
STATUTORY INSTRUMENTS

1994 No. 1899

The Wills and Administration Proceedings (Northern Ireland) Order 1994

PART II

WILLS

Gifts

Presumption as to effect of gifts to spouses^{F1} or civil partners]

23. Except where a contrary intention is shown, it is to be presumed that if, by his will, a testator makes a gift of property to his spouse^{F1} or civil partner] in terms which in themselves would give an absolute interest to the spouse^{F1} or civil partner], but by the same will purports to give his issue an interest in the same property, the gift to the spouse^{F1} or civil partner] is absolute notwithstanding the purported gift to the issue.

F1 [2004 c.33](#)

Changes to legislation:

The Wills and Administration Proceedings (Northern Ireland) Order 1994, Section 23 is up to date with all changes known to be in force on or before 28 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

- Order modified by [2016 c. 18 \(N.I.\) Sch. 5 para. 4\(2\)](#)