

CHAPTER 3

ADMINISTRATION (REAL ESTATE)

ARRANGEMENT OF SECTIONS

1. In case of intestacy real estate to be administered as personal estate.
2. in granting administration court to have regard to heir-at-law.
3. Short title.

CHAPTER 3

ADMINISTRATION (REAL ESTATE) CRS 1979 Cap. 2

A Law relating to Administration of Real Estate in the case of Intestacy.

17th May, 1971

In case of intestacy real estate to be administered as personal estate

1. (1) When a person dies intestate leaving any real property of whatsoever nature of which the intestate might have disposed of by will, such real property shall for the purposes of administration be deemed to be part of the personal estate of the said intestate and shall be administered accordingly.

(2) The real property, the succession to which cannot be affected by customary law shall by testamentary disposition descend in accordance with the provisions of such customary law despite anything contrary contained herein.

(3) The real estate shall not be administered unless the administrator shows to the satisfaction of the court that the personal estate is insufficient to pay the intestate's debts and the expenses of his funeral, and of taking of administration.
2. When a person dies intestate possessed of real estate, the court to court shall, in granting letters of administration, have regard to the rights and interests of persons interested in his real estate, and his heir-at-law if not one of the next of kin, shall be equally entitled to the grant with the next of kin.

Short title

3. This Law may be cited as the Administration (Real Estate) Law.

SUBSIDIARY LEGISLATION

No subsidiary legislation