



# Administration of Estates Act 1925

1925 CHAPTER 23 15 and 16 Geo 5

## PART II

### EXECUTORS AND ADMINISTRATORS

#### *General Provisions*

#### **5 Cesser of right of executor to prove.**

Where a person appointed executor by a will—

- (i) survives the testator but dies without having taken out probate of the will; or
- (ii) is cited to take out probate of the will and does not appear to the citation; or
- (iii) renounces probate of the will;

his rights in respect of the executorship shall wholly cease, and the representation to the testator and the administration of his real and personal estate shall devolve and be committed in like manner as if that person had not been appointed executor.

**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Point in time view as at 01/02/1991.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 5.