



## PREPARING A WILL DURING COVID-19 IN QUEBEC - ADAPTIVE RULES

In order to help you plan for the future, we compiled the adaptive rules that apply to the preparation of a will during COVID-19 in Québec.

WILL FORMS	GENERAL CONDITIONS	ADAPTIVE RULES RE : COVID-19
<b>HOLOGRAPH WILL</b>	<ul style="list-style-type: none"> <li>• Written entirely by the will-maker;</li> <li>• Signed by the will-maker;</li> <li>• Probated by the Superior Court or a Notary.</li> </ul>	<ul style="list-style-type: none"> <li>• N/A.</li> </ul>
<b>WILL IN THE PRESENCE OF WITNESSES</b>	<ul style="list-style-type: none"> <li>• Written by the will-maker or a third person;</li> <li>• Signed by the will-maker;</li> <li>• In the presence of two witnesses (18+ y/o) who are not beneficiaries under the Will or have not prepared the Will;</li> <li>• Lawyers will falls in that category, but they add the advantage to be registered;</li> <li>• Probated by the Superior Court or a Notary.</li> </ul>	<ul style="list-style-type: none"> <li>• No formal change to legal requirements;</li> <li>• May be signed using « technological means »;</li> <li>• Recommended to consult a lawyer to ensure that the process and the technology being used comply with the legal formalities;</li> <li>• Signature proof may be a challenge with respect to the will verification process that may occur several years later.</li> </ul>
<b>NOTARIAL WILL</b>	<ul style="list-style-type: none"> <li>• Prepared by a Notary;</li> <li>• Signed by the will-maker in the presence of the Notary and another witness;</li> <li>• Registered.</li> </ul>	<ul style="list-style-type: none"> <li>• Order 2020-010 authorizes will-makers to sign a notarial will in the presence of the Notary and witness using « technological means ».</li> </ul>

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