



Public Trustee

Wills, WA Will Bank and Enduring Powers of Attorney



The Public Trustee provides quality Will-drafting, trustee and asset management services to all Western Australians. We can assist you or your loved ones with:

- Wills and Will Storage
- Enduring Powers of Attorney
- Deceased Estate Administration
- Trustee Services
- Financial Administration
- Give2Good Foundation

Can the Public Trustee write my Will?

Yes.

Our solicitors and paralegals can help you draft your Will and advise on issues that can arise when deciding how to divide your estate. Depending on your circumstances, you may be referred to a specialist for complex legal, taxation or family law advice that is outside the scope of our Wills service.

Wills nominating the Public Trustee as Executor

The Public Trustee drafts Wills that nominate the Public Trustee as your executor. Our estate managers provide a professional, reliable and impartial service when carrying out this important role.

Wills nominating a Private Executor

The Public Trustee also drafts Wills for people who nominate someone else, such as a family member or friend, as their executor.

Enduring Powers of Attorney

The Public Trustee drafts Enduring Powers of Attorney that appoint the Public Trustee or your spouse (or de facto partner) as attorney. Conditions apply. For more information, please see our website or in our brochure "Information for EPAs prepared by the Public Trustee".

What are the fees?

Fees for the initial consultation are:

	Public Trustee as executor	Private executor	Enduring Power of Attorney
Concession holders	\$50	\$355	\$50 (each)
Non-concession holders	\$355	\$355	\$116 (each)
Couple (at least one is a concession holder)	\$40 (each)	\$237 (each)	\$50 (each)
Couple (non-concession holders)	\$237 (each)	\$237 (each)	\$116 (each)

Concessional discounts only apply to one Will per 12 month period.

Straightforward Wills can often be completed during the initial consultation.

For additional work, you may be charged an hourly rate, a set rate or both, depending upon the type of work performed. The Public Trustee's total in-house fees will not exceed \$1,650.

To be charged as a couple, your Wills must be substantially similar.



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“Public Trustee as executor” means a Will in which you appoint:

- the Public Trustee as the only executor or primary executor
- a Will in which you appoint a spouse or de facto partner and the Public Trustee is the only substitute executor.

In exceptional circumstances, such as where a hospital or home visit is made for a Will appointing the Public Trustee as executor, a travelling fee of \$29 per visit will apply.

Cancellation fees of up to \$50 may also apply. Refer to our 2020-21 Scale of Fees for a comprehensive list of our in-house fees.

We also charge for acting as executor, trustee or under an Enduring Power of Attorney. For more details, please see our brochures “Deceased Estate Administration” and “Information for EPAs prepared by the Public Trustee”.

What is the Process?

Complete a Will Application Form available from our website or call 1300 746 116. Send it to us and we will call you to discuss or to arrange an appointment. In some cases, your appointment can be conducted by telephone.

At your appointment, one of our professionals will discuss your wishes and provide advice on the best way to deal with these in your Will.

Independent interpreters are available for non-English speaking people and assistance can be provided for those with a hearing impairment or accessibility problems.

Where do I store my Will?

The Public Trustee's WA Will Bank is a community service that keeps Western Australians' Wills safe from loss, theft or damage. Original Wills are stored in a purpose-built, fireproof vault and are also scanned and electronically stored for added security.

There is no charge for people who deposit their own Wills in the WA Will Bank. While alive, normally only the testator or their lawyer can retrieve the original Will. After death, the executor (or another authorised person) can retrieve the original Will on production

of a copy of the death certificate and approved identification (or written legal authorisation). There are no charges to retrieve the Will but all requests for Wills must be made in writing.

If you would like to store your Will in the WA Will Bank, please complete the lodgement form (available on our website or by calling 1300 746 116) and bring it with your original signed Will and approved identification to the Public Trustee. You do not need to complete a lodgement form if the Public Trustee prepares your Will.

Note: The Public Trustee does not give legal advice related to privately prepared Wills or on Deceased Estates where the Public Trustee is not the administrator.



Public Trustee

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