

Uniqueness of South African Trusts

Part 3

The holistic estate planning application and the taxation of trusts

Provisional content

- 1 Why “holistic” estate planning and what are the sub-plans and the wide and challenging spectrum of disciplines involved?
- 2 What is the composition of the ideal holistic estate planning team and what are the most important characteristics of the professional holistic estate planner?
- 3 How can scenario planning as part of a holistic estate plan, limit the future uncertainties and cause the plans to be more accurate?
- 4 Restructured families, i.e. those families after divorce or death and remarriage, sadly often find themselves in family disputes. How can a proper family relationship plan prevent such family disputes and feuds?
- 5 What are usually the factors that prompts a person to make a will and why is the psychology of testation so important for every advisor to know of?
- 6 What role does the juridical environment play, and where does the trust fit into this as well as into the holistic estate plan?
- 7 What are the seven important non-tax uses of a trust?
- 8 How can one use a trust in the financial, assurance & tax plans, and how does one integrate all these plans into the holistic estate plan of a client?
- 9 Why are the cultural, religious, and political environments important for every holistic estate plan?
- 10 What are the eight important objectives of a good estate plan?
- 11 How can an ante-nuptial contract of a parent, have the effect that a whole life policy payable to a child, be estate duty free in the parent’s estate?
- 12 What are the seven important tax benefits of a trust?
- 13 How much discretion can trustees of B-BBEE trusts now have, after the DTI Practice Note of 2021, and what happened to the problem of “bewind” trusts?

- 14 What makes a trust the ideal holistic estate planning tool, and why?
- 15 What are the estate checklists during divorce and re-marriage, and what are the estate planning opportunities in this regard?
- 16 What are some of the often forgotten age and ability related and will making uses of a trust and where does the different special trust/s fit in?
- 17 How should RAF and court order trusts be structured after the latest case law and what estate planning is required?
- 18 How can the use of different trusts, create some important business and specific industry applications such as for risk protection and agricultural purposes?
- 19 How and can a trust (and a bad estate plan) be unbundled and why?