

PRESENTER



Catherine Atchison, Martelli McKegg, Auckland

Catherine is a partner in the Estates and Trust Administration department and has wide experience in wills, trusts and estate, as well as the increasing elder law practice arising from her private client base. She is an executive member of STEP and has presented papers for NZLS CLE and ADLS on trusts, estates and elder law issues.

The statements and conclusions contained in this paper are those of the author(s) only and not those of the New Zealand Law Society. This booklet has been prepared for the purpose of a Continuing Legal Education course. It is not intended to be a comprehensive statement of the law or practice, and should not be relied upon as such. If advice on the law is required, it should be sought on a formal, professional basis.

CONTENTS

| | |
|---|-----------|
| 1. THE THREE GENERATIONS – MULTI-GENERATIONAL HOUSING AND THE IMPACT ON NEW ZEALAND’S AGING POPULATION | 1 |
| INTRODUCTION | 1 |
| THE MULTI-GENERATIONAL HOUSEHOLD | 1 |
| NEW ZEALAND STATISTICS ON MULTI-GENERATIONAL LIVING | 2 |
| REASONS FOR THE RISE IN MULTI-GENERATIONAL HOUSEHOLD LIVING..... | 4 |
| SOCIO-ECONOMICS OF MULTI-GENERATIONAL HOUSEHOLDS | 6 |
| THE AGING PARENT – THE FAMILY DILEMMA | 7 |
| HOUSING OPTIONS FOR THE ELDERLY | 8 |
| CHILDREN’S CONTRIBUTION TO CARE..... | 9 |
| CHILDREN PROVIDING FINANCIAL ASSISTANCE | 10 |
| FAMILY CARE ARRANGEMENTS..... | 11 |
| SO HOW DO YOU DOCUMENT OR PROVIDE A LEGAL FRAMEWORK FOR A FAMILY CARE RELATIONSHIP? | 13 |
| <i>Family Care Agreements</i> | 13 |
| <i>What are family agreements?</i> | 13 |
| <i>A typical family scenario</i> | 14 |
| <i>What possible scenarios could be dealt with under a family agreement?</i> | 14 |
| <i>What other factors should be considered when looking at these agreements?</i> | 16 |
| ISSUES WITH CARE AGREEMENTS | 17 |
| CONCLUSION | 17 |
| 2. APPENDIX | 19 |