

# Notes on trusts, beneficiary nominations and assignments

For advisers only  
Not for use with customers.

## Trusts

The protection trust can be used with both new and existing policies and is available in PDF format.

With any significant amount of life cover, a trust should be considered for those with a potential liability to UK inheritance tax (IHT). This is because if a policy is beneficially owned by the life assured on death, the sum assured will form part of their estate for IHT. A liability to IHT could be created (or increased) when those policy proceeds are added to the deceased's other assets. The policy benefits will be paid outside of the deceased's estate, however, if the policy is held in a suitable trust.

Additionally, a trust enables the death benefit to be paid to the trustees without waiting for probate providing the ability to quickly clear debts and provide financial support for the family. As this is a discretionary trust, applicants may wish to provide a letter of wishes to their trustees in respect of the policy benefits. Any letter should make the writer's wishes clear and unambiguous in order to avoid disputes at a difficult and emotional time.

### Terminal illness benefit (TIB)

– International Protector Middle East

### Accelerated life cover (ALC)

– International Protector Asia

The trust offers a choice of 'carving out' the TIB or ALC for the benefit of the applicant or leaving it subject to the trust for the beneficiaries. The TIB/ALC is an early payment of the death benefit on diagnosis of a life expectancy of less than 12 months.

#### Points to consider

- If the applicant wishes to be able to use the TIB/ALC during his/her short remaining life expectancy, they should 'carve out' the TIB/ALC for themselves. It should be noted that any of the TIB/ALC, which has not been spent by the time of death, will be part of their estate and therefore potentially subject to IHT.
- If the TIB/ALC is to be for the beneficiaries, then it should not be 'carved out'.

### Critical illness and disability benefit (CIDB) and Total and permanent disability benefit (TPD)

- If the policy includes either of these benefits, it is automatically 'carved out' for the benefit of the applicant(s).
- Apart from very occasional business protection situations, stand-alone 'critical illness cover', where CIDB is the principle benefit with no major death benefit element, is unlikely to be required in trust.

#### Products covered by this document

International Protector Asia

International Protector Middle East

# Guide For Trust Beneficiaries

**Gerald Shaw**



## **Guide For Trust Beneficiaries:**

**Family Trusts** Hartley Goldstone, James E. Hughes, Jr., Keith Whitaker, 2015-09-21 An insightful and practical guide to family trusts Family Trusts is a step by step guide for anyone involved in family trusts trust creators trustees beneficiaries and advisors It will help families create and administer a culture that recognizes trusts as a gift of love Marrying the practical and emotional aspects of family wealth this book provides a hands on primer that focuses on fostering positive relationships and structuring the trust appropriately for the situation and the people involved It tackles difficult topics with frank and honest discussion from the first beneficiary meeting to working with addictions and more Written by a team of experts in family wealth this information is becoming increasingly crucial to the successful execution of a trust you ll learn what type of person makes the best trustee how to be an excellent beneficiary and the technical aspects that help you build a better trust from the very beginning There s been a staggering increase in trustee beneficiary litigation and hostility but that doesn t mean it s inevitable Plenty of trusts are running smoothly with positive experiences on all sides This book shows you how to set up your trust to succeed from the start with step by step guidance and expert insight Express clear and thoughtful intent for the trust Create a healthy and supportive culture Select the right trustee trust protector and trust advisor Take the time to prepare before initially meeting the beneficiary Conduct a productive first meeting to set a tone for the relationship Historically there has been little consideration given to the culture of trusts and this oversight may be a key driver of the behavior that s becoming more prevalent Family Trusts explores the nature of these relationships and shows you how to build a trust that retains the nature and spirit with which it was intended [The Complete Guide to Trust and Estate Management](#) Gerald Shaw, 2010-11-15 One of the most critical decisions a person must make when crafting a will or establishing a trust is whom to name as executor or trustee Being chosen for these important jobs is an honor and you must know how to perform the tasks correctly With the help of this new book The Complete Guide to Trust and Estate Management you will understand the complex process of carrying out a person s final wishes This book will provide insight whether you are a lawyer accountant financial consultant spouse adult child relative or friend the simple easy to understand language makes this book accessible to everyone You will become familiar with many estate and trust management terms such as beneficiary probate remaindermen trust agreement trust property trustor and trustee In addition you will learn the many duties and responsibilities of an executor including the disbursement of property to the beneficiaries collecting and arranging for the payment of debts approving and disproving creditors claims calculating taxes filing forms assisting the estate attorney acting as the representative of the estate inventorying and appraising the assets and acting in the best interests of the deceased After reading this book you will know how to initiate probate how to preserve the value of the estate how to notify beneficiaries how to send notices to the post office banks utilities and credit card companies how to file for Social Security civil service and veteran benefits how to file tax returns and how to file state death and federal estate tax

