

**SOUTH AUSTRALIA
IN THE SUPREME COURT
TESTAMENTARY CAUSES JURISDICTION**

In the Estate of A.B. deceased

I [full name, address and occupation of deponent] SWEAR ON OATH/DO TRULY AND SOLEMNLY AFFIRM [delete whichever is inapplicable] THAT:

- 1 I believe the paper writing [or if more than one testamentary document, paper writings] now produced to and marked by me to contain a true and correct copy of the last will and testament [and codicil *or as the case may be*] ("the will") of A.B. late of [address] deceased ("the deceased") the same being contained in the probate [or exemplification of the probate] [or office copy of the probate (*see section 30 of the Act*)], thereof who died at on 20... aged years.
- 2 Probate of the will was granted by the Court on 20... to C.D. of [address] son of the deceased [or other relationship to the deceased] an executor as described in the will leave then having been reserved for me to apply for probate.
- 3 I am a son of the deceased [or as the case may be] and an executor as described in the will.
- 4 I will:
 - (a) collect, get in and administer according to law the estate of the deceased;
 - (b) if required to do so by the Court, produce to the Court a full statement and account of my administration of the estate;
 - (c) if required to do so by the Court, deliver up to the Court the grant of double probate.
- 5 The deceased died possessed of assets in the State of South Australia remaining unadministered [where the deceased died before 1 July 1987, add: as disclosed in the annexed inventory and annex Form 54].

Sworn/Affirmed [delete whichever is inapplicable]

by the abovenamed deponent

at [*place*]

on [*date*]

.....

(*signature of deponent*)

before me

.....

(*signature of attesting witness*)[*print name of witness*]

[*print title of attesting witness*]

[*ID number of witness*]

Notes

- 1 The oath must clear off other persons having a prior entitlement to the grant – see rule 33.
- 2 Where the deceased has died on or after the 1 July 1987, the applicant(s) for the grant of double probate must lodge with the application an affidavit in Form 55 disclosing all the unadministered assets and liabilities known to the applicant(s) at the time of making the application (see rule 8(1)).