

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,  
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,  
Sydney, 24 March, 1960.

## New South Wales



ANNO NONO

## ELIZABETHÆ II REGINÆ

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Act No.       , 1960.

An Act to amend the law relating to the administration of estates by the public trustee; for this and other purposes to amend the Public Trustee Act, 1913, and certain other Acts; and for purposes connected therewith.

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Public Trustee (Amendment) Act, 1960."

Short title  
and  
citation.



*Public Trustee (Amendment).*

(2) The Public Trustee Act, 1913, as amended by subsequent Acts and by this Act, may be cited as the Public Trustee Act, 1913-1960.

2. (1) The Public Trustee Act, 1913, as amended by 5 subsequent Acts, is amended— Amendment of Act No. 19, 1913.

(a) (i) by inserting in subsection two of section six Sec. 6. after the words "is made to" the words "(Appointment, powers, and duties of deputy public trustees.) or any notice or document is required or authorised to be served on,";

10 (ii) by inserting in the same subsection after the words "extend to" the words "or the notice or document may be served on";

(b) by inserting next after paragraph (vi) of subsection Sec. 12. one of section twelve the following new para- (General powers and duties.) graph :—

15 (vii) as a receiver of any other property.

(c) by omitting subsection one of section eighteen and Sec. 18. by inserting in lieu thereof the following sub- (Grant of probate or administration to public trustee.) sections :—

20 (1) The court may grant probate or letters of administration of any will or estate to the public trustee by that name.

(1A) (a) Where the public trustee applies for letters of administration of the estate of any person, 25 domiciled in New South Wales or elsewhere, who died, either before or after the commencement of the Public Trustee (Amendment) Act, 1960, intestate, leaving property in New South Wales, and letters of administration of that deceased person's estate—

30 (i) have not been granted to any person; or

(ii)



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*Public Trustee (Amendment).*

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5 (ii) have been granted to some person other than the public trustee and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

10 the public trustee shall, subject to paragraph (b) of this subsection, be entitled as of right to a grant of letters of administration of the estate of that deceased person.

15 An application by the public trustee for letters of administration of any such deceased person's estate shall, subject to this subsection, be made in accordance with the provisions of the Principal Act and the rules of court made thereunder.

(b) Where letters of administration of any such deceased person's estate—

20 (i) have not been granted to any person; or  
(ii) have been granted to some person and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

25 and the public trustee and some other person severally apply for letters of administration of the estate the court may grant letters of administration of the estate to the public trustee or that other person, as the court thinks fit.

30 (c) Where the public trustee applies for letters of administration of any such deceased person's estate it shall not be necessary for him to cite any person or to obtain or file the consent of any person to such letters of administration being granted to the public trustee, and the court shall not  
35 require the public trustee to cite any person or obtain or file any such consent.

(d)



*Public Trustee (Amendment).*

(d) Nothing in this subsection requires the consent or citation of the public trustee to the grant of letters of administration to any other person.

- 5 (d) (i) by omitting from subsections one, two and (3A) of section 18A the words "six hundred pounds" wherever occurring and by inserting in lieu thereof the words "two thousand pounds"; Sec. 18A. (Election by public trustee to administer.)
- 10 (ii) by omitting from subsection five of the same section the words "one thousand pounds" and by inserting in lieu thereof the words "three thousand pounds";
- 15 (e) by omitting from subsection one of section thirty-three the words "two hundred pounds" and by inserting in lieu thereof the words "five hundred pounds"; Sec. 33. (Payment to widow.)
- 20 (f) (i) by omitting from section thirty-four the words "and such moneys do not exceed five hundred pounds"; Sec. 34. (Maintenance, etc., of infant or incapable person—moneys not exceeding £500.)
- 25 (ii) by inserting at the end of the same section the following new paragraph:—
- 30 The public trustee may at any time and from time to time request a judge of the Supreme Court to give him directions as to the administration of any such moneys or to vary directions which may already have been given in regard thereto, or to determine any matter relating thereto, and any direction or determination of the judge shall, if given effect to by the public trustee, exonerate him from any claim or demand by any person whomsoever.
- 35 (g) (i) by omitting from subsection one of section 34B the words "to which this subsection applies"; Sec. 34B. (Dispute by public trustee of any claim.)
- (ii) by omitting from the same subsection the words "six months" and by inserting in lieu thereof the words "three months";
- (iii) by omitting subsection two of the same section;
- (h)



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*Public Trustee (Amendment).*

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- 5 (h) by omitting from paragraphs (n), (o) and (p) of Sec. 35. subsection two of section thirty-five the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds".

(2) The amendment made by paragraph (e) of subsection one of this section shall apply to and in respect of intestate estates of persons who died before as well as of persons who die after the commencement of this Act.

[9d.]