returns As executor you will be responsible for settling the deceased person s estate and as trustee you will be responsible for holding and administering the trust assets in the best interests of the trust s beneficiaries Using this book as a guide you can be assured that you will be prepared to properly perform the necessary duties entrusted to you Atlantic Publishing is a small independent publishing company based in Ocala Florida Founded over twenty years ago in the company president s garage Atlantic Publishing has grown to become a renowned resource for non fiction books Today over 450 titles are in print covering subjects such as small business healthy living management finance careers and real estate Atlantic Publishing prides itself on producing award winning high quality manuals that give readers up to date pertinent information real world examples and case studies with expert advice Every book has resources contact information and web sites of the products or companies discussed

The Trustee's Legal Companion Liza Hanks,Carol Elias Zolla,2023-03-03 Serving as the trustee of a living trust after someone has died can be a big task This book shows trustees how to get organized get moving and do a good job Living trusts are popular estate planning tools but when you re chosen to serve as a trustee you might wonder where to begin Trustee s Legal Companion has everything you need to get organized get started and get the job done You ll learn how to decide whether to take on the job of trustee set up ongoing trusts for surviving spouses children or beneficiaries with special needs invest trust assets get help from lawyers financial planners and other experts handle taxes and prepare accountings and work effectively with beneficiaries and distribute trust property The authors attorneys who have helped many a bewildered trustee show you step by step how to administer a living trust with confidence

**Wills And Trusts (Speedy Study Guides)** Speedy Publishing,2014-06-18 Wills and Trusts are legal documents which express a person s intent as to the disposition of their estate The will or trust could become effective while the person is either alive or deceased The commonality in both documents is that a third party is designated to manage the property or assets of the individual creating the will or trust A chart would be helpful to explain the benefits between the two documents and under what circumstances would an individual prefer one document over the other

*We The People's Guide to Estate Planning* Ira Distenfield,Linda Distenfield,2005-04-29 WE THE PEOPLE No lawyers Save money We The People is America s largest legal document services company Dedicated to helping every American avoid the high cost of legal fees We The People gives you the information you need to handle your own legal filings quickly easily and inexpensively Hundreds of thousands of Americans have already liberated themselves from the tyranny of attorneys fees and now you can too We The People s Guide to Estate Planning makes planning for your future as painless as possible all without the added hassle of hiring a lawyer This practical nuts and bolts guide covers all the basics of do it yourself estate planning and covers everything you need to know about living trusts wills probate and estate taxes Extra resources a glossary of estate planning terminology a section on frequently asked questions samples of effective living trusts and a last will and testament as well as worksheets and essential information on how to settle an estate make this the best resource available for this important step in planning for the future

