

Learning Plan – Probate & Succession Planning

Synopsis:	The Probate and Succession Planning subject aims to provide candidates with the knowledge required to undertake basic succession planning. This includes an introduction of the tools available for succession planning, the related court applications and the considerations for each of their application. Topics covered include succession laws, drafting of wills, estate administration, grant applications, and mental capacity issues.
Learning Objectives	<ul style="list-style-type: none"> • To provide candidates with an overview of basic succession planning. • To introduce candidates to the concepts and basic knowledge of succession planning involving Wills, Lasting Powers of Attorney and related court applications.
Learning Competencies	<p><u>Candidates should be:</u></p> <p>(a) Able to draft a Will and a Lasting Power of Attorney</p> <p>(b) Able to apply for a Grant of representation and deputyship</p> <p>(c) Able to advise as to succession law, process to apply for grant, implication of mental incapacity</p>
Profile of Principal Examiner	<p><u>Sim Bock Eng – Partner, WongPartnership LLP</u></p> <p>SIM Bock Eng is the Head of the Specialist & Private Client Disputes Practice and a Partner in the Private Wealth Practice. Her main practice areas are in private wealth and civil litigation, which include family, matrimonial law, succession trusts and probate law, banking and finance, property, and employment. Bock Eng has over 20 years of experience in trust, estate and family laws – both front-end as well as litigation. She regularly advises ultra-high-net-worth individuals and families on succession and estate planning and business continuity.</p> <p>Bock Eng has represented local and international banks, financial institutions and private investors in a wide variety of on-shore and off-shore matters including acting for the trustees of the Lehman-linked minibond in the Global Financial Crisis, acting for Deutsche Bank in defending one of the biggest private client claims in the history of Singapore in the High Court of the Republic of Singapore and acting for an international bank implicated in the Olympus saga when Olympus Corporation used funds from</p>

	<p>various mergers and acquisitions to fund its losses for more than 20 years. She is recognised as one of the leading probate, trusts and private wealth management lawyers in Singapore and has been involved in several landmark decisions.</p> <p>Bock Eng is the Secretary of the Society of Trust and Estate Practitioners (Singapore) and Vice Chairman of the committee of the Wealth Management Institute's Global-Asia Family Office (GFO) Circle.</p>
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Timetable

No.	Content	Content Summary	Learning Material / Comment	Duration
1	Introduction and Wills	<p>Candidates will receive an introduction to Wills and Probate Administration in this introductory lecture. Candidates will cover:</p> <ul style="list-style-type: none"> • Wills – requirements, validity and clauses; • Wills-drafting process • Taking instructions in will-drafting • Succession Issues 	1. Introductions to Wills and Probate	23:32
2	Intestacy	<p>In this series of 2 lectures, Candidates will learn more about intestacy law in Singapore. Candidates will cover:</p> <ul style="list-style-type: none"> • Intestate Succession Act • “Whole blood” v “Half blood” • Partial Intestacy • Advantages of dying testate vs dying intestate (non-Muslims) 	2. Intestate Succession Act 3. Dying Testate v Dying Intestate	19:55 24:10
3	Inheritance (Family Provision) Act	Apart from the ISA, Candidates need to also familiarise themselves with the Inheritance (Family Provision Act). In this lecture, Candidates will cover the scope and effect of IFPA application.	4. Inheritance (Family Provision) act	17:36
4	Grants of Representation	There are a few types of grants of representation, such as a grant of probate (testate), grant of letters of administration (intestate), and grant of letters of administration with will annexed, and re-sealing grants of representation, amongst others. Candidates will cover the various types of grants in this lecture.	5. Grants of Representation	25:23

No.	Content	Content Summary	Learning Material / Comment	Duration
5	Contact Session I (2 hours)	<p>For Contact Session 1, we will:</p> <ul style="list-style-type: none"> cover overview of succession planning in Singapore; review practice paper 1 <p>If candidates have questions which they wish to pose to the Principal Examiner, they should submit the questions to SILE at least one week before Contact Session I.</p>	<p>In preparation for Contact Session I, candidates should:</p> <ul style="list-style-type: none"> review ALL learning materials set out in items 1 to 4 above; review and attempt practice paper 1. 	13 September 2024 (10.30am – 12.30pm)
6	The Lasting Power of Attorney and Mental Capacity Issues	<p>Lastly, what happens when the testator suffers from mental capacity issues? That is when the Mental Capacity Act 2008 (“MCA”) becomes relevant. In this lecture, Candidates will cover:</p> <ul style="list-style-type: none"> Introduction to the MCA Lasting Power Of Attorney Appointment Of Deputies 	6. Mental Capacity Act	33:16
7	Contact Session II (2 hours)	<p>For Contact Session 2, we will:</p> <ul style="list-style-type: none"> review practice paper 2; and review some of the questions received. <p>If candidates have questions which they wish to pose to the Principal Examiner, they should submit the questions to SILE at least one week before Contact Session II.</p>	<p>In preparation for Contact Session 2, candidates should:</p> <ul style="list-style-type: none"> review ALL learning materials set out in items 1 to 4 and 7 above; review and attempt practice paper 2; send any questions to SILE one week before Contact Session 2. 	5 November 2024 (2.30pm – 4.30pm)
8	Exams	3 December 2024 to 20 December 2024		

Reading List

Refer to Detailed Syllabus.

Please also refer to the 5 Reference Materials.