

## RULES OF THE CENTRAL COURT (PROBATE AND ADMINISTRATION).<sup>(1)</sup>

1. Rules 124 to 128, inclusive, of the Rules of Civil Procedure<sup>(2)</sup> of the Central Court,<sup>(3)</sup> made on the twenty-third day of September, 1889, are, so far as they relate to the estates of persons dying after the commencement of the *Probate and Administration Ordinance*, 1913,<sup>(4)</sup> hereby repealed.

2. All applications for Probate or Letters of Administration, with or without the Will annexed, and for Orders to the Curator to administer under the said Ordinance, shall be made to a Judge of the Central Court.<sup>(3)</sup>

3. Subject to these Rules, the practice and procedure of the Central Court<sup>(3)</sup> under the last-mentioned Ordinance shall, as nearly as circumstances will admit of, be in accordance with the practice and procedure of the Supreme Court of the State of Queensland as regulated by the Rules<sup>(5)</sup> of such last-mentioned Court for the time being.

Provided in all cases that any practice or procedure as last aforesaid can be followed and applied without contravening any Ordinance, rule, or regulation of the Territory.

(1) Particulars of these Rules are as follows:—

| Ordinance under which made.                              | Date on which made by Chief Judicial Officer. | Date on which published in Papua Govt. Gaz. | Date on which took effect.                          |
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| <i>Probate and Administration Ordinance</i> , 1913-1940. | 5. 5. 1914                                    | 4. 6. 1914                                  | 4. 6. 1914 ( <i>Papua Govt. Gaz.</i> of 4. 6. 1914) |

(2) Printed on p. 599.

(3) See Section 19(2) of the *Ordinance Interpretation Ordinance*, 1911-1940.

(4) Now the *Probate and Administration Ordinance*, 1913-1940.

(5) *The Rules of the Supreme Court* (Queensland) are not printed in this Annotated Reprint, but may be found in *The Public Acts of Queensland (Reprint)* 1828-1936, Vol. VII., p. 123. A Table showing particulars of amendments to *The Rules of the Supreme Court* (Queensland) between 1937 and 1943 is printed in *The Queensland Statutes* 1943, p. 365.