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FORM NO. W1.2a

Affirmation or Affidavit by Administrator with Will

(Application by Attorney of Sole Executor)¹

IN THE HIGH COURT OF THE
HONG KONG SPECIAL ADMINISTRATIVE REGION
COURT OF FIRST INSTANCE

IN THE ESTATE of (name) late of (address),
(marital status), deceased (“the Deceased”)

I, A.B., (occupation), of (address), do hereby *[solemnly and sincerely affirm] [make oath] and say as follows:

1. The Deceased died at (place of death) on (date of death) at the age of years, having made and executed *his/her last Will dated The Deceased died domiciled in

2. (a) The Deceased appointed C.D., now aged years, the sole *executor/executrix in the Will.

2. (b) The Deceased named *[the following person the sole beneficiary] [the following persons the beneficiaries] in the estate:

<u>Name</u>	<u>Now Aged/Date of death if applicable</u>
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C.D.

E.F.

3. By a power of attorney dated, C.D. nominated and appointed me *his/her lawful attorney to apply for and obtain from the Court of First Instance of the High Court of the Hong Kong Special Administrative Region a grant of letters of administration (with the Will annexed) of the estate of the Deceased limited for *his/her use and benefit until further representation be granted. C.D. is now residing outside Hong Kong.

*4. (a) The true name of the Deceased was

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- (b) The Deceased made and executed the Will in the name of
- (c) The Deceased held (particulars of the asset) in the alias of
- (d) In fact the aforesaid names refer to the same person, the Deceased.

5. I believe the paper writing shown to me and marked "A" by me to contain the true and original last Will of the Deceased, and I will administer according to the law all the estate which by law devolves to and vests in the personal representatives of the Deceased and I will exhibit a true and perfect inventory of all and singular the estate and effects and render a just and true account thereof whenever required by law so to do.

6. *[No minority interest] [Minority interest³] arises under the Will.

7. *[No life interest] [Life interest³] arises under the Will.

8. I am applying as the lawful attorney of C.D. the sole *executor/executrix named in the Will for letters of administration (with the Will annexed) of the estate of the Deceased limited for the use and benefit of C.D. until further representation be granted.

AFFIRMED/SWORN, etc. (see Form No. F2.1)

Notes:

- (1) This form is for application by the lawful attorney of the sole executor/executrix or one of the executors/executrixes named in the Will of the Deceased who died on or after 11th February 2006.
- (2) *Delete or adapt as appropriate.
- (3) If minority/life interest arises under the Will, the application shall be made in compliance with section 25 of the Probate and Administration Ordinance (Cap.10) that a co-administrator/co-administratrix is required.