

PROBATE AND ADMINISTRATION RULES – SECTION 16

(Gazette Notice 151/1971)

Made under section 16 of the Supreme Court Ordinance

Commencement

[8 May 1971]

Short title

1. These Rules may be cited as the Probate and Administration Rules.

Court fees

2. Within six months after the grant of Probate or Letters of Administration, every person to whom such grant has been made, shall pay into the Treasury on the principal value of the Estate the Court fees specified hereunder—

Where the principal value of the Estate:

<i>Exceeds</i>	<i>And does not exceed</i>	<i>Court Fees</i>
—	\$5,000	\$5.00
\$5,000	\$25,000	\$100.00
\$25,000		\$200.00

Appraisal of value

3. When application is made to the Court for a grant of Probate or Letters of Administration, the Court shall appoint two independent Appraisers to value the property comprised in the estate at its current market value at the date of death.

Appraisers' fees

4. (1) Appraisers shall be paid the following fees—

Where the principal value of the estate:

<i>Exceeds</i>	<i>And does not exceed</i>	<i>Court Fees</i>
—	\$1,000.00	\$10.00
\$1,000.00	\$3,000.00	\$15.00
\$3,000.00		½ per cent not exceeding \$100.00.

- (2) Fees under this rule shall be paid by the Applicant for a grant of Probate or Letters of Administration, and such fees shall be paid into Court as a first charge on the estate and shall be divided equally between the two Appraisers.

Accounts to be filed

5. (1) Any person who shall undertake the costs of or management of any trust property, real or personal, situate within the Islands, by virtue of any grant of Probate,

Administration Order or Judgment of this Court shall file with the Registrar of the Court within three months of the issue thereof an account showing—

- (a) The property the subject of the trust under headings—
 - (1) Realty, (2) Personalty and (3) the value;
- (b) Date the Realty was acquired;
- (c) Date of investment of any money and rate of interest;
- (d) Amount of debts which remain to be collected;
- (e) Details of how and to whom any (1) Realty and (2) Personalty has been disposed.

(2) Similar accounts must be filed thereafter annually on the date of the grant of Probate, Administration Order or Judgment of the Court.

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