

AFFIDAVIT AS TO ALIAS – WILL

SUPREME COURT OF SOUTH AUSTRALIA
TESTAMENTARY CAUSES JURISDICTION

In the Estate of **[FULL NAME OF DECEASED AS DESCRIBED IN
THE HEADING OF THE WILL]** otherwise **[OTHER NAME OF
DECEASED AS JUSTIFIED]** (Deceased)

I, *[full name, address and occupation of deponent]*, *[swear on oath / do truly and solemnly affirm]* that:

- 1 *[Name of deceased as described in the heading of the will]* otherwise *[other name of the deceased as justified]* late of *[address]* deceased (“the deceased”) died at *[suburb]* *[postcode]* on *[date]* having made and duly executed their last will and testament dated *[date]* (“the will”) of which I was appointed *[the executor / one of the executors / or as the case may be]*.
- 2 The deceased is described in the heading to the will as *[name of deceased as described in the heading of the will]*.

OPTION 1

[If the deceased’s name is misspelt, imperfect, or incomplete in the heading of the will]

- 3 *Establish the true and correct name of the deceased. For example:*

The name of the deceased that is recorded on their birth certificate was *[full name published on the birth certificate of the deceased]* a true copy of the Birth Certificate of the deceased is annexed and marked “A” *(or as the case may be).*

The name of the deceased recorded on their current passport was *[full name of the deceased published on the passport]* a true copy of the passport of the deceased is annexed and marked “B” *(or as the case may be).*

- 4 In the aforesaid circumstances it is requested that the grant of probate of the will of the deceased issue in the names of *[full name of deceased as described in the heading of the will]* otherwise *[full name of deceased as justified above]* deceased.

OPTION 2

[If an otherwise name is required to administer the estate of the deceased]

- 3 *Establish an asset being held by the deceased in another name. For example:*

The deceased is registered in the name of *[full name as published on the Certificate of Title]* as the proprietor of an estate in fee simple in the whole of the land *(or as the case may be)* comprised in Certificate of Title Register Book Volume *[number]* Folio *[number]*. A true copy of the Certificate of Title is annexed and marked “A” *(or as the case may be).*

At the date of death of the deceased the amount of *[\$insert amount]* was standing in credit in account number *[number]* at *[name of bank]* in the name of *[full name as*

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described on the bank statement or provided by the bank], a true copy of a letter from the bank is annexed and marked "B" (or as the case may be).

- 4 In the aforesaid circumstances it is requested the grant of probate of the will of the deceased issue in the names of *[full name of deceased as described in the heading of the will]* otherwise *[full name of deceased as justified above]* deceased.

[Sworn / Affirmed] by the abovenamed deponent at *[place and postcode]* on *[date]*.

.....
[signature of deponent]

before me

.....
[signature of authorised witness]
[print name of witness]
[print title of authorised witness]
[ID number of witness]

Note

- 1 If the circumstances require correction of the name of the deceased and disclosure of an asset in a different name to the full true name of the deceased, then the affidavit will require the depositions contained in both Option 1 and Option 2 to be included in the affidavit.