

1975 No. 1137

ADMINISTRATION OF ESTATES

**The Administration of Estates (Small Payments)
(Increase of Limit) Order 1975**
Laid before Parliament in draft

Made - - - - 9th July 1975

Coming into Operation 10th July 1975

The Treasury, in exercise of the powers conferred on them by section 6(1) of the Administration of Estates (Small Payments) Act 1965(a), as amended by section 100(1) of, and paragraph 11 of Schedule 3 to, the Merchant Shipping Act 1970(b), by section 24(4) of the Parliamentary and other Pensions Act 1972(c), by section 6(3) of the National Debt Act 1972(d), and by section 116(1) of, and paragraph 20(a) of Schedule 9 to, the Friendly Societies Act 1974(e), and as extended by paragraph 12 of Schedule 1 to the Forestry Act 1967(f) (as amended by section 29(1) of, and paragraph 62 of Schedule 6 to, the Superannuation Act 1972(g)), by section 9(2) of the National Savings Bank Act 1971(h), by section 4(2) of the Superannuation Act 1972, and by section 119(3) of the Local Government Act 1972(i), and in exercise of the powers conferred on them by section 29(1) of the Trustee Savings Bank Act 1969(j), and of all other powers enabling them in that behalf, hereby make the following Order, a draft of which has been laid before both Houses of Parliament and has been approved by resolution of each House:—

1. This Order may be cited as the Administration of Estates (Small Payments) (Increase of Limit) Order 1975, and shall come into operation on 10th July 1975.

2. The Interpretation Act 1889(k) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The following provisions (which relate to property which may be disposed of on death without representation or in pursuance of a nomination subject to a limit of £500), namely—

- (a) sections 1 and 2 of the Administration of Estates (Small Payments) Act 1965, so far as they relate to any enactment;
- (b) section 14(2) of the Ministerial Salaries and Members' Pensions Act 1965(l);
- (c) paragraph 12 of Schedule 1 to the Forestry Act 1967;
- (d) section 28(5) of the Trustee Savings Banks Act 1969;

(a) 1965 c. 32.
(d) 1972 c. 65.
(g) 1972 c. 11.
(j) 1969 c. 50.

(b) 1970 c. 36.
(e) 1974 c. 46.
(h) 1971 c. 29.
(k) 1889 c. 63.

(c) 1972 c. 48.
(f) 1967 c. 10.
(i) 1972 c. 70.
(l) 1965 c. 11.

(e) section 66(2) of the Merchant Shipping Act 1970;
(f) section 9(1) of the National Savings Bank Act 1971;
(g) section 4(1) of the Superannuation Act 1972;
(h) section 24 of the Parliamentary and other Pensions Act 1972;
(i) section 6(1) of the National Debt Act 1972;
(j) section 119(1) of the Local Government Act 1972; and
(k) sections 66, 67 and 68 of the Friendly Societies Act 1974;
shall have effect as if for the references to £500 there were substituted references to £1,500.

M. Cocks,
J. Dormand,
Two of the Lords Commissioners
of Her Majesty's Treasury.

9th July 1975.

EXPLANATORY NOTE

(This Note is not part of the Order.)

The Administration of Estates (Small Payments) Act 1965 specifies a limit of £500 on the amount of property which is allowed, under certain statutory provisions, to be disposed of on death without the necessity for probate or other proof of title, or in pursuance of a nomination made by the deceased. This Order increases that limit to £1,500. The Order also increases to £1,500 a similar limit specified in section 28(5) of the Trustee Savings Banks Act 1969.

By virtue of section 6(2) of the Administration of Estates (Small Payments) Act 1965, and of section 29(2) of the Trustee Savings Banks Act 1969, this Order applies in relation to deaths occurring, or nominations effected, after the expiration of a period of one month beginning with the date on which the Order comes into operation.

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