



TRINIDAD AND TOBAGO.

No. 25—1945.

[L.S.]

I ASSENT,

B. E. H. CLIFFORD,

Governor.

13th December, 1945.

AN ORDINANCE to amend the law relating to Probates and Letters of Administration.

[20th December, 1945.]

Commence-
ment.

ENACTED by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof.

Enactment.

1. This Ordinance may be cited as the Wills and Probate (Amendment) Ordinance, 1945, and shall be read as one with the Wills and Probate Ordinance.

Short title.

Ch. 8, No. 2

Power to grant representation to a trust corporation.

2. (1) The Court may—

- (a) where a trust corporation is named in a will as executor, whether alone or jointly with another person, grant probate to the corporation either solely or jointly with another person, as the case may require; and
- (b) grant administration to a trust corporation, either solely or jointly with another person, and the corporation may act accordingly as executor or administrator, as the case may be.

(2) Probate or administration shall not be granted to a *syndic* or nominee on behalf of a trust corporation.

(3) Any officer authorised for the purpose by a trust corporation or the directors or governing body thereof may, on behalf of the corporation, swear affidavits, give security and do any other act or thing which the Court may require with a view to the grant to the corporation of probate or administration, and the acts of any officer so authorised shall be binding on the corporation.

(4) Where, at the commencement of this Ordinance, any interest in any estate is vested in a *syndic* on behalf of a trust corporation acting as the personal representatives of a deceased person, the said interest shall by virtue of this Ordinance vest in the corporation in respect of the said interest.

Ch. 27. No. 11. This subsection shall not apply to securities registered or inscribed in the name of a *syndic* or to land registered under the Real Property Ordinance, or to an encumbrance registered thereunder, in the name of a *syndic*, but any such securities, land, or encumbrances, shall be granted or transferred by the *syndic* to the corporation or as the corporation may direct.

(5) This section shall have effect whether the testator or the intestate died before or after the commencement of this Ordinance, and no such vesting, grant or transfer as aforesaid shall operate as a breach of a covenant or conditions against alienation or give rise to forfeiture.

Ch. 8. No. 4. (6) For the purposes of this section "trust corporation" means the Public Trustee or a corporation either appointed by the Court in any particular case to be a trustee or authorised by rules made under section 15 of the Public Trustee Ordinance to act as custodian trustee.

Passed in Council this twenty-sixth day of October, in the year of Our Lord one thousand nine hundred and forty-five.

W. J. BOOS,
Clerk of the Council.