

Form 3.15 Renunciation of probate

Court Procedures Rules 2006

(see r 3014 (Grant of representation—no grant to executor etc who has renounced))

In the Supreme Court of the Australian Capital Territory

Probate jurisdiction

No PRO of (year) (*Court to complete*)

In the estate of (*full name of deceased person, including any known alias*), late of (*last address*), deceased

On (date), *[I/we] (full name of each person making affidavit) of (home or business address or place of employment) *[say on oath/solemnly affirm]—

1. *[I am/We are] *[an/the] executor*(s) appointed by the will dated (*date*) *[and the codicil*(s) dated (*date*(s)*)] of (*name of deceased person*), who died on (*date of death*).
2. *[I/We] have not intermeddled in the estate of the deceased person.
3. *[I/We] renounce all right to probate of the will *[and the codicil(s)] and to all powers expressed by the will *[and the codicil(s)] given to *[me/us].

*[Sworn/Affirmed] by (*full name of each person making affidavit*):

(*signature of each person making affidavit*)

at (*place*) in the presence of:

Filed for the *[executor/applicant] by:

(*the address for service and telephone number (if any) of the*

**[executor/applicant] or, if the *[executor/applicant] is represented by a solicitor and the solicitor is the agent of another solicitor, the name and place of business of the other solicitor*)

(signature of person before whom affidavit is made)

(full name of person before whom affidavit is made) of (address)

***[Justice of the Peace/Barrister/Solicitor/(*other*)]**

Note If the affidavit is longer than a page, the person making the affidavit and the person taking the affidavit must sign or initial each page of the affidavit (see r 6715 (1) (Affidavit—taking of)).

**omit if, or whichever is, inapplicable*