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## Wealth Protection in Focus



### Digital assets - a legislative change?

In May 2019, I published an article discussing the thorny subject of digital assets and how important it was to make sure these were addressed in your wills following the sad case involving Rachael Thompson. Rachael had to take court proceedings against Apple to secure an order allowing her to have access to her late husband's account following his tragic death. This was to enable her to retrieve all his images and videos stored on his iPhone. Two or so years on and probate practitioners are now calling for legislative change to help families access the digital assets of relatives who have died.



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### Beddoe Applications – What, When & How?

When trustees or personal representatives are engaged in litigation issues often arise as to how their litigation costs are to be funded. How can a trustee ensure that their costs will be met from the trust fund or personal representatives from the deceased's estate?

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### Success Fee – Recoverable or not?

On 7 May 2020, Mr Justice Cohen made an order in proceedings brought by Sheila Hirachand ("Sheila") for provision from the estate of her estranged father, Navinchandra under the Inheritance (Provision for Family & Dependents) Act 1971 ("the Act").

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## Removal of an Executor - A review of the principles

The recent High Court case of *Hudman V Morris* provides a useful reminder of how the court approaches applications for the removal of executors. The claim concerned the estate of Barry Leonard Morris ("Barry") who died on 2 February 2019, aged 93.

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## Charities win on construction claim

In the recent case of *Royal Commonwealth Society for the Blind V Beasant* [2021] Master Shuman, sitting in the high court had to consider the construction of a clause in the will of Audrey Arkell ("Audrey") as regards whether or not any sum was due in relation there to.

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