

## **Form 3.24                      Notice of renunciation of probate in favour of public trustee and guardian**

*Court Procedures Rules 2006*

(see r 3056 (Administration by public trustee and guardian—renunciation of probate by executors))

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

### **Renunciation of probate in favour of the public trustee and guardian**

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]  
      in favour of the public trustee and guardian.

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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)*

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

(*signature of each person making affidavit*)

at (*place*) in the presence of:

(*signature of person before whom affidavit is made*)

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

*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*