MURFETT LEGAL
PROFESSIONALISM. UNDERSTANDING. RESULTS.

Family Discretionary Trust

1. Who controls the Trust? - The Appointor

Appointor(s) Full Name	First Name	Middle Name	Surname
Residential Address			

The Appointor (guardian) controls the Trustee and therefore controls the trust. The Appointor can dismiss the Trustee at any time. The Appointor can also be the Trustee. The Appointor can be a Company.

2. Who is the figure head? - The Trustee

Trustee(s) Full Name (and ACN Number if a company)	
Trustee Address	

The Trustee is the figure head of the Trust but is governed by the Appointor. The Trust assets are usually in the name of the Trustee. The Trustee can be a company or a person. The Appointor and the Trustee can be the same entity.

3. What happens after the Appointor(s) dies? – Appointor Succession

The Appointor (after the first Appointor(s) dies)	

The assets of the Trust don't form part of the Appointor's personal estate. On the death of the Appointor it is important to work out who will then control the Trust.

4. Who gets the income of the trust if the Trustee does not make a distribution?

Specified Beneficiaries	

If the Trustee fails to make a distribution of income, there must be a default person(s) to take the income. In a Family Trust the Specified Beneficiaries are commonly the husband and wife and/or their children.

5. Name of the Trust?

The	Trust

Fees (as at 1 March 2011) - $275 plus GST and disbursements (for 2 copies of the Trust Deed)

Changes to these instructions incur additional costs. Our lawyers are available to provide advice. The cost is $300 per hour plus GST.

The Settlor of the Trust (i.e. the person who legally establishes the Trust) is a solicitor at our office. The settled sum is $10.

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Card #			
Name on Card		Expiry	/200__

❑ or **Cheque enclosed**

❑ I would like the Trust Deeds delivered by courier. Usually $10 per delivery (most Perth metro areas)

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