

**For Reference Only**

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FORM NO. F4.1

Ex-parte Application<sup>1</sup>

under Rule 29(c)

IN THE HIGH COURT OF THE  
HONG KONG SPECIAL ADMINISTRATIVE REGION  
COURT OF FIRST INSTANCE

IN THE ESTATE of (name) late of (address),  
(marital status), deceased (“the Deceased”)

and

IN THE MATTER of Rule 29(c) of the  
Non-Contentious Probate Rules (Cap.10A)

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I, A.B., (occupation), of (address), do hereby \*[solemnly and sincerely affirm] [make oath] and say as follows:

1. The Deceased died intestate at (place of death) on (date of death) at the age of ..... years and domiciled in .....

\*2. The following person is the only person entitled to \*his/her estate:

| <u>Name</u> | <u>Relation</u> | <u>Age</u> |
|-------------|-----------------|------------|
|-------------|-----------------|------------|

A.B.

\*2. The following persons are the only persons entitled to share in \*his/her estate:

| <u>Name</u> | <u>Relation</u> | <u>Age</u> |
|-------------|-----------------|------------|
|-------------|-----------------|------------|

A.B.

C.D.

3. No grant of representation of the estate of the Deceased has been issued by the court in (the Deceased’s place of domicile) since the deceased left no property there.

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4. As stated in an \*affirmation/affidavit of law dated ..... \*affirmed/sworn by (name), an attorney-at-law in the court of ....., A.B. (relation) is \*[the only person entitled to] [the only person now entitled to] [one of the persons entitled to share in] the estate of the Deceased according to the law where the Deceased died domiciled. I am the proper person that the Registrar should issue the grant to me because (please state the reasons).
5. The Deceased died possessed of property situate in Hong Kong. The principal value of the estate amounts to \$.....
6. \*[No minority interest] [Minority interest<sup>3</sup>] arises under the intestacy.
7. \*[No life interest] [Life interest<sup>3</sup>] arises under the intestacy.
8. I now respectfully request this Honourable Court for an order under rule 29(c) of the Non-Contentious Probate Rules (Cap.10A) that a grant of letters of administration of the estate of the Deceased in Hong Kong be issued to A.B. (relation), being \*[the only person entitled to] [the only person now entitled to] [one of the persons entitled to share in] the estate of the Deceased by the law of the place where the Deceased died domiciled.

AFFIRMED/SWORN, etc. (see Form No. F2.1)

### **Notes:**

- (1) This form is for application by a person for an order under rule 29(c) of the Non-Contentious Probate Rules (Cap10A) leading to a grant.
- (2) \*Delete or adapt as appropriate.
- (3) If minority/life interest arises under the intestacy, the application shall be made in compliance with section 25 of the Probate and Administration Ordinance (Cap.10) that a co-administrator/co-administratrix is required.
- (4) The application for grant may be filed at the same time when this ex-parte application is made.