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STATUTORY INSTRUMENTS

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**1979 No. 1575**

**Administration of Estates (Northern Ireland) Order 1979**

**PART III**

**POWERS AND PROCEDURE OF COURTS**

*Other powers of courts*

**Power of High Court to order sale of land where there is a Crown interest**

**22.**—(1) Where in any proceeding in the High Court it appears to the Court that Her Majesty is entitled in right of the Crown to any estate in land derived from the estate of a deceased person, the Court may, on the application or with the consent of the Treasury Solicitor or a person nominated by the Treasury Solicitor, order that estate in land or the land itself to be sold.

(2) On a sale in pursuance of an order under paragraph (1)—

- (a) section 47 of the Trustee Act (Northern Ireland) 1958 (power of court to make vesting order consequential on order for sale) shall apply; and
- (b) such portion of the net proceeds of sale (that is to say, the price received for the land less the expenses of sale) as represents Her Majesty's estate—
  - (i) shall be paid to the Treasury Solicitor and dealt with in accordance with section 4 of the Treasury Solicitor Act 1876, or
  - (ii) where the order was made on the application or with the consent of a person nominated by the Treasury Solicitor, shall be paid to that person and dealt with by him in accordance with any directions in writing given to him by the Treasury Solicitor.

**Changes to legislation:**

There are currently no known outstanding effects for the Administration of Estates (Northern Ireland) Order 1979, Section 22.