



Administration of Estates Act 1925

1925 CHAPTER 23

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.