You'll have all the information you need to understand the legal language of a will or living trust and learn how to seek state specific laws and customs so you can tailor your plans accordingly In addition you can download sample documents from which you can create your own Inside you'll learn all the basics and more Whether you need a living trust a will or both Creating a valid last will and testament Designating a successor trustee or executor to an estate Deciding who gets what and making sure they do Setting up a living trust and funding it with assets Understanding durable power of attorney documents and living wills Tax saving tips that help you leave more for your beneficiaries Getting to know in plain English the legal language of your will or living trust Where to download sample documents Settling an estate with or without a valid will or living trust It's important to take care of the ones you love after you're gone But if your estate planning isn't done clearly precisely and legally you could end up creating more problems for your survivors than you solve Do it right do it inexpensively and do it yourself with **We The People's Guide to Estate Planning** **The Executor's Guide** Mary Randolph, 2021-03-30 The step by step guide to serving as an executor If you need to wrap up the affairs of a loved one who has died you may feel overwhelmed especially when you're grieving But you can do it and this book will show you how A roadmap to follow The Executor's Guide will lead you through an unfamiliar land of legal procedures and terminology You'll learn what to do right away and what can wait Find help on preparing for the job of executor or trustee claiming life insurance Social Security and other benefits making sense of a will and what to do if there is no will determining whether probate is necessary filing taxes navigating probate court proceedings dealing with family members handling simple trusts and working with lawyers appraisers accountants and other experts The 9th edition contains updated tables outlining key points of each state's laws Applies in all states except Louisiana With Downloadable Worksheets download and customize worksheets detailing information executors need to get organized including an inventory of assets and debts details inside

**A Student's Guide to Equity and Trusts** Judith Bray, 2020-08-27 This engaging introduction explores the key principles of equity and trusts law and offers students effective learning features By covering the essentials of each topic it ensures students have the foundations for success The law is made relevant to current practice through chapters that define and explain key legal principles and examples and exercises set the law in context and make the subject interesting and dynamic by showing how these rules apply in real life Key facts sections and summaries help students remember the crucial points of each topic and practical exercises offer students the opportunity to apply the law This updated edition offers added features in particular comprehensive lists of further reading and also a glossary of key terms Every chapter has been updated and new case law has been added Exploring clearly and concisely the subject's key principles this should be every equity student's first port of call

**Legacy Planning: A Comprehensive Guide to Wills and Trusts** Vina Sereth, 2025-02-24 This comprehensive book offers valuable insights into the importance of planning your estate and outlines the essential steps involved in creating wills trusts and other vital documents to protect your assets and ensure their proper distribution With

expert guidance and practical advice this book empowers readers to make informed decisions about their estate and establish a solid foundation for their loved ones financial future Through a clear and concise approach Legacy Planning demystifies the complexities of estate planning and highlights the various tools available to individuals seeking to safeguard their wealth and assets From understanding the legal nuances of wills and trusts to exploring advanced planning strategies this book equips readers with the knowledge and resources necessary to navigate the estate planning process with confidence and ease Whether you are a young professional starting to build your wealth or a retiree looking to preserve your legacy this book offers valuable insights and crucial information to help you achieve your estate planning goals Moreover Legacy Planning addresses the emotional aspect of estate planning and emphasizes the importance of communication within families to ensure that everyone s wishes are respected and honored By fostering open discussions about inheritance end of life decisions and legacy preservation readers will be better equipped to navigate potential conflicts and challenges that may arise during the estate planning process With empathy and sensitivity this book helps readers approach estate planning as an opportunity to create a meaningful legacy that reflects their values beliefs and intentions With its wealth of practical tips real life examples and expert advice this book is an indispensable resource for anyone seeking to protect their assets secure their legacy and ensure a smooth transition of wealth to future generations *The Everything Executor and Trustee Book*

