

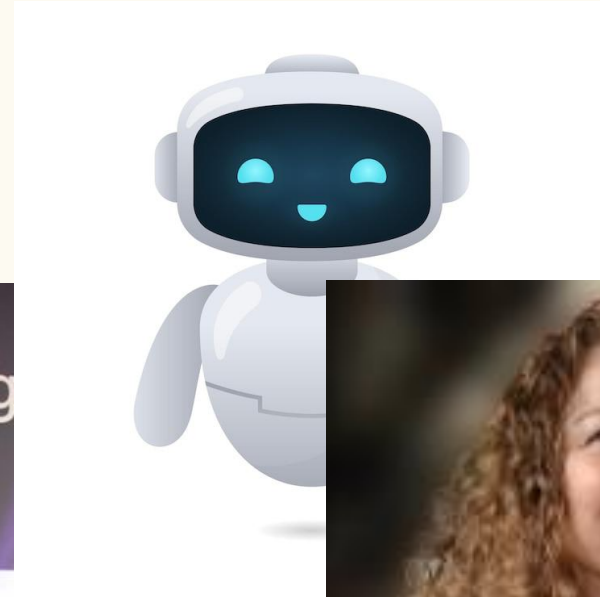
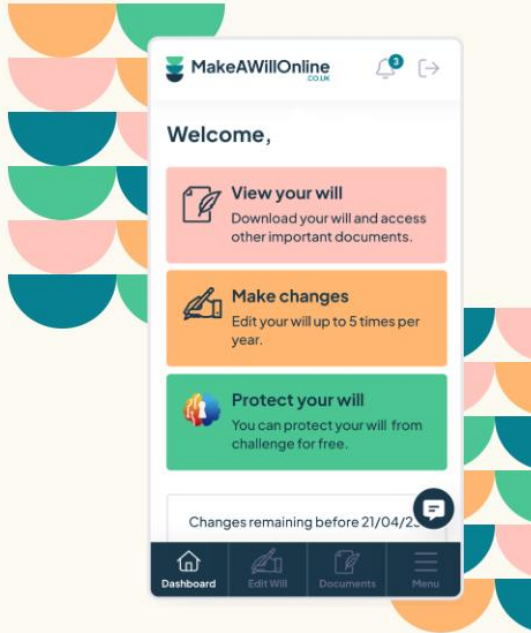
# Legacy Loop



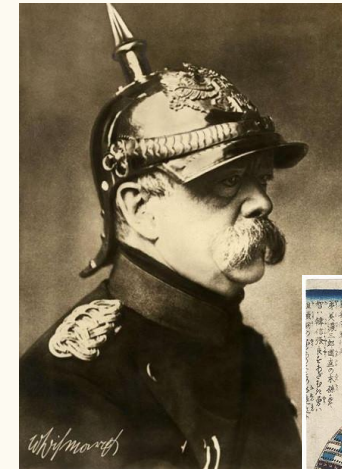
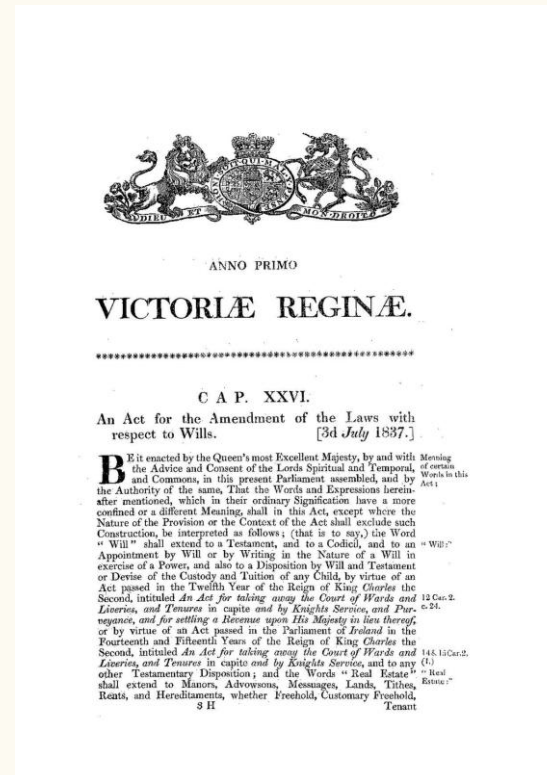
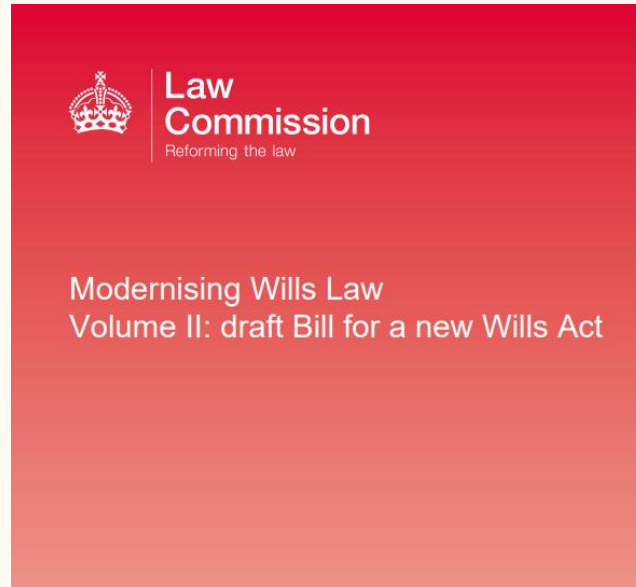
# Modernising Wills Law Draft Bill for new Wills Act

