



Friday, 30 July 2021

Weekly Wills, Estates and Superannuation Law A Weekly Bulletin listing Decisions of Superior Courts of Australia covering Wills Estates and Superannuation Law

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Executive Summary (1 minute read)

Chronis v Karan & Ors (SASC) - wills and estates - applicant sought that Court pronounce 'force and validity of' deceased's will and that will be admitted to probate in solemn form - testamentary capacity - requisite knowledge and approval of will's contents - application granted

Murphy v Lewis (WASC) - wills and estates - probate - plaintiff sought order that 'last will and testament executed' by deceased had 'force and effect in solemn form' - Court satisfied to issue grant of probate in solemn form



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Summaries With Link (Five Minute Read)

Chronis v Karan & Ors [2021] SASC 87

Supreme Court of South Australia

Parker J

Wills and estates - applicant sought that Court pronounce 'force and validity of' deceased's will and that will be admitted to probate in solemn form - whether testamentary capacity - whether 'requisite knowledge of' or approval of will's contents - *Roche v Roche* [2017] SASC 8 - held: application granted.

[Chronis](#)

[From Benchmark Friday, 30 July 2021]

Murphy v Lewis [2021] WASC 251

Supreme Court of Western Australia

Smith J

Wills and estates - probate - plaintiff sought order that 'last will and testament executed' by deceased had 'force and effect in solemn form' - 'uncontested trial' - whether deceased had testamentary capacity - whether deceased 'knew and approved of' will's contents - whether will validly executed under s8 *Wills Act 1970* (WA) - held: Court satisfied to issue grant of probate in solemn form.

[Murphy](#)

[From Benchmark Wednesday, 28 July 2021]

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The Open Sea

By: Dorothea Mackellar

FROM my window I can see,
Where the sandhills dip,
One far glimpse of open sea.
Just a slender slip
Curving like a crescent moon— 5
Yet a greater prize
Than the harbour garden-fair
Spread beneath my eyes.

Just below me swings the bay,
Sings a sunny tune, 10
But my heart is far away
Out beyond the dune;
Clearer far the sea-gulls' cry
And the breakers' roar,
Than the little waves beneath 15
Lapping on the shore.

For that strip of sapphire sea
Set against the sky
Far horizons means to me—
And the ships go by 20
Framed between the empty sky
And the yellow sands,
While my freed thoughts follow them
Out to other lands.

All its changes who can tell? 25
I have seen it shine
Like a jewel polished well,
Hard and clear and fine;
Then soft lilac—and again
On another day 30
Glimpsed it through a veil of rain,
Shifting, drifting grey.

When the livid waters flee,



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Flinching from the storm,
From my window I can see, 35
Standing safe and warm,
How the white foam tosses high
On the naked shore,
And the breakers' thunder grows
To a battle-roar... 40

Far and far I look—Ten miles?
No, for yesterday
Sure I saw the Blessed Isles
Twenty worlds away.
My blue moon of open sea, 45
Is it little worth?
At the least it gives to me
Keys of all the earth!

https://en.wikipedia.org/wiki/Dorothea_Mackellar

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