Douglas D. Wilson, 2014-01-08 Being appointed the task of carrying out the terms of a will or trust is daunting especially if it s your first time Wilson takes the worry out of the process and provides information on important responsibilities that must be performed after a loved one dies *Loring and Rounds: A Trustee's Handbook, 2024 Edition* Rounds, *The Beneficiary Primer* Patricia M Angus Esq, 2020-12-17 Have you been named as beneficiary of a family trust Does it feel overwhelming Are you looking for some practical information to get up to speed fast Here s an essential guidebook for you Written by an expert who has more than 25 years experience working with families to create administer and benefit from trusts this primer is a go to resource for anyone who has been named as a beneficiary The text incorporates a worksheet throughout that can help you organize information thoughts and questions to set you up for a positive productive experience Key concepts are distilled to their essential elements The tone is encouraging and easy to read while maintaining a sense of the seriousness and importance of the beneficiary s role Also helpful for anyone setting up a trust as part of an estate plan or for a trustee of a family trust , **The Complete Guide to Creating a Special Needs Life Plan** Hal Wright, 2013-07-28 This comprehensive guide explains how to create a life plan for an individual with special needs to ensure they have the best possible future The author offers knowledgeable advice and practical information on creating circles of support employment and residential options government programs financial and legal considerations and much more *The Trustee Primer* Patricia Angus, Patricia M Angus Esq, 2015-12-21 An essential guidebook for individuals who have been named as trustee of personal trusts for family members or friends Written by an expert who has more than two decades experience working with

families to create administer and benefit from trusts this primer is a go to resource for anyone who has been named as a trustee The text incorporates a worksheet throughout that can help a trustee organize information thoughts and questions to best serve as trustee Key concepts are distilled to their essential elements The tone is encouraging and easy to read while maintaining a sense of the seriousness and importance of the trustee s role Also helpful for anyone setting up a trust as part of an estate plan or who is already a trust beneficiary

Nolo's Guide to Estate Planning Liza Hanks,2024-11-01 Protect your family with solid estate planning Estate planning sounds difficult but most people just need a few basic documents Let Nolo s Guide to Estate Planning show you how to protect your loved ones from legal hassles and financial uncertainty after your death Learn about wills and living trusts avoiding probate bypass AB trusts leaving property to children and naming guardians estate gift and inheritance taxes strategies for business owners health care directives and financial powers of attorney Nolo s Guide to Estate Planning replaces Nolo s long standing bestseller Plan Your Estate and is completely updated and refreshed for today s reader Applies in all U S states except Louisiana

*Medicine for Life: A Practical Guide for Success* Jacques G LeBlanc M.D., F.R.C.S.C.,2015 Deciding on a career path is difficult for many people Deciding of the best university of an interesting and challenging subspecialty of where to get established are just a few of the vast challenges you will face in preparing for a successful medical career Whether you are a medical student a resident a family practitioner or a specialist this book is an essential guide for many if not every facet of your medical career It is a valuable resource because it covers a wide variety of topics such as choosing a medical school a residency training program a type of practice establishing your practice surrounding yourself with experts accountants financial advisors banker and others understanding the realities challenges and up coming changes in medical practice preparing for retirement and retiring Browse to the book as often as you want to refresh your memory to look at a specific subject

**Forget Me Not: A Caregiver's Guide to Early-Onset Alzheimer's Disease** Torri L. Fisher,2022-07-12 If you are looking for support while caring for a loved one who is suffering from early onset Alzheimer s disease then you need the invaluable resources in this book It is undoubtedly noble to take on the hefty responsibility of being a caregiver but it s equally important to take care of yourself in the process You can maintain your peace positivity and well being during this time with access to the right tools Inside Forget Me Not A Caregiver s Guide to Early Onset Alzheimer s Disease you will discover the honest effective strategies to navigate the new and challenging reality of caring for a loved one with early onset Alzheimer s how early onset Alzheimer s manifests in your loved one the important expectations to have at every stage of the disease and how to stay ten steps ahead of advancements the information and strategies to assist you in communicating effectively with medical legal and financial professionals through the process the essential practices to find your peace and maintain self care during this difficult time and more Taking care of yourself during this time ensures you can best take care of your loved one while not losing yourself and experiencing burnout in the process Visit [www.torrifisher.com](http://www.torrifisher.com) for more information on this author as well as other projects you may find

