### Administrator

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#### Can be:

1) a person appointed by the Court to administer an estate where there is no executor, or no will or

 a person appointed by QCAT to administer someone's financial affairs when they are alive but do not have capacity to manage their own finances.





### **Beneficiary**

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### A person named in a will to receive a gift/s.











#### A document that allows a change to an existing will.











### To challenge the validity of a will in Court.





# Customary law obligations





#### Obligations and responsibilities to community passed down by your mob.







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A parent of a deceased person, the parent of a surviving child under the age of 18 who is also the child of the deceased person, or a person under 18 who was wholly or substantially maintained or supported by the deceased person (ie. financially supported).











#### To complete the formal process of giving something to a beneficiary through your will or other rules.





## Enduring power of attorney





A legal document where you appoint someone (called an 'attorney') to make decisions about financial and legal matters on your behalf, while you are still alive.











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Property owned by the person making the will. This includes a house, money, art, jewelery, ritual objects, secret knowledge, or information. Does not usually include joint property (eg. a house you jointly own with a partner) and often may not include superannuation.











The person you have chosen to carry out your wishes in your will. This person must be 18 years or older.











#### A person you want to look after your child. This is not binding.











### When a person passes away without a will.





#### **Joint tenants**





A person is a joint tenant when they jointly own a property (usually a house or land) with one or more parties. When the person dies the property passes to the other party/parties and does not form part of their estate.





### **Mental capacity**

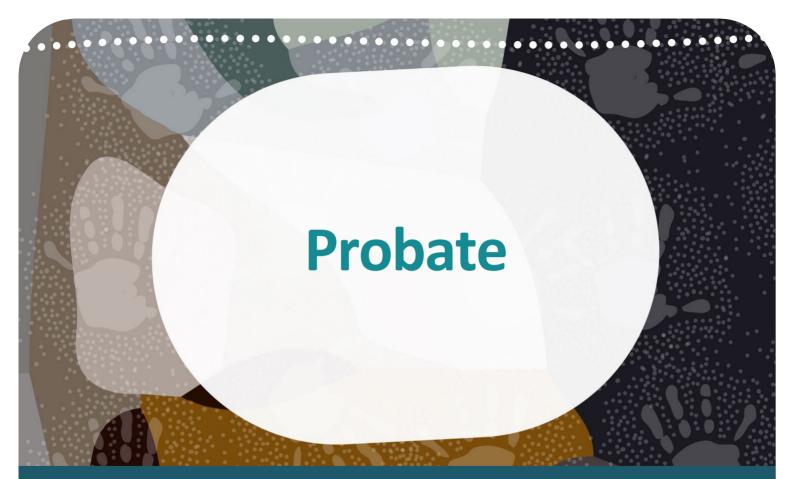




#### Having mental capacity means you can think, understand and communicate decisions for yourself.











#### The court's legal recognition of the will and of the executor's authority to distribute property or assets in the estate.













### Land, houses or other buildings.

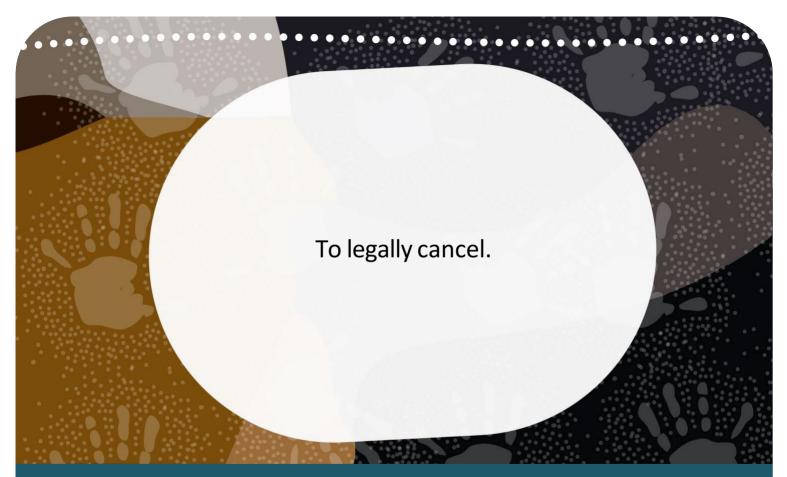


















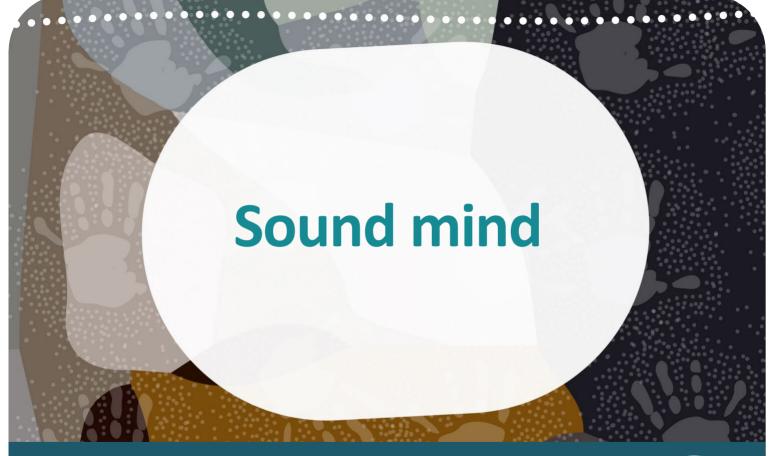




A married husband or wife, civil partner or the de facto partner of a person (i.e. someone who isn't married to a person but lives with them as a couple). Includes same-sex couples.











To understand yourself, situation, and surroundings. A person has a sound mind when they are capable of making rational decisions and judgements. You are able to understand what you are physically doing, the situation you are in, and your surroundings.





### Tenants in common





People are tenants in common when they each own individual shares of a property. On the death of one person, their share in a property is distributed according to their will (compare with Joint Tenants).













#### The person who makes the will.





### Testamentary capacity





#### A person who has a sound mind, memory and understanding to make a will.











A legal document that sets out how a person would like to distribute their estate when they pass away.



