



# Administration of Estates Act 1925

1925 CHAPTER 23 15 and 16 Geo 5

## PART IV

### DISTRIBUTION OF RESIDUARY ESTATE

#### [<sup>F1</sup>46A Disclaimer or forfeiture on intestacy

- (1) This section applies where a person—
  - (a) is entitled in accordance with section 46 to an interest in the residuary estate of an intestate but disclaims it, or
  - (b) would have been so entitled had the person not been precluded by the forfeiture rule from acquiring it.
- (2) The person is to be treated for the purposes of this Part as having died immediately before the intestate.
- (3) But in a case within subsection (1)(b), subsection (2) does not affect the power conferred by section 2 of the Forfeiture Act 1982 (power of court to modify the forfeiture rule).
- (4) In this section “forfeiture rule” has the same meaning as in the Forfeiture Act 1982.]

#### Textual Amendments

- F1** S. 46A inserted (1.2.2012) by *Estates of Deceased Persons (Forfeiture Rule and Law of Succession) Act 2011 (c. 7), ss. 1(2), 4(2)* (with s. 4(4)); S.I. 2011/2913, art. 2

**Changes to legislation:**

There are currently no known outstanding effects for the Administration of Estates Act 1925, Section 46A.