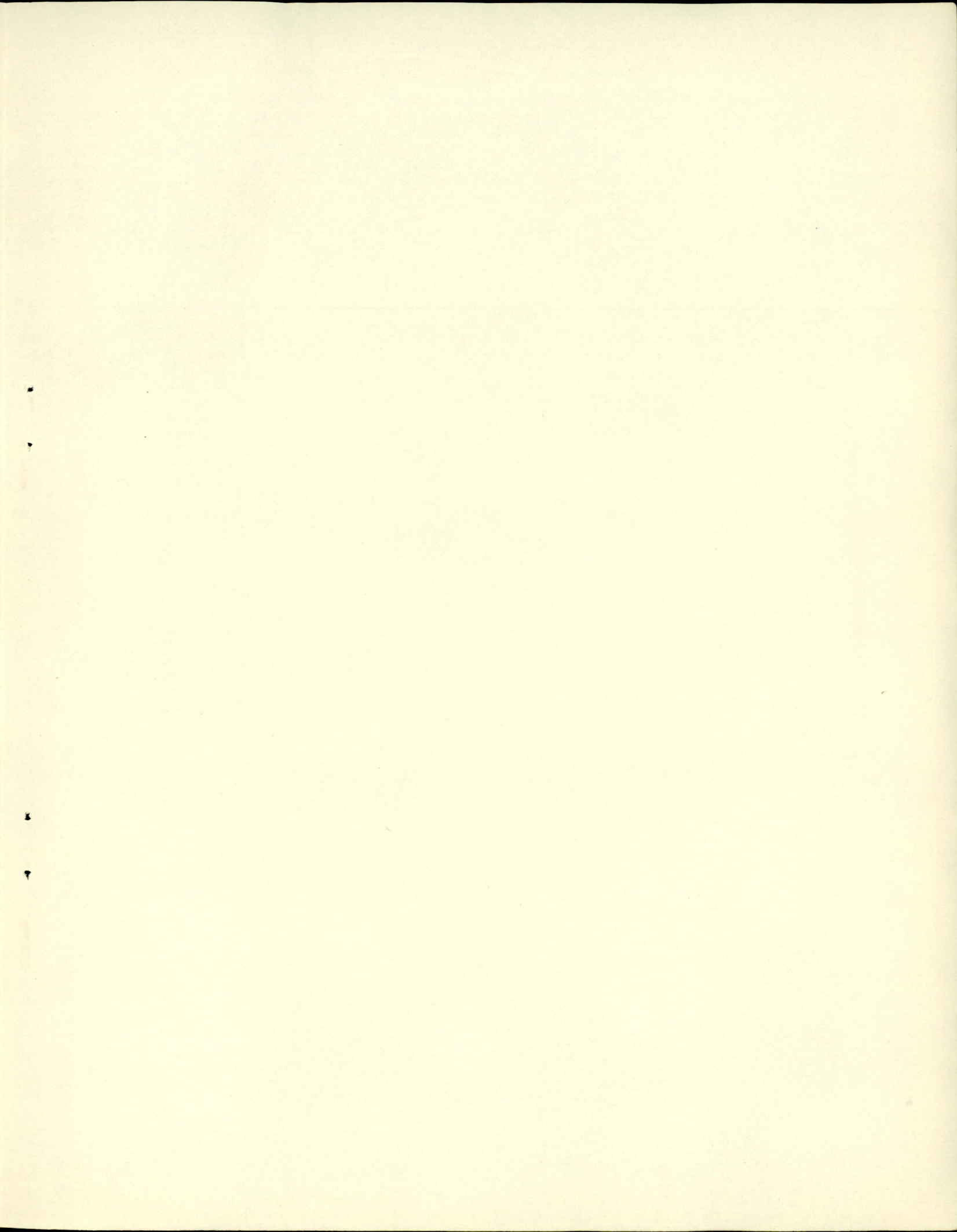


Section 1 (b) (1)

