STATUTORY INSTRUMENTS

1961 No. 72 (L. 1)

SUPREME COURT OF JUDICATURE, ENGLAND

PROCEDURE

The Non-Contentious Probate (Amendment) Rules, 1961

Made - - - -	16*th January*, 1961
Laid before Parliament	23*rd January*, 1961
Coming into Operation	1*st March*, 1961

I, the Right Honourable Frank Boyd, Baron Merriman, President of the Probate, Divorce and Admiralty Division of the High Court of Justice, in exercise of the powers conferred upon me by section 100 of the Supreme Court of Judicature (Consolidation) Act, 1925(a), and with the concurrence of the Lord Chancellor and the Lord Chief Justice of England, do hereby make the following Rules:—

1. These Rules may be cited as the Non-Contentious Probate (Amendment) Rules, 1961, and shall come into operation on the first day of March, 1961.

2. For paragraph (5) of Rule 6 of the Non-Contentious Probate Rules, 1954(b), there shall be substituted the following paragraph:—

"(5) If the oath states where the deceased died domiciled (whether in or outside England) a statement as to the country in which he died domiciled may be included in the grant."

Dated the 16th day of January, 1961.

Merriman, P.

We concur.

Kilmuir, C.

Parker of Waddington, C.J.

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

The effect of this amendment to the Non-Contentious Probate Rules, 1954, is that if the oath which the applicant for a grant of representation is required to swear states where the deceased died domiciled a statement to that effect may be included in the grant.

(a) 15 & 16 Geo. 5. c. 49. (b) S.I. 1954/796 (1954 II, p. 2202).