



Property Trusts

- Property Trust in Will - Is it drafted correctly? Fails if Life Tenant and remainderman is the same person
- Need for a Grant?
- Best practice is to prove last Will
 - Check the clients own the legal title
 - Is the property held JSS or TIC with 50/50 split? Don't assume!
 - Check Notice of Severance (if required) is placed with Will and/or Title Deeds
 - Is there a mortgage charge or restriction over the property?
- Transfer the ownership of the property
- If transfer to Trustees is not possible, add a restriction
- Prepare a Declaration of Trust
- Forward copies of the documentation to the co-owner/Trustees

Tenants And Trustees

DP Hallahan



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