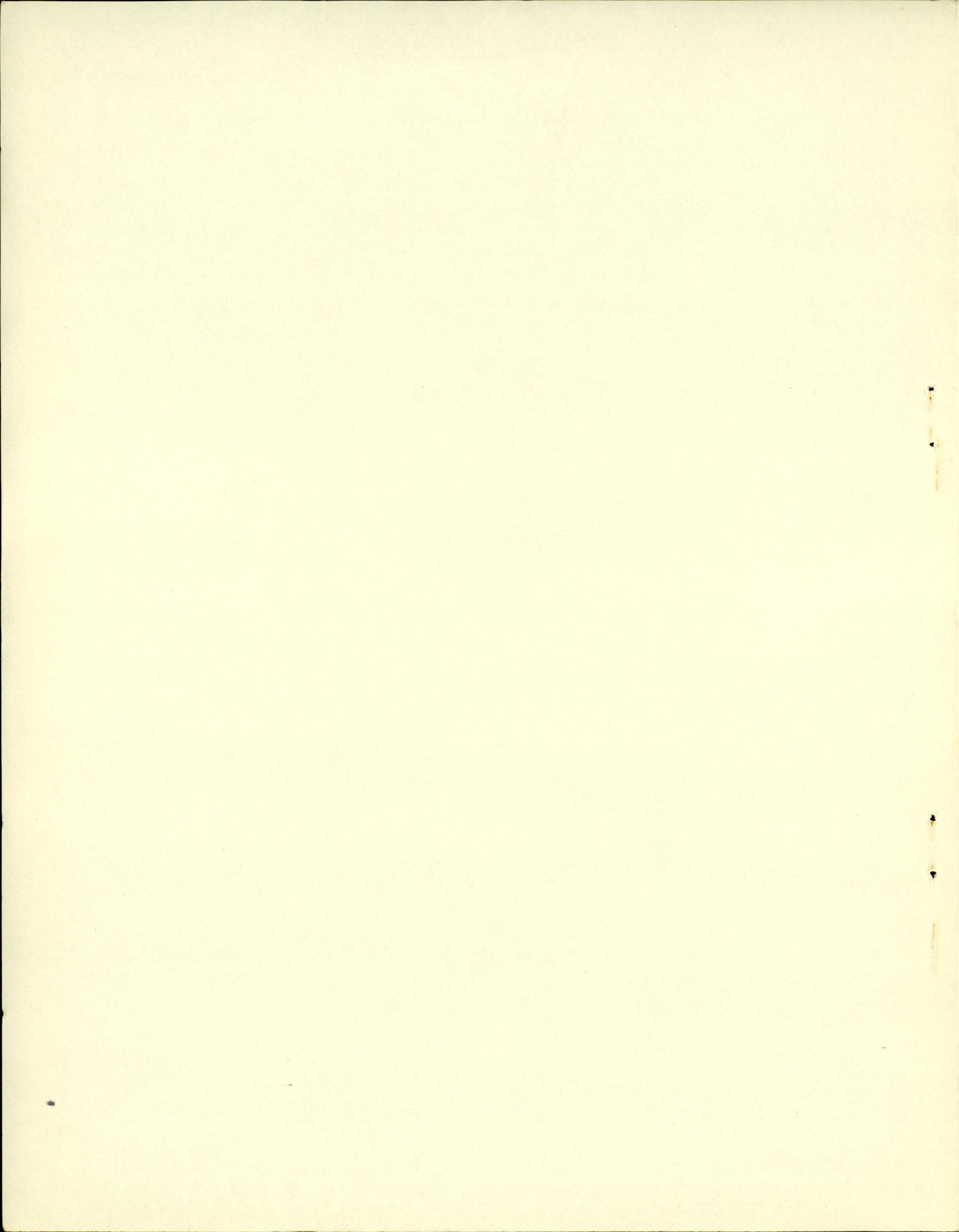
The words "and" and "or" shall mean, respectively, the words "and" and "or" as used in the English language, and by the words "and" and "or" as used in the English language, and by the words "and" and "or" as used in the English language.

The provisions of this Act shall apply to and in respect of the persons and property mentioned in this Act, and to the extent of the provisions of this Act.











No. , 1960.

# A BILL

To amend the law relating to the administration of estates by the public trustee; for this and other purposes to amend the Public Trustee Act, 1913, and certain other Acts; and for purposes connected therewith.

[MR. MANNIX;—9 March, 1960.]

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Public Trustee (Amendment) Act, 1960." Short title and citation.



*Public Trustee (Amendment).*

(2) The Public Trustee Act, 1913, as amended by subsequent Acts and by this Act, may be cited as the Public Trustee Act, 1913-1960.

2. (1) The Public Trustee Act, 1913, as amended by 5 subsequent Acts, is amended— Amendment of Act No. 19, 1913.

(a) (i) by inserting in subsection two of section six Sec. 6.  
after the words "is made to" the words ", or (Appointment, powers, and duties of deputy public trustees.)  
any notice or document is required or  
authorised to be served on,";

10 (ii) by inserting in the same subsection after the words "extend to" the words "or the notice or document may be served on";

(b) by inserting next after paragraph (vi) of subsection Sec. 12.  
one of section twelve the following new para- (General powers and duties.)  
graph :—

15 (vii) as a receiver of any other property.

(c) by omitting subsection one of section eighteen and Sec. 18.  
by inserting in lieu thereof the following sub- (Grant of probate or administration to public trustee.)  
sections :—

20 (1) The court may grant probate or letters of administration of any will or estate to the public trustee by that name.

(1A) (a) Where the public trustee applies for letters of administration of the estate of any person, domiciled in New South Wales or elsewhere, who died, either before or after the commencement of the Public Trustee (Amendment) Act, 1960, intestate, leaving property in New South Wales, and letters of administration of that deceased person's estate—

25

(i) have not been granted to any person; or

30 (ii)



*Public Trustee (Amendment).*

5 (ii) have been granted to some person other than the public trustee and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

10 the public trustee shall, subject to paragraph (b) of this subsection, be entitled as of right to a grant of letters of administration of the estate of that deceased person.

