



Administration of Estates Act 1925

1925 CHAPTER 23 15 and 16 Geo 5

PART II

EXECUTORS AND ADMINISTRATORS

Duties, Rights, and Obligations

30 Provisions applicable where administration granted to nominee of the Crown.

- (1) Where the administration of the real and personal estate of any deceased person is granted to a nominee of the Crown (whether the Treasury Solicitor, or a person nominated by the Treasury Solicitor, or any other person), any legal proceeding by or against that nominee for the recovery of the real or personal estate, or any part of share thereof, shall be of the same character, and be instituted and carried on in the same manner, and be subject to the same rules of law and equity (including, except as otherwise provided by this Act, the rules of limitation under the statutes of limitation or otherwise), in all respects as if the administration had been granted to such nominee as one of the persons interested under this Act in the estate of the deceased.
- (2) An information or other proceeding on the part of His Majesty shall not be filed or instituted, and a petition of right shall not be presented, in respect of the real or personal estate of any deceased person or any part or share thereof, or any claim thereon, except . . . ^{F1} subject to the same rules of law and equity within and subject to which a proceeding for the like purposes might be instituted by or against a subject.
- (3) The Treasury Solicitor shall not be required, when applying for or obtaining administration of the estate of a deceased person for the use or benefit of His Majesty, to deliver, nor shall . . . ^{F2} the High Court or the Commissioners of Inland Revenue be entitled to receive in connexion with any such application or grant of administration, any affidavit, statutory declaration, account, certificate, or other statement verified on oath; but the Treasury Solicitor shall deliver and the said Division and Commissioners respectively shall accept, in lieu thereof, an account or particulars of the estate of the deceased signed by or on behalf of the Treasury Solicitor.

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Administration of Estates Act 1925, Section 30. (See end of Document for details)

- (4) References in sections two, four, . . . ^{F3} and seven of the ^{M1}Treasury Solicitor Act, 1876, and in subsection (3) of section three of the ^{M2}Duchy of Lancaster Act, 1920, to “personal estate” shall include real estate.

Textual Amendments

- F1** Words repealed by [Limitation Act 1939 \(c. 21\)](#), **Sch.**
F2 Words repealed by [Administration of Justice Act 1970 \(c. 31\)](#), **Sch. 11**
F3 Word repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\)](#), s. 1(1), **Sch. 1 Pt. I**
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Marginal Citations

- M1** 1876 c. 18.
M2 1920 c. 51.

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