

## **PROBATE (UNCONTESTED CASES ONLY WITH ALL ASSETS IN THE UK)**

This firm is regulated by the Solicitors Regulation Authority and as such we are required to provide the following information pursuant to the SRA Transparency Rules.

**Please note that as each matter is fact specific, the following information is only an indication of our likely fees in a matter. Our total overall fees are therefore impossible to quote at the beginning of a matter and accordingly none of this information, whether in whole or part, shall be treated as offering any binding or fixed fee.**

### Applying for the Grant, collecting and distributing the assets

We anticipate that this could take between 1 - 100 hours of work, depending on the complexity of the instructions. We charge an hourly rate for the administration of estates and the range of our fees depends on the amount of time we spend on each matter and who undertakes the work. We do not charge a percentage of the value of the estate.

The current hourly rates in our Private Client department are as follows:-

Barry Crabtree-Taylor: £310 plus VAT

Stephen Roberts: £225 plus VAT

Lynda Allett: £175 plus VAT

**You will note that our fees do not include VAT. VAT on our fees must therefore be paid in addition to our fees.**

Our total fee will be at least £175 plus VAT.

The time spent by the person dealing with the matter may include seeing you and others; time spent travelling; obtaining evidence; perusing and considering papers; researching the law; preparing correspondence and documents and making and receiving telephone calls; letters despatched on your behalf and received are charged at 6 minutes per page; telephone calls made and received are charged in 6 minute units; preparing or considering documents and non-routine letters are charged on the basis of time actually spent. There are 10, 6 minute units in every hour.

We do not offer fixed fees for Probate work unless we are confident that we can ascertain precisely how much time we need to spend to assist you.

The exact total fee will depend on the specific facts of the matter. For example, if there is one beneficiary and no property, our fees may, but not always, be at the lower end of the range of the fee range. If there are multiple beneficiaries, a property and multiple bank accounts, our fees may, but not always, be at the higher end.

Depending on the specific facts and circumstances of each matter, we can handle as much or as little of the process for you as you would wish. The fee range quoted above is for estates where:-

- There is a valid Will
- There is not a valid Will (Intestacy)
- All assets are in the United Kingdom (we can only advise on English law however)
- The estate is solvent (able to pay all of its debts)
- There are either or both tangible and intangible assets
- There are one or more beneficiaries
- There are no disputes as to the validity of any Will
- There are no disputes as to the administration of the estate
- There are no disputes as to the division of assets
- There are no claims made against the estate
- There is/are Inheritance Tax or other taxes payable
- There is/are not Inheritance Tax or other taxes payable

**No 'disbursements' (payments to third parties) are included in the fee range quoted above. The amount of the disbursements listed below are subject to change at any time depending on factors outside of our control and no warranty is given as the accuracy of any such amounts.**

The likely disbursements may be:-

- Probate Registry application fee of £155 plus £0.50 per official copy
- Bankruptcy search charge of £2 per beneficiary
- Trustee Act Notices of £200 or more for the London Gazette and depending on what other publications (if any) you decide to advertise in
- Insuring the deceased's property (amount dependent on the circumstances)
- Value Added Tax (VAT) (amount dependent on the circumstances)
- Inheritance Tax (amount dependent on the circumstances)
- Capital Gains Tax (amount dependent on the circumstances)
- Income Tax (amount dependent on the circumstances)
- Stamp Duty (amount dependent on the circumstances)
- Stamp Duty Land Tax (amount dependent on the circumstances)
- Other taxes as may be required

'Disbursements' are costs related to your matter that are payable to third parties such as those listed above. Depending on your instructions, we may handle the payment of the disbursements, from estate monies, on your behalf to ensure a smoother process, however you may pay them yourself if you would prefer.

#### What services are included?

As stated above, depending on the specific facts and circumstances of each matter, we can handle as much or as little of the process for you as you would wish.

The services included in the fee range above are as follows:-

- Ascertaining whether a valid Will exists
- Taking initial instructions to act in the administration of the estate from the personal representatives

- Insuring the deceased's property in the names of the personal representatives
- Ensuring any property and vehicles are locked and secure as far as is reasonably possible
- Ascertaining the assets and debts of the estate and their respective date of death values
- Placing Trustee Act Notices if instructed to do so
- If Probate is required, completing the relevant documentation to make the application to the Probate Registry
- Guiding the personal representatives through the paperwork for Probate
- Paying any taxes from estate monies, if possible and only if instructed to do so
- Receiving the Grant of Probate and providing it to the personal representatives
- Informing the beneficiaries of the extent of their entitlement to the estate
- Collecting in the assets
- Paying any debts
- Undertaking bankruptcy searches
- Distributing the estate to the beneficiaries

#### Potential additional costs and services not included

- Dealing with the sale or transfer of any property in the estate
- Third party services such as but not limited to property surveys, house clearance, detailed tax advice, transfer or sale of shareholdings and genealogy/compiling family tree where there is no Will

#### How long will the process take?

Each matter is different depending on the specific facts and circumstances. Typically, the administration of the estate is finalised within 6-24 months. Obtaining the Grant of Probate takes 9-12 months depending on the circumstances. Collecting the assets then follows, which can take 3-24 months or longer, particularly depending on whether any land or property is in the estate. The distribution of the assets can be made either on an interim basis as monies and/or assets become available or all at the end, again depending on the circumstances and again, this usually takes 6-24 months.

#### Experience and qualifications of the individuals carrying out the work

Barry Crabtree-Taylor is a Solicitor, qualified for many years and specialising in Private Client work, including the administration of estates. He is a Partner in Edmondson Hall and Head of the Private Client Department. Please contact Barry or refer to our website for further information.

Stephen Roberts is a Solicitor, qualified for 5 years and specialising in Private Client work, including the administration of estates. Please contact Stephen or refer to our website for further information.

Lynda Allett is a Paralegal, having specialised in Private Client work, including the administration of estates for 5 years. Please contact Lynda or refer to our website for further information.

Barry, Stephen and Lynda will be assisted by an administrative team where necessary, but they will always remain responsible for supervising and conducting their matters.