

## SCHEDULE 1

### Commencement Information

**II** Sch. 1 in force at 26.4.1999, see [Signature](#)

## RSC ORDER 44

### PROCEEDINGS UNDER JUDGMENTS AND ORDERS: CHANCERY DIVISION

#### Examination of claims

**Rule 6.**—(1) Where an account of debts or other liabilities of the estate of a deceased person has been directed, such party as the Court may direct must—

- (a) examine the claims of persons claiming to be creditors of the estate;
- (b) determine, so far as he is able, to which of such claims the estate is liable; and
- (c) at least seven clear days before the time appointed for adjudicating on claims, make a witness statement or affidavit stating his findings and his reasons for them and listing all the other debts of the deceased which are or may still be due.

(2) Where an inquiry for next of kin or other unascertained claimants has been directed, such party as the Court may direct must—

- (a) examine the claims;
- (b) determine, so far as he is able, which of them are valid; and
- (c) at least seven clear days before the time appointed for adjudicating on claims, make a witness statement or affidavit stating his findings and his reasons for them.

(3) If the personal representatives or trustees concerned are not the parties directed by the Court to examine claims, they must join with the party directed to examine them in making the witness statement or affidavit required by this rule.

**Status:**

Point in time view as at 26/04/1999. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Paragraph Rule 6.