



# Administration of Justice Act 1985

## 1985 CHAPTER 61

### PART IV

#### THE SUPREME COURT AND COUNTY COURTS

##### *Proceedings relating to estates of deceased persons and trusts*

#### **51 Amendments relating to jurisdiction of county courts and district probate registrars in probate proceedings.**

(1) For section 32 of the <sup>M1</sup>County Courts Act 1984 there shall be substituted—

##### **“32 Contentious probate jurisdiction.**

(1) Where—

- (a) an application for the grant or revocation of probate or administration has been made through the principal registry of the Family Division or a district probate registry under section 105 of the Supreme Court Act 1981; and
- (b) it is shown to the satisfaction of a county court that the value at the date of the death of the deceased of his net estate does not exceed the county court limit,

the county court shall have the jurisdiction of the High Court in respect of any contentious matter arising in connection with the grant or revocation.

(2) In subsection (1) “net estate”, in relation to a deceased person, means the estate of that person exclusive of any property he was possessed of or entitled to as a trustee and not beneficially, and after making allowances for funeral expenses and for debts and liabilities.”.

(2) In section 106 of the <sup>M2</sup>Supreme Court Act 1981 (grants by district probate registrars), subsections (2) to (4) shall be omitted.

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*Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1985, Section 51. (See end of Document for details)*

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**Marginal Citations**

**M1** 1984 c. 28.

**M2** 1981 c. 54.

**Status:**

Point in time view as at 01/02/1991. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Administration of Justice Act 1985, Section 51.