15 An application by the public trustee for letters of administration of any such deceased person's estate shall, subject to this subsection, be made in accordance with the provisions of the Principal Act and the rules of court made thereunder.

(b) Where letters of administration of any such deceased person's estate—

20 (i) have not been granted to any person; or  
(ii) ~~have been granted to some person and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,~~

25 and the public trustee and some other person severally apply for letters of administration of the estate the court may grant letters of administration of the estate to the public trustee or that other person, as the court thinks fit.

30 (c) Where the public trustee applies for letters of administration of any such deceased person's estate it shall not be necessary for him to cite any person or to obtain or file the consent of any person to such letters of administration being granted to the public trustee, and the court shall not  
35 require the public trustee to cite any person or obtain or file any such consent.

(d)



*Public Trustee (Amendment).*

- (d) Nothing in this subsection requires the consent or citation of the public trustee to the grant of letters of administration to any other person.
- 5 (d) (i) by omitting from subsections one, two and (3A) of section 18A the words "six hundred pounds" wherever occurring and by inserting in lieu thereof the words "two thousand pounds"; Sec. 18A. (Election by public trustee to administer.)
- 10 (ii) by omitting from subsection five of the same section the words "one thousand pounds" and by inserting in lieu thereof the words "three thousand pounds";
- 15 (e) by omitting from subsection one of section thirty-three the words "two hundred pounds" and by inserting in lieu thereof the words "five hundred pounds"; Sec. 33. (Payment to widow.)
- 20 (f) (i) by omitting from section thirty-four the words "and such moneys do not exceed five hundred pounds"; Sec. 34. (Maintenance, etc., of infant or incapable person—moneys not exceeding £500.)
- 25 (ii) by inserting at the end of the same section the following new paragraph :—
- 30 The public trustee may at any time and from time to time request a judge of the Supreme Court to give him directions as to the administration of any such moneys or to vary directions which may already have been given in regard thereto, or to determine any matter relating thereto, and any direction or determination of the judge shall, if given effect to by the public trustee, exonerate him from any claim or demand by any person whomsoever.
- 35 (g) (i) by omitting from subsection one of section 34B the words "to which this subsection applies"; Sec. 34B. (Dispute by public trustee of any claim.)
- (ii) by omitting from the same subsection the words "six months" and by inserting in lieu thereof the words "three months";
- (iii) by omitting subsection two of the same section;
- (h)



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*Public Trustee (Amendment).*

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5 (h) by omitting from paragraphs (n), (o) and (p) of Sec. 35. subsection two of section thirty-five the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds". <sup>(General powers of public trustee.)</sup>

(2) The amendment made by paragraph (e) of subsection one of this section shall apply to and in respect of intestate estates of persons who died before as well as of persons who die after the commencement of this Act.

