

Wills and Estates

Friday 16 August 2024

Session 9 – 10:50am - 11:50am

Beyond the border: Multijurisdictional challenges in family provision claims

The complexity of family provision claims is amplified when assets and the deceased person, or both, are located across multiple jurisdictions. This session delves into the often-convoluted landscape of multi-jurisdictional family provision claims, exploring the legal challenges and practical implications. The session will examine the unique issues that emerge when family provision claims cross jurisdictional boundaries, delving into the complexities of determining the applicable law and jurisdiction. Drawing on a range of case studies, the session will analyse the nuances and disparities in legal frameworks and judicial interpretations, and address practical strategies for practitioners to effectively manage multi-jurisdictional family provision claims.

Meet the speaker

Lucy McPherson, Partner, Attwood Marshall Lawyers

Lucy McPherson has worked exclusively in the area of estate litigation since 2010. She joined Attwood Marshall Lawyers in 2014 and has been the head of the firm's Estate Litigation department since 2020. Her work has included family provision claims, contested probate applications, will construction and rectification, statutory wills, superannuation death benefit claims, and power of attorney disputes. Lucy has extensive expertise and a deep understanding of cross-jurisdictional issues in succession law. She has spearheaded several community awareness campaigns, speaking out about the wrongs being done by Public Trustees. She has appeared on several media channels, providing commentary to provide guidance on what people can do to seek help if they face issues with the management of the Public Trustee system, or for families left to deal with Trustees who are failing to fulfil their duties as executor or administrator of a deceased estate.