## What it all means for charities and Gifts in Wills

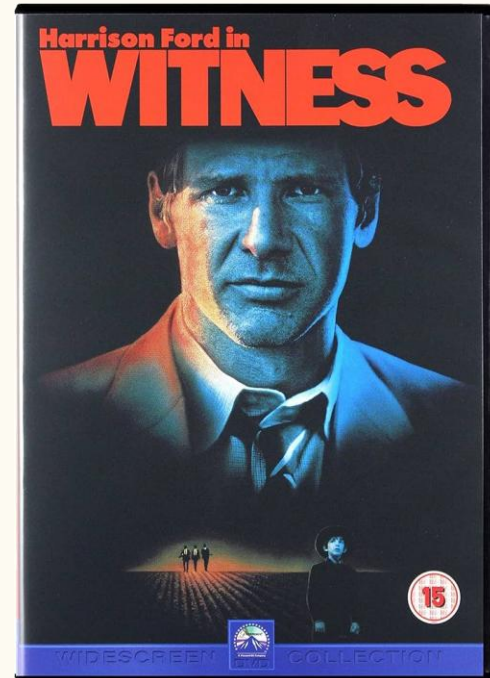
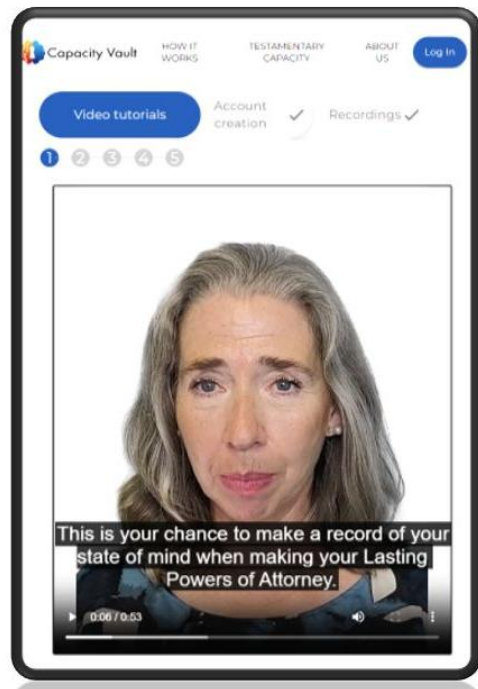
# Intro



