09. K Beelitz

Full name Keith Beelitz

Question 1

Question 2

Question 3

Question 4

I am aware of a case where a substantial rural holding was handed over to the eldest son in a family of five siblings when the parents retired. The parents continued to live in their home on a smallish rural block of land which they retained ownership of. The parents aged and were in their nineties when the wife's health deteriorated. The father only had primary school education and relied heavily on his wife to attend all paperwork in their lives. When the mother's health was low and she suffered macular degeneration and was very deaf the eldest son took his parents to a solicitor to review their wills. A codicil was prepared and duly signed by them both (the mother was too ill to get out of the car) however on the same day a transfer of ownership of their house and land was also prepared and signed by them transferring ownership to the eldest son. The mother passed away 6 months later. Some time later while the father still lived it became known to the other siblings that this transfer had occurred. At this time the father's condition was also failing and he arranged for 3 other siblings to jointly act as poa's for him. At this time he denied ever intentionally transferring his house and land to the oldest son and on his instructions the solicitor wrote to the oldest son requesting a re transfer of the land back to his father. This request was ignored and no followup action eventuated. The father has since passed away. At the time of the transfer of house and land to this son he had moved in with his parents and held a whip hand over his father by being able to threaten to desert him when the father knew he was no longer able to live alone and with the obvious imminent death of the wife this would be his situation. I believe the son exploited his father's reliance on him and his mother's inability to any longer understand what she was signing. I realise the actions of the solicitor involved are questionable but how do you prove anything. I suggest that some change to the law requiring property transfers enacted by persons of old age should come under some scrutiny by a third impartial party to ensure the transfer is occurring voluntarily without any duress. I believe this is a classic example of elder abuse.

Question 5

Question 6

Question 7

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Question 22

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Question 24

Question 25

Question 26

Question 27

Question 28

As I suggested earlier some third party should become involved in property transfers to ensure elder abuse is not occurring

Question 29

Question 30

Question 31

Question 32

Question 33

Question 34

Question 35

Question 36

Question 37

Question 38

Question 39

Question 40

Question 41

Question 42

Question 43

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Question 50

Other comments?

File