

Law Offices of Howard S. Dymant

Marriage No Longer Revokes a Will which has
reversed the Law of Ontario that has been in Force
until Now
and Other Legislative Changes



Greetings!

I wrote to you about the following Legislative Changes in February of last year but now that they have been proclaimed into law, they bear repeating. These are crucial changes which I dare say turned the Law of Ontario in these areas on its head. You must be aware of the new laws and the changes that may have to be made to your Estate Planning and Wills. I summarize these changes below, but I am open to a Zoom courtesy call with you, should you wish to discuss these changes more fully. Feel free to email me [by clicking here](#) with your availability for a Zoom Meeting and I will email back the appointment link.

Marriage Does Not Revoke a Prior Executed Will

The biggest change is the repeal of ss. 15(a) and 16 of Ontario's [Succession Law Reform Act \(the "SLRA"\)](#) changing the Law of Ontario from what it has always been to the opposite. A Marriage no longer revokes your previously executed Will. Certainly, the ramifications are obvious in that you would want your new Wife to share in your Estate.

Execution of Your Will & Powers of Attorney By Zoom™

Since 1236, during the reign of Henry III, the execution of a will had to be in the physical presence of the Testator and "three or four credible" Witnesses. Execution by Zoom was a "temporary" measure enacted at the very outset of the Pandemic. This manner of execution has been a great boon to my clients and now has been codified into law along with the process, as permanent legislation. For further clarification of the impact of this change and the convenience it affords you, please do not hesitate to contact me, [by clicking here](#).

Strict Interpretation of the Execution of Wills in Ontario Is No More

The Legal Profession has been clamouring for years about Ontario's "Strict Interpretation of the execution of Wills." I have lectured throughout my career as to the unfairness of this law. It has resulted in Wills being declared void even for minor errors in execution, creating intestacies and disappointing many a beneficiary. Legislation has now made Ontario a Substantial Compliance Jurisdiction finally alleviating this long outstanding travesty.

Finally, For Those of My Clients Eyeing a Yacht or Ferrari™

The Select Luxury Items Tax Act, received Royal Assent on June 23, 2022 and came into effect on September 1, 2022. This Act introduces to Canada a new Luxury Tax on the supply of new vehicles and certain aircraft where the taxable amount exceeds \$100,000.00 and for yachts over \$250,000.00. Should such a purchase be in your sights then read the full article by my friends over at SLF [by clicking here](#).

If I can help you in any other way, please feel free to contact me at:
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