



Level 10, 95 North Quay
BRISBANE QLD 4000
PO BOX 8220
WOOLLOONGABBA QLD 4102

T: 07 3180 0113
W: www.ashtonestatelawyers.com
E: info@ashtonestatelawyers.com
ABN: 64 657 106 020

Deceased Estate Administration

Progression & Timeframes

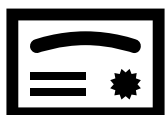
The below summary is a generalised summary of the timeframes that might be expected in the administration of a relatively straightforward will and uncomplicated estate. These estimates are a guide only, and can be affected by matters outside of the control of the estate's Legal Personal Representative, such as challenges to the validity of the will, family provision claims or other unforeseen circumstances.



Death & Funeral

The first matter to be addressed is funeral arrangements, which might include a service and generally involves either burial or cremation of the body. This generally occurs before searching for any will, so it is best practise for your loved ones know your funeral wishes beforehand.

Start of Estate
Administration
Process



Death Certificate Issued

Ordinarily the funeral service provide will lodge the paperwork for a death certificate, which is generally issued about 2 weeks after the funeral.

e. 3 weeks
after date of
death



Preliminary Estate Administration

During early stages, attending to matters such as collection of original will, executor obtaining preliminary legal advice, preliminary communications to beneficiaries, providing them with a copy of the will, and initial communications with estate stakeholders (e.g. banks, superannuation, creditors) regarding estate administration and collection procedures.

e. 3-8 weeks
after date of
death



Probate Application made to Supreme Court

Prior to this time, court documentation and arrangements for publishing notices as required by court rules (including notice to creditors) can be arranged, after which probate application can be filed with Supreme Court to be processed.

e. 2 months
after date of
death



Grant of Probate issued by Supreme Court

After reviewing probate application and supporting evidence, if all matters are in order then Supreme Court will issue grant of probate to executor/s. Probate is an official court document that acts as evidence of the executor's authority to administer the estate.

e. 3 months
after date of
death



Level 10, 95 North Quay
BRISBANE QLD 4000
PO BOX 8220
WOOLLOONGABBA QLD 4102

T: 07 3180 0113
W: www.ashtonestatelawyers.com
E: info@ashtonestatelawyers.com
ABN: 64 657 106 020

Deceased Estate Administration

Progression & Timeframes

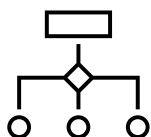


Collection & Administration of Estate

With the grant of probate, the executors can start 'calling in' the estate – that is, close and gather bank accounts, transmit property in preparation for sale, sell property or shareholdings, claim superannuation, and arrange payment of estate debts.

e. 3-6

months
after date
of death



Interim Distribution to Beneficiaries (if possible)

Queensland succession laws generally prohibit distribution of an estate within 6 months of the date of death. After that period of time, if no complications arise then general interim distributions can be made to the beneficiaries of the will.

e. 6-9

months
after date
of death

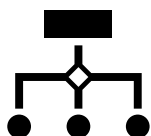


Finalisation of Tax Affairs

One duty of the executor is to ensure that all tax affairs, for both the deceased person **and** their estate, are finalised, which is generally arranged with an accountant familiar with estate tax return procedures.

e. 9-10

months
after date
of death



Finalisation of Estate Administration

Upon completion of all estate administration steps, the remaining estate can be distributed to the beneficiaries in accordance with the will, and the estate administration finalised.

e. 10-12
months
after date
of death

This summary is general in nature only, and there can be unexpected events that can occur throughout the process that can impact the estate administration procedure. For example, if the will establishes a testamentary discretionary trust (generally created for long-term asset protection reasons), then the above process summarises the estate administration process, but the trust continues operating once the estate administration has been finalised.

Ashton Estate Lawyers regularly assists executors of deceased estates in fulfilling their duties to the estate, and the beneficiaries, in a comprehensive, informative and transparent manner for the benefit of all parties. Similarly, Ashton Estate Lawyers also can assist estate beneficiaries where they are uncertain of their rights, or dissatisfied with the executor's actions and the progression of the estate administration and distribution.