of interest      *Loring and Rounds: A Trustee's Handbook, 2021 Edition* Rounds,2020-12-11 Loring and Rounds A Trustee's Handbook is an invaluable practical resource that addresses the rights duties and obligations of the parties once the trustee takes title to trust property This Handbook steers you through this complex field providing property owners with a mechanism for seeing to the needs of beneficiaries in cost effective creative efficient and flexible ways Loring and Rounds A Trustee's Handbook is a handy ready reference and a gateway to the treatises restatements law review articles uniform statutes and cases you need to know This fully integrated and bound volume of the 2021 Handbook brings you up to date on the latest cases statutes and developments as well as new or updated discussion of topics as follow The Handbook continues the lengthy process of pruning some of the deadwood significant exposition has been cut revised or combined In sum the Handbook is now even leaner meaner and more usable than ever In addition numerous new cases and secondary sources have been added These include the following The 2021 Handbook fully covers the fourth income and principal act issued by the Uniform Law Commission namely the Uniform Fiduciary Income and Principal Act 2018 otherwise known as UFIPA UFIPA has been covered extensively in this edition and has been added in many separate sections A new section covers remedies at law for breaches of trust such as the tort of intentional interference with inheritance or acquisition by inter vivos transfer In addition the Handbook has been updated with 200 new cases including *Roth v Jelley* holding that when it comes to a judicial proceeding that could adversely affect the equitable property rights of a trust beneficiary the beneficiary is entitled under the Due Process Clause of the Fourteenth Amendment to notice and an opportunity to be heard This case also discusses the various consequences attendant to the failure to provide such notice *Hector v Bank of N Y Mellon* where the court having in part looked to the Restatement Third for guidance held that the designated passive corporate trustee of a securitized fund of mortgage backed notes would not be personally at fault and therefore not personally liable for any injuries to the tenants of a certain parcel of real estate title to which the trustee had acquired via foreclosure that might be occasioned by their exposure to lead paint in and about the premises *Murphy v Trustee of Star Financial Bank* a case discussing the unfortunate linkage of survivorship and per stirpes to their surviving children per stirpes The court held that the way in which surviving and per stirpes were linked rendered the provision itself ambiguous in that the condition of survival negates the right of representation inherent in a per stirpes distribution 2020 Tax Rates for Trusts and 2021 Projected Tax Rate Schedule for Trusts Note Online subscriptions are for three month periods Previous Edition Loring and Rounds A Trustee's Handbook 2020 Edition ISBN 9781543818666      **Loring and Rounds: A Trustee's Handbook, 2017 Edition (IL)** Rounds,2016-12-19 Loring and Rounds A Trustee's Handbook well over 1 550 pages is regarded not only as authoritative but also as the most convenient reliable and complete single volume source for trust doctrine Get in depth information on how to stay on top of the developments in this complex field of practice The Handbook carries on the tradition of concise practical and up to date guidance for trustees a tradition that began in 1898 with the First Edition This classic



trust reference distills the essence of trust law illuminating the fundamental principles and answering the basic questions Loring and Rounds A Trustee s Handbook 2017 Edition is up to date and includes eleven chapters of important information such as chapters on The Property Requirement The Trustee s Office Interests Remaining with the Settlor The Beneficiary The Trustee s Duties The Trustee s Liabilities Miscellaneous Topics of General Interest to the Trustee Special Types of Trusts The Income Taxation of Trusts Tax Basis Cost of Trust Property     **1041 Preparation and Planning Guide (2009)** Sidney Kess,Barbara Weltman,2008-11 CCH s 1041 Express Answers is the ideal quick answer tool for busy tax practitioners who prepare fiduciary income tax returns Updated annually 1041 Express Answers is a spiral bound resource that helps practitioners prepare Form 1041 tax returns quickly easily and accurately with practical plain English guidance that clearly explains the rules and procedures that the preparer needs to know to correctly complete the required tax forms It is designed specifically for busy tax practitioners who need a ready answer to questions that arise while actually preparing the return

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