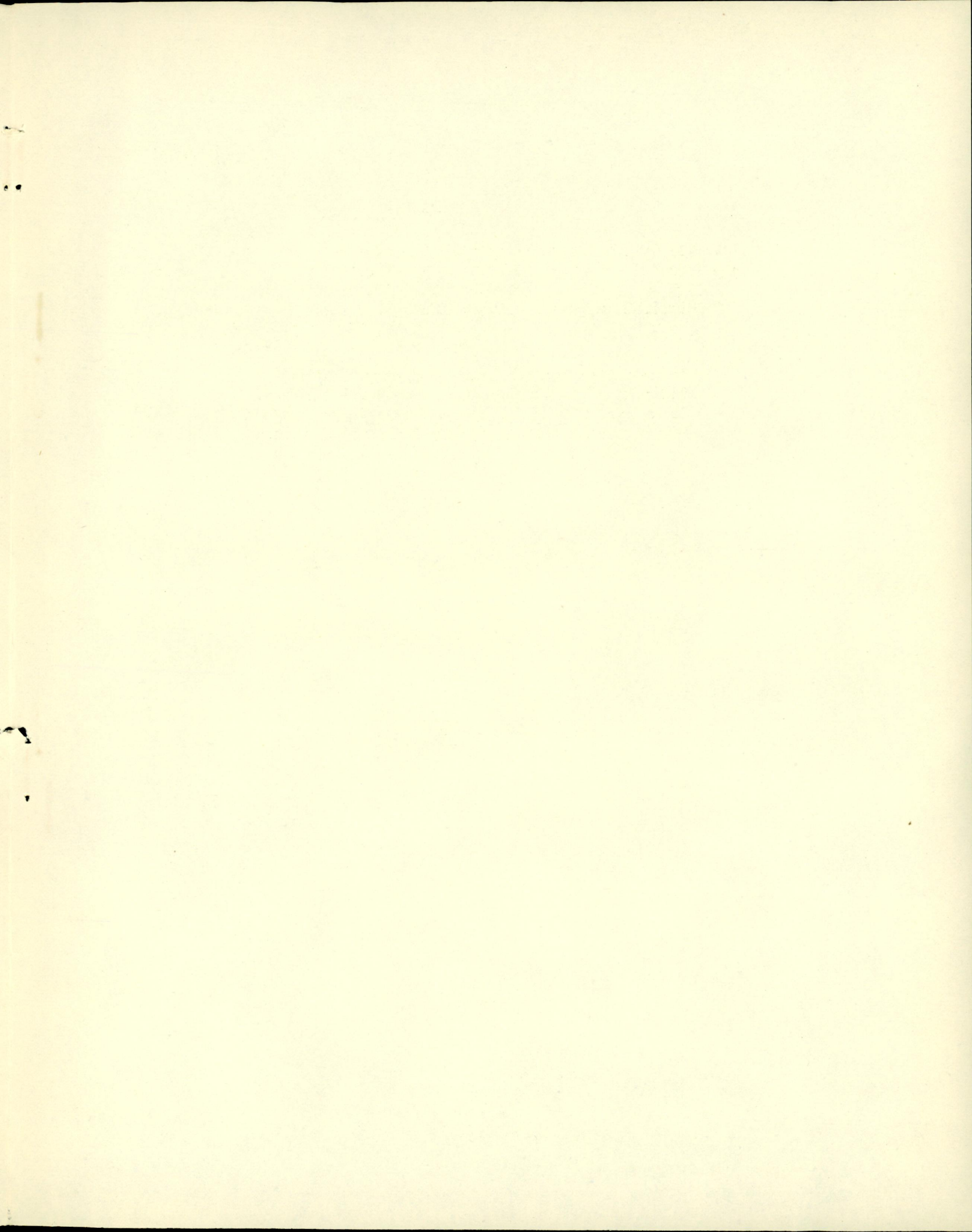


Public Trusts (Amendment)

(h) by omitting from paragraph (g), (o) and (p) of section 2 of this Act the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds";

(i) The amendments made by paragraph (e) of subsection one of this section shall apply to and in respect of interests of persons who died before as well as of persons who die after the commencement of this Act.











## PUBLIC TRUSTEE (AMENDMENT) BILL, 1960.

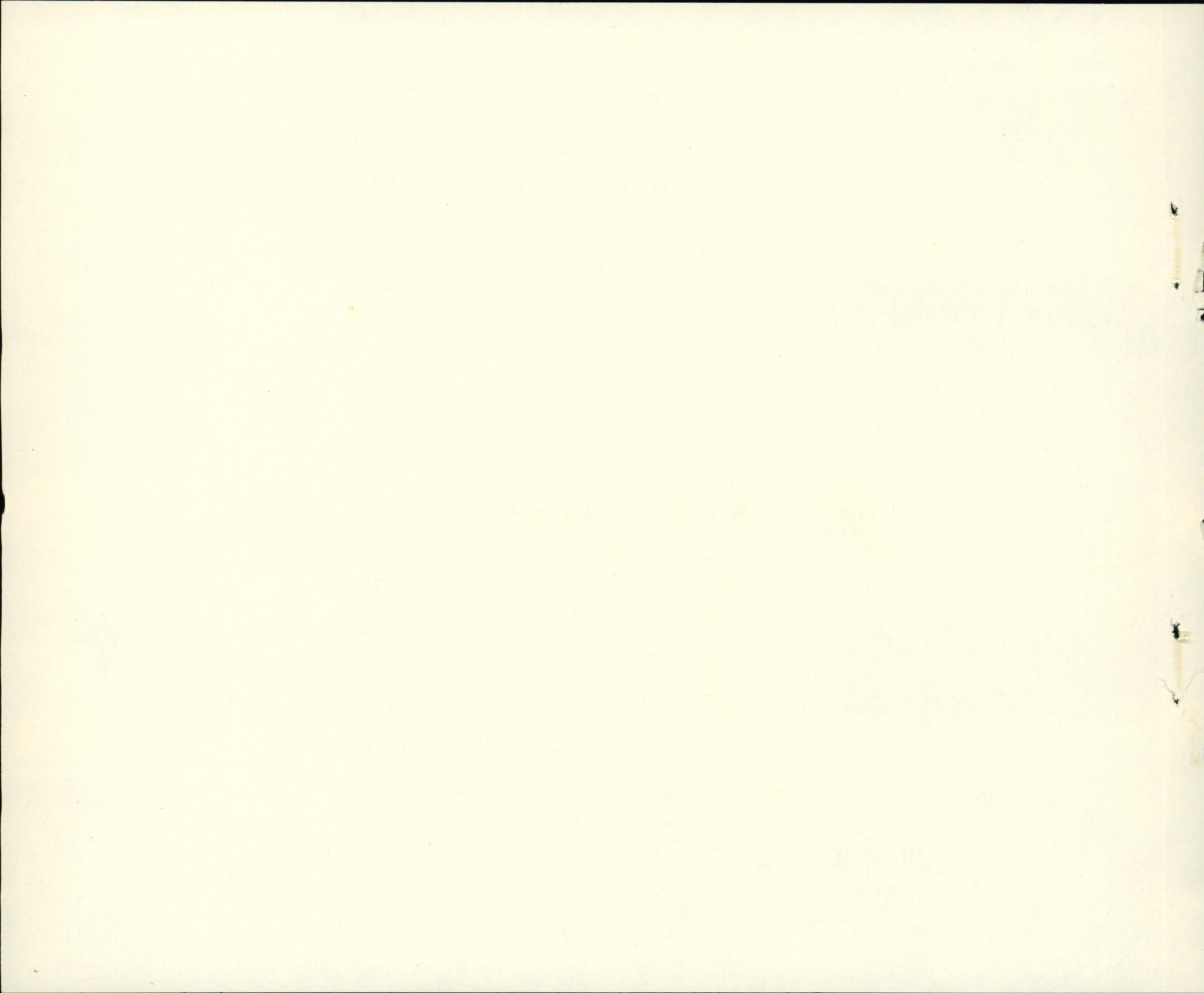
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### EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to enable any notice or document to be served on a deputy public trustee as well as the public trustee ;
- (b) to empower the public trustee to act as a receiver of any property ;
- (c) to entitle the public trustee to obtain as of right a grant of letters of administration of any intestate estate without obtaining the consents of the widow, widower or next of kin, unless the widow, widower or one of the next of kin apply for such letters of administration ;
- (d) to authorise the public trustee to file an election to administer estates of up to £2,000 in value, instead of £600 as at present ;
- (e) to authorise the public trustee to pay to a widow the whole or any part of an intestate estate of up to £500 in value, instead of £200 as at present ;
- (f) to empower the public trustee to expend any part of a trust fund, whatever its value, held by him on behalf of any infant or incapable person on the maintenance, education, advancement or benefit of the infant or incapable person ;
- (g) to enable the public trustee to use the machinery for barring claims against estates, provided by section 34B of the Public Trustee Act, 1913, as amended by subsequent Acts, irrespective of the value of the claim or the estate ;
- (h) to extend the public trustee's powers to sell, exchange or mortgage real estate forming part of an estate held by the public trustee in his capacity as executor, administrator, trustee or in any other capacity in which he is authorised to act ;
- (i) to make other amendments consequential upon or ancillary to the foregoing.







