# 162.

E-FORM

P.6, r.3, r.46 FJ(P)R 2024

## Originating Application for Probate Pursuant to the Probate and Administration Act 1934

**IN THE FAMILY JUSTICE COURTS OF THE REPUBLIC OF SINGAPORE**

HCF/FC/P. No. [number/year]

Date of filing: [date]

[Applicant’s Name]

[ID no.]

 … Applicant

**ORIGINATING APPLICATION FOR PROBATE**

**PURSUANT TO THE PROBATE AND ADMINISTRATION ACT 1934**

In the estate of [Name] (ID No. ), deceased

The Applicant applies for:

|  |  |
| --- | --- |
| No.  | Prayer  |
|  |  |

Issued by: Solicitor for the applicant

[Name, address, email address and telephone number of solicitor]

(Seal of the Court and signature of the Registrar)

**PARTICULARS OF APPLICATION**

(*a*) *For Probate*.

**(A) Particulars of Deceased:**

The particulars of the Deceased are as follows:

1. Name:
2. ID Number:
3. Address:
4. Date of Death:
5. Place of Death:
6. Domicile:
7. Gender:

**(B) Particulars of Applicant(s):**

The particulars of the Applicant(s) are as follows:

1. Name:

ID Number:

Address:

Gender:

**(C) General Details:**

The Applicant(s) state(s) as follows:

1. A certified true copy of the original last Will and Testament (with Codicil annexed) of the deceased is filed with this application.
2. The Applicant is the sole executor (or one of the executors) named in the Will.
3. The application for a grant is filed within 6 months from the death of the deceased./The application for a grant is filed after the lapse of 6 months from the death of the deceased. [State reasons for the delay.]

**(D) Particulars of Executor(s) (other than Applicant(s)):**

The particulars of the executor(s) other than the Applicant(s) are as follows:

1. Name:

Status:

Date of Renunciation/Death:

**(E) Any Other Relevant Information in Support of the Originating Application**

1. [The Applicant is not an undischarged bankrupt. /

The Applicant is an undischarged bankrupt.

Details of permission of court to act as personal representative: [state details of the relevant order of court]”.

1. [State any other relevant information, if any]

*(\* Please delete as appropriate.)*

(*b*) *For Administration*.

**(A) Particulars of Deceased:**

The particulars of the deceased are as follows:

1. Name:
2. ID Number:
3. Address:
4. Date of Death:
5. Place of Death:
6. Domicile:
7. Nationality: (1)
8. Religion: (2)
9. Marital Status: (3)
10. Gender:

**(B) Particulars of Applicant(s):**

The particulars of the Applicant(s) are as follows:

1. Name:

ID Number:

Address:

Gender:

Relationship to the Deceased/Capacity: (4)

**(C) General Details:**

The Applicant(s) state(s) as follows:

1. The application for a grant is filed within 6 months from the death of the deceased. / The application for a grant is filed after the lapse of 6 months from the death of the deceased. [State reasons for the delay.]

**(D) Particulars of Beneficiaries:**

The beneficiaries of the estate are as follows:

1. Name: (5)

Gender:

Age or Date of Birth:

Relationship to the Deceased:

[There are no beneficiaries who lack capacity within the meaning of the Mental Capacity Act 2008./ Beneficiary lacks capacity within the meaning of the Mental Capacity Act 2008.\*]

*(\* Please delete as appropriate.)*

**(E) Particulars of Spouse and Other Next-of-kin who are Deceased:**

The spouse or next-of–kin who are deceased are as follows:

1. Name:

Gender:

 Date of Death:

 Relationship to the Deceased:

**(F) Particulars of the Person(s) with Prior/Equal Rights:**

The following persons have prior right to the Applicant or an equal right to a grant but the rights have been cleared off in the manner stated:

1. Name:

Manner of clearing off:

Date of clearing off:

**(G) Particulars of Minor(s):**

There is no minority interest in the estate. / There are minority interests in the estate as follows\*:

1. Name: (6)

 Share Entitlement:

**(H) Particulars of Co-Administrator(s):**

The Applicant applies for the following person to be appointed co-administrator of the estate of the deceased:

1. Name:
2. ID Number:
3. Address:
4. Gender:
5. Relationship to the Deceased: (7)

The consent in writing of the said [name of co-administrator] to be appointed is filed with this application.

**(I) Any Other Relevant Information in Support of the Originating Application**

1. [The Applicant is not an undischarged bankrupt. /

The Co-administrator is not an undischarged bankrupt. /

The Applicant / Co-administrator is an undischarged bankrupt.

Details of permission of court to act as personal representative: [state details of the relevant order of court]”.

1. [State any other relevant information, if any]

*(\* Please delete as appropriate.)*

 (*c*) *Administration with Will*.

