

PRACTICE NOTE 9 of 2018 – Citations

This Practice Note is issued on 16 November 2018 under Rules 4A, 5(8), 5(11) and 5(12) and takes effect on 26 November 2018

Unless otherwise ordered or directed:

1. Compliance with Rule 53(1) is dispensed with.
2. Any citation must be issued using the CourtSA online form in the CourtSA case in which the caveat was entered.
3. Compliance with Rule 53(4) is dispensed with.
4. Every citation must be served personally by leaving a printed copy of the citation with the person cited unless:
 - (a) the person cited has agreed to an electronic form of service; or
 - (b) the Court or the Registrar, on cause shown by affidavit, directs some other mode of service, which may include notice by advertisement.
5. The requirement for an appearance to a citation to be in Form 62 is dispensed with. Appearances may be entered using the CourtSA online form.
6. Citations to accept or refuse a grant and citations to propound will no longer be issued. In their place a citation to apply for a grant may be issued using the CourtSA online form. The provisions of Rules 54 and 55, subject to the operation of any Practice Note, continue to apply *mutatis mutandi*.
7. Rule 56(1) will only be applied in respect to grants issued before 26 November 2018. There is no need for a citation to bring in a grant that has been issued in CourtSA.

Registrar of Probates