No. , 1960.

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## A BILL

To amend the law relating to the administration of estates by the public trustee; for this and other purposes to amend the Public Trustee Act, 1913, and certain other Acts; and for purposes connected therewith.

[MR. MANNIX;—9 March, 1960.]

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**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Public Trustee (Amendment) Act, 1960."

Short title  
and  
citation.



*Public Trustee (Amendment).*

(2) The Public Trustee Act, 1913, as amended by subsequent Acts and by this Act, may be cited as the Public Trustee Act, 1913-1960.

2. (1) The Public Trustee Act, 1913, as amended by 5 subsequent Acts, is amended— Amendment of Act No. 19, 1913.

(a) (i) by inserting in subsection two of section six Sec. 6.  
after the words "is made to" the words " , or (Appointment, powers, and duties of deputy public trustees.)  
any notice or document is required or  
authorised to be served on,";  
10 (ii) by inserting in the same subsection after the  
words "extend to" the words "or the notice or  
document may be served on";

(b) by inserting next after paragraph (vi) of subsection Sec. 12.  
one of section twelve the following new para- (General powers and duties.)  
graph : —  
15

(vii) as a receiver of any other property.

(c) by omitting subsection one of section eighteen and Sec. 18.  
by inserting in lieu thereof the following sub- (Grant of probate or administration to public trustee.)  
sections : —  
20

(1) The court may grant probate or letters of administration of any will or estate to the public trustee by that name.

(1A) (a) Where the public trustee applies for letters of administration of the estate of any person, domiciled in New South Wales or elsewhere, who died, either before or after the commencement of the Public Trustee (Amendment) Act, 1960, intestate, leaving property in New South Wales, and letters of administration of that deceased person's estate—  
25

(i) have not been granted to any person; or  
30 (ii)



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*Public Trustee (Amendment).*

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5 (ii) have been granted to some person other than the public trustee and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

10 the public trustee shall, subject to paragraph (b) of this subsection, be entitled as of right to a grant of letters of administration of the estate of that deceased person.

15 An application by the public trustee for letters of administration of any such deceased person's estate shall, subject to this subsection, be made in accordance with the provisions of the Principal Act and the rules of court made thereunder.

(b) Where letters of administration of any such deceased person's estate—

20 (i) have not been granted to any person; or  
(ii) have been granted to some person and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

25 and the public trustee and some other person severally apply for letters of administration of the estate the court may grant letters of administration of the estate to the public trustee or that other person, as the court thinks fit.

30 (c) Where the public trustee applies for letters of administration of any such deceased person's estate it shall not be necessary for him to cite any person or to obtain or file the consent of any person to such letters of administration being granted to the public trustee, and the court shall not  
35 require the public trustee to cite any person or obtain or file any such consent.

