



ANNO VICESIMO QUARTO & VICESIMO QUINTO

VICTORIÆ REGINÆ.

C A P. CXIV.

An Act to amend the Law with respect to Wills
of Personal Estate made by *British* Subjects.

[6th August 1861.]

BE it enacted by the Queen's most Excellent Majesty, by
and with the Advice and Consent of the Lords Spiritual
and Temporal, and Commons, in this present Parliament
assembled, and by the Authority of the same, as follows :

1. Every Will and other testamentary Instrument made out of the United Kingdom by a *British* Subject (whatever may be the Domicile of such Person at the Time of making the same or at the Time of his or her Death) shall as regards Personal Estate be held to be well executed for the Purpose of being admitted in *England* and *Ireland* to Probate, and in *Scotland* to Confirmation, if the same be made according to the Forms required either by the Law of the Place where the same was made or by the Law of the Place where such Person was domiciled when the same was made, or by the Laws then in force in that Part of Her Majesty's Dominions where he had his Domicile of Origin.

Wills made
out of the
Kingdom to
be admitted
if made ac-
cording to
the Law of
the Place
where made.

2. Every Will and other testamentary Instrument made within the United Kingdom by any *British* Subject (whatever may be the Domicile of such Person at the Time of making the same or at the

Wills made
in the King-
dom to be
admitted if

Wills of Personalty by British Subjects.

made accord-
ing to local
Usage.

Time of his or her Death) shall as regards Personal Estate be held to be well executed, and shall be admitted in *England* and *Ireland* to Probate, and in *Scotland* to Confirmation, if the same be executed according to the Forms required by the Laws for the Time being in force in that Part of the United Kingdom where the same is made.

Change of
Domicile not
to invalidate
Will.

3. No Will or other testamentary Instrument shall be held to be revoked or to have become invalid, nor shall the Construction thereof be altered, by reason of any subsequent Change of Domicile of the Person making the same.

Nothing in
this Act to
invalidate
Wills other-
wise made.

4. Nothing in this Act contained shall invalidate any Will or other testamentary Instrument as regards Personal Estate which would have been valid if this Act had not been passed, except as such Will or other testamentary Instrument may be revoked or altered by any subsequent Will or testamentary Instrument made valid by this Act.

Extent of
Act.

5. This Act shall extend only to Wills and other testamentary Instruments made by Persons who die after the passing of this Act.

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