# Modernising Wills Intro

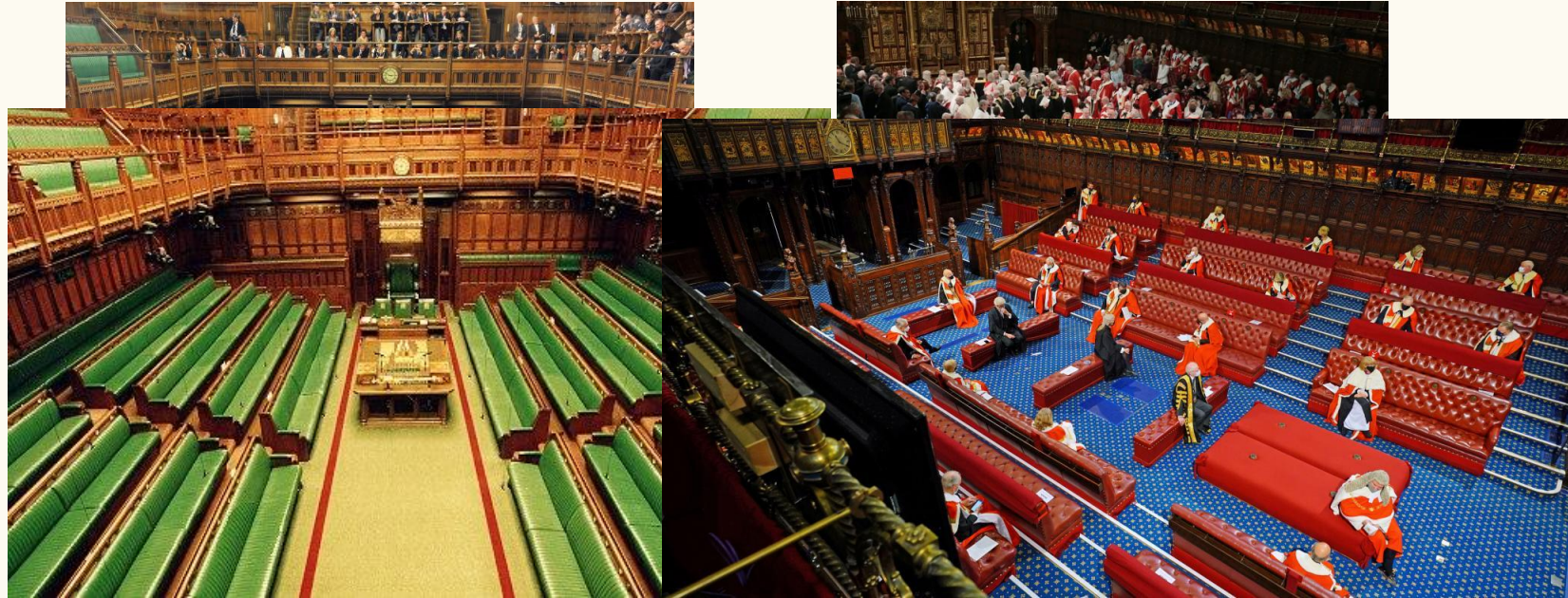


# Wills Act 1837





# Horizon scanning



# Draft Wills Act

- **Repeals** the Wills Act 1837 but copies some parts.
- Applies to anyone **over 16** with Capacity **or under 16** with a Court Order.
- Changes rules on Capacity – **Mental Capacity Act 2005**
- Wills can be made, revoked, reinstated if the necessary **formalities are met** (e.g. signing in front of witnesses) or at **Court Discretion** “demonstrated testamentary intentions”.
- **Undue influence** – if there is grounds to suspect then the suspicion will hold “unless the contrary is proved” (shift BoP)

# Draft Wills Act ii

- No more **revocation on marriage**: Wills Act 1837 repealed.
- **Court** can find
  - an incorrectly executed will to **be valid**, or
  - an incorrectly revoked will to **be invalid**.
- “...Bar an Entail” ... 🙋
- Execute a will by using a “**reliable system**” – to be decided by Secretary of State from time to time and put into law by a **Statutory Instrument**
- Gift to **non-charitable** bodies: cy pres-alike for **successor** org



# Let's boost your gifts in wills campaign

For more information about how we help charities receive more gifts in wills and offer support through our Legacy Loop community please contact:

Legacy Loop

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Charity Partnership Manager

Tel: 0207 193 2747

Email: [marie@makeawillonline.co.uk](mailto:marie@makeawillonline.co.uk)