(d)



*Public Trustee (Amendment).*

(d) Nothing in this subsection requires the consent or citation of the public trustee to the grant of letters of administration to any other person.

- 5 (d) (i) by omitting from subsections one, two and (3A) of section 18A the words "six hundred pounds" wherever occurring and by inserting in lieu thereof the words "two thousand pounds"; Sec. 18A. (Election by public trustee to administer.)
- 10 (ii) by omitting from subsection five of the same section the words "one thousand pounds" and by inserting in lieu thereof the words "three thousand pounds";
- 15 (e) by omitting from subsection one of section thirty-three the words "two hundred pounds" and by inserting in lieu thereof the words "five hundred pounds"; Sec. 33. (Payment to widow.)
- (f) (i) by omitting from section thirty-four the words "and such moneys do not exceed five hundred pounds"; Sec. 34. (Maintenance, etc., of infant or incapable person—moneys not exceeding £500.)
- 20 (ii) by inserting at the end of the same section the following new paragraph :—
- 25 The public trustee may at any time and from time to time request a judge of the Supreme Court to give him directions as to the administration of any such moneys or to vary directions which may already have been given in regard thereto, or to determine any matter relating thereto, and any direction or determination of the judge shall, if given effect to by the public trustee, exonerate him from any claim or demand by any person whomsoever.
- 30 (g) (i) by omitting from subsection one of section 34B the words "to which this subsection applies"; Sec. 34B. (Dispute by public trustee of any claim.)
- 35 (ii) by omitting from the same subsection the words "six months" and by inserting in lieu thereof the words "three months";
- (iii) by omitting subsection two of the same section ;
- (h)



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*Public Trustee (Amendment).*

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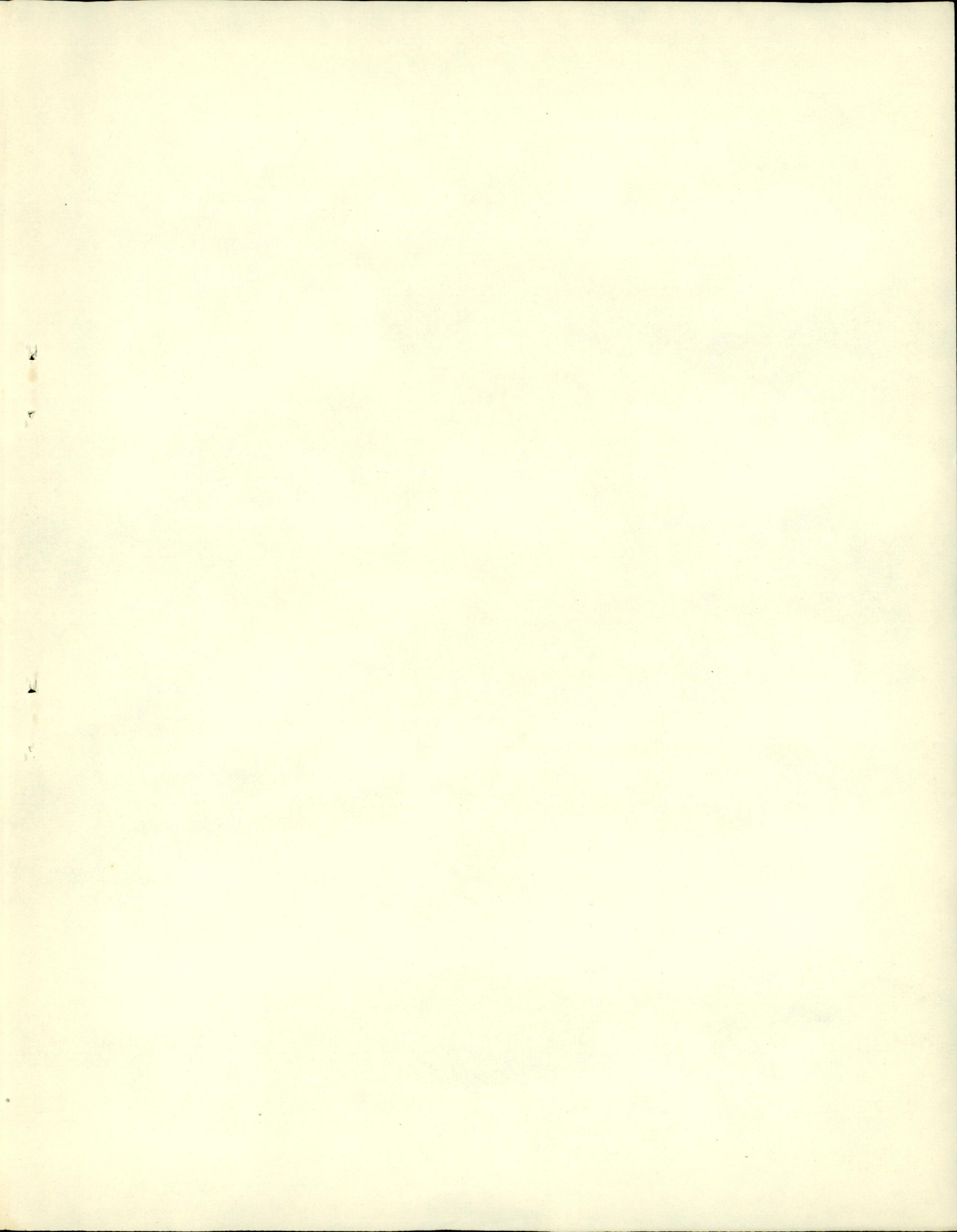
5 (h) by omitting from paragraphs (n), (o) and (p) of subsection two of section thirty-five the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds".