In addition to Section C in (b) above, state -

1. A certified true copy of the original last Will and Testament (with Codicil annexed) of the deceased is filed with this application.
2. The Testator did not in the Will name any executor. / The executors named in the Will have died. / The executors named in the Will have renounced probate and execution of the Will. / The testator did not in the Will name any residuary legatee.\*

*(\* Please delete as appropriate.)*

 (*d*) *For Administration — Unadministered estate*.

Insert the following additional section to (b) above –

**Particulars of Administrator/Executor in Previous Grant:**

A grant of Probate/Letters of Administration of the estate of the said deceased was granted to the following person(s) but the person(s) died leaving (part of) the estate unadministered:

Name:

Capacity:

Date of Death:

Previous Probate Case No:

Date of Grant:

Grant Issued By:

(*e*) *Administration by a trust company*.

Proceed as in (*b*) above but replace Section B with the following –

**(B) Particulars of Applicant(s):**

The particulars of the Applicant(s) are as follows:

Name:

UEN:

Registered Office Address:

Name of Authorised Officer:

ID Number of Authorised Officer:

The Applicant is a Trust Company licensed under the Trust Companies Act 2005. The Applicant company by a resolution of their board of directors have authorised the abovenamed officer to file this Originating Application and to make, swear and sign the Affidavit in support of the Originating Application on their behalf. A copy of the resolution of the Applicant company is filed with this application.

The Applicant company has been authorised in writing by [name], the [relationship and capacity] to apply for Letters of Administration of the estate of the deceased. The written authorisation is filed with this application.

*Note:*

In an application for probate where there is one executor or executrix only named in the Will, he or she should be described as the sole executor or the sole executrix and in an application for Letters of Administration all persons entitled to any part of the estate should be disclosed.

At —

1. State country e.g. Singapore, Malaysia.
2. Religion e.g. Christian, Buddhist, Hindu, Muslim (if a Muslim state Mazhab to which he belonged).
3. A widower, widow, spinster or bachelor.
4. Please refer to Paragraph [Part 24, Paragraph X2] of these Practice Directions for the descriptions
5. His only or one of the lawful widows (or her lawful husband) and state the next-of-kin (in case of children state name, gender, and age or date of birth).
6. Set out the minority or life interest stating the name and interest of each minor entitled.
7. State relationship, if any, to deceased.

 (*f*) *For Resealing in the Family Division*

**(A) Particulars of Deceased:**

The particulars of the Deceased are as follows:

1. Name:
2. ID Number:
3. Address:
4. Date of Death:
5. Domicile:
6. Marital Status:
7. Gender:

**(B) Particulars of Applicant(s):**

The particulars of the Applicant(s) are as follows:

1. Name:

ID Number:
Address:

 Gender:
 Filing Capacity:

(Add the following paragraph if the applicant is an attorney –

“The Applicants have been duly authorised to make this application. The Power of Attorney has been deposited in the Supreme Court under the provisions of section 48 of the Conveyancing and Law of Property Act 1886 and a certified true copy is filed with this application. The details of the Power of Attorney are as follows:

Donor’s Name:

Date of Power of Attorney:

Entered No. of Power of Attorney: )

**(C) Particulars of Foreign Grant & Original Grantee(s):**

The particulars of Foreign Grant and Original Grantee(s) are as follows:

1. Nature of Foreign Grant:

2. Foreign Grant Description: [Select one of the following -

|  |  |
| --- | --- |
|  | The said deceased died intestate and Letters of Administration of the estate and effects, of which a true copy is filed with this application, were duly granted to the said original grantee(s) by the foreign court. |
| Or | The said deceased duly executed his/her last Will and Testament dated [date], and Probate, of which a true copy is filed with this application, was duly granted to the said original grantee(s) by the foreign court. |
| Or | The said deceased duly executed his/her Last Will and Testament dated [date], and Letters of Administration with such Will and Testament annexed, of which Letters and Will a true copy is filed with this application, was duly granted to the said original grantee(s) by the foreign court. |

3. Foreign Court:

4. Original Grantee:

5. Date of Grant:

**(D) Other Details:**

1. The said deceased [did not reside or did not carry][resided or carried] on business in Singapore within 12 months prior to [his / her] death.

2. The Applicant(s) are aware that there are [or no] debts due from the estate of the deceased to creditors residing in Singapore.

**(E) The Deceased died possessed of properties in Singapore, namely:**

1. [Description of Property]

(*g*) *Probate as in (a) above, for remaining executor(s) where more than one executor.*

In addition to Section C in (a) above, state -

Probate of the estate and effects of the said deceased was granted on [date of grant], to [name of executor] as [one / two / three] of the executors named in the said Will in [previous probate case number] power being reserved of making the like grant to [name of other executor] the other executor(s) named in the said Will. (A certified true copy of the grant is filed with this application.)