



## PROPERTY PROBATE PRESERVATION TRUST FOR A WIDOW OR WIDOWER WITH AN ESTATE OVER £325K

**1 x Property Probate Preservation Trust and a new Will** containing a Nil Rate Band Trust and a Residential Nil Rate Band Trust - the Trusts within this strategy will ensure that your assets will not add to your beneficiaries' estates for inheritance tax calculations and will not interfere with any benefits that they may be receiving due to the way the funds are appointed out of the Trusts and your estate and this also protects against any beneficiaries losing half or all of their inheritance if they were to be married and subsequently divorce or die after inheriting because the Trusts within this strategy ensure that all assets within them have to pass down the bloodline only and not go to spouses (unless you specify otherwise).

**So long as you have complied** with the rules concerning deliberate deprivation of assets your property will also be 100% protected if you eventually go into care or have care brought into your home because it is legally and correctly put in place and changes your ownership from absolute to that of a Trustee meaning any Local Authority will be unable to take your property into consideration when assessing your financial position preventing the racking up of huge care fee bills that would otherwise have to be paid from the final estate or through the sale of your home. This Trust will also protect your property for your chosen beneficiaries if you are now, or, ever decide in the future, to cohabit, remarry or enter into a civil partnership as a partner can be named as a Life Tenant at any time should you wish and this strategy will protect them at the same time as your beneficiaries because you will be able to give your partner a right to live within the property after your death for a period of time that you specify without them actually owning it meaning if, after your death, they went into care or married/remarried/ entered into a civil partnership themselves or went bankrupt the property would not belong to them and as such would be secure for your chosen beneficiaries, protected as it would be going forwards against any claim by a Local Authority for your partner's care fees, a divorce settlement, claim under a Will or by the official receiver. In turn, your partner would also be afforded security and protection as they could not be forced out of your home by any beneficiaries either as they would have a legal right to reside in the property for as long as you had stipulated within your Trust wishes.<sup>†</sup>

**In addition**, if used in conjunction with Powers of Attorney, your chosen Attorneys for Property and Finance will also be able to rent out your property if you go into care (in the absence of a partner living within it) and use the resulting rental income to "top up" any financial award you may be eligible for so you will be able to receive a far better level of care than you will otherwise be able to get from that which the basic award will provide.

**The Property Trust has no ceiling** on the value of the property allowed to be within it enabling uncapped future growth in the value of your home without the risk of any potential future tax implications.

**As stated above, we will also provide a new Will** and include within it a Nil Rate Band Trust to receive your whole estate after your death up to the Nil Rate Band currently £325,000 which will protect your beneficiaries and if you are leaving your estate to a new spouse or children, we will also add a Residential Nil Rate Band Trust, increasing the allowance to £500,000. Putting your residuary estate up to the Nil Rate or Residential Nil Rate Band into these Trusts is a far better gifting vehicle than purely giving the funds absolutely to your beneficiaries which could then be squandered, have a negative impact on any benefits they may be receiving, be lost through divorce, bankruptcy or death passing the funds out of the bloodline, be lost to their care fees in the future and prevents ultimate inheritance tax on the gift itself in due course having to be paid by the beneficiary's own descendants/beneficiaries of their Will. This method of gifting from the estate ensures that your beneficiaries are fully protected against all the above scenarios.

**We will provide you with an extra copy of your Will** to ensure that whatever happens to your own copy there is another signed and witnessed original legal copy that will be able to be used when the time comes.

**We will also provide an Interest in Possession Trust** within your Will which is exactly the same as the Trusts above but is there to cover the eventuality that your estate rises in value above the Nil Rate/ Residential Nil Rate band threshold if for example the value of your property increases going forwards and will receive those funds from the residuary estate accordingly.

**All standard legal, Land Registry and conveyancing fees** including the provision and completion of all standard associated official government registration documentation together with all relevant solicitors' fees are provided for you FREE OF CHARGE when taking out this package.

*The Priority Client Cover listed below must be taken in conjunction with this package at £9.99 per month.*



£2495

+

£9.99 per month

for Annual Trust  
Minutes Cover

(full details on reverse)

<sup>†</sup>Remember if you have reason to believe that you may go into care soon or if your sole reason for implementing this package is simply to avoid paying foreseeable care fees and you are not implementing it for any other reasons such as protecting your family against divorce, bankruptcy, marriage after death or generational inheritance tax then you could be accused of deliberate deprivation of assets.

Price valid until  
31/12/24

Call now FREE on **0800 668 11 64**  
to arrange your free telephone consultation



# Annual Trust Minutes

with Priority Client Cover - £9.99 per month

- **The annual production and provision** of a bound compulsory Annual Trust Minutes document detailing if there have been any changes to the property or the settlor(s) health (the person(s) setting up the Trust(s)) or any relevant changes in circumstances of any of the Trustees
- **The automatic** inclusion within your documents of any future relevant legislation changes that are made, as and when they happen, by way of a free update to your documents (we will contact you first to confirm that you wish us to do this for you) meaning that your Trust(s) will never be able to be considered "old" or "not up to date" by any local Authority or Court
- **The submission on your behalf** of any documentation that may be required from time to time going forwards ensuring your full compliance with all HMRC regulations is guaranteed at all times
- **Free unlimited updates** to all of your documents if you move or whenever your circumstances or wishes change
- **Free storage** for up to 10 of your documents (including birth/marriage certificates etc)
- **50% off** the list price of any further products and services of our own that you wish to purchase
- **Priority EXPRESS production** of your documents within 48 hours (Mon to Fri)
- **Probate** on your estate conducted at **33% less** than our standard fee if your executors wish to use us for this work
- **94%** of all nominated executors within a Will do not actually conduct the work themselves but pass it to a solicitor to undertake for them
- On an average estate of £350k then, with this cover in place, your beneficiaries will be able to **save over £2000** in solicitor's probate fees when the time comes and the savings will be considerably more if the value of the estate is higher

[www.thywill.co.uk](http://www.thywill.co.uk)

*Where there's a Will there's a Way*

