
STATUTORY INSTRUMENTS

2008 No. 611

The Public Trustee (Fees) Order 2008

PART 4

Acceptance fee

Postponement of payment of acceptance fee

14. Where an acceptance fee becomes payable in accordance with article 12 or 13 in respect of estate or trust property, any part of which is not in possession or not readily realisable, the public trustee—

- (a) will exclude the value of the property not in possession or not readily realisable from the value of the remainder of the estate or trust property for the purpose of ascertaining the amount of the acceptance fee then payable; and
- (b) will, when the property so excluded falls into possession or is realised, as the case may be, charge an acceptance fee in respect of the gross capital value of the excluded property of such amount as would have been payable if—
 - (i) the excluded property had formed part of the estate or of the trust property at the date of acceptance of the estate or of the trust; and
 - (ii) this Order had been in force at that date.