

Form 3.20 Affidavit of search—reseal of foreign grant

Court Procedures Rules 2006

(see r 3023 (Reseal of foreign grant—affidavit of search))

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

I arranged for a search of the registry of the Court to be made on (*date*) and, based on information given to me and my belief, on that date made the following findings:

1. A caveat against an application under the *Administration and Probate Act 1929*, section 80 (Reseal of grant made in reciprocating jurisdiction) in relation to the estate of the deceased person *[has/has not] been filed.
(*if a caveat has been filed, include details of the caveat and whether it is still in force*)
2. *[Another/No other] application under the *Administration and Probate Act 1929*, section 80 in relation to the estate of the deceased person has been made to the Court.
(*if another application has been made, include details of the application and the results of the application*)

Filed for the applicant by:

(*the applicant's address for service and telephone number (if any) or, if the 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*)

3. Probate of the will *[and the codicil*(s)], letters of administration of the estate, or an order to collect and administer the estate of the deceased person *[has/has not] been resealed by the Court for the estate of the deceased person.

(if probate of the will, letters of administration of the estate, or an order to collect and administer the estate has been resealed, include details of the resealing and whether it is still in force)

*[Sworn/Affirmed] by *(full name)*:

(signature of person making affidavit)

at Canberra in the presence of:

(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*