarswellBC 2162 (B.C. S.C.) at para. 290 Riley J.

Appendix IF. Issues in Focus

§ IF:8—Legal Memorandum 8—In View of the Recent Decision of *Leibel v. Leibel*, Is It the Law in Ontario That Unless a Challenge to the Validity of a Will is Advanced Within 2 Years of the Date of Death, the Challenge Will Be Statute-Barred?

§ IF:9—What forms of evidence of the intention of the testator is admissible in an interpretation of a will?

ProView Developments

Your ProView edition of this product now has a new, modified layout:

- The opening page is now the title page of the book as you would see in the print work
- As with the print product, the front matter is in a different order than previously displayed
- The Table of Cases and Index are now in PDF with no searching and linking
- The Table of Contents now has internal links to every chapter and section of the book within ProView
- Images are generally greyscale and size is now adjustable
- Footnote text only appears in ProView-generated PDFs of entire sections and pages