(2) The amendment made by paragraph (e) of subsection one of this section shall apply to and in respect of intestate estates of persons who died before as well as of persons who die after the commencement of this Act.

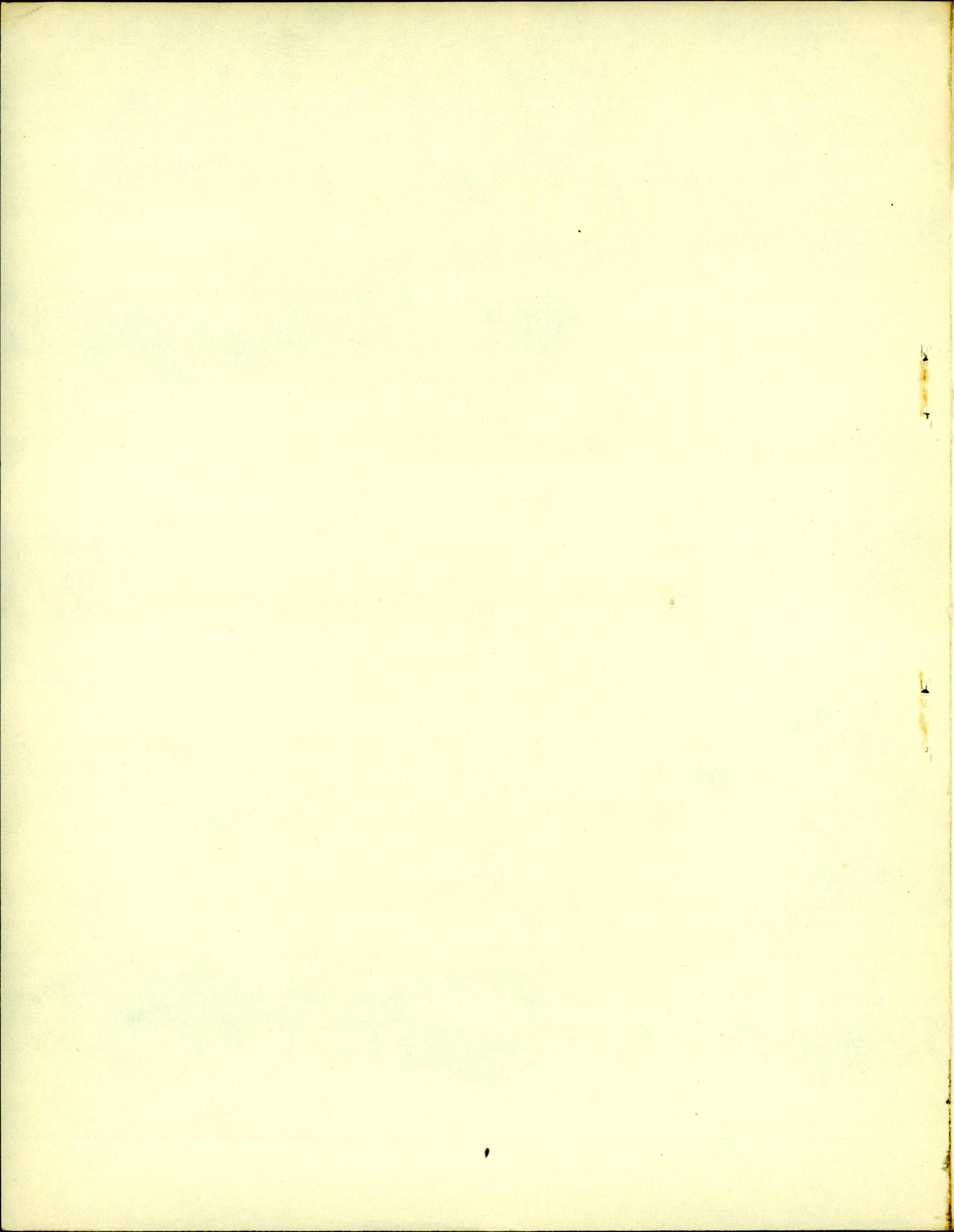














# New South Wales



ANNO NONO

## ELIZABETHÆ II REGINÆ

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### Act No. 20, 1960.

An Act to amend the law relating to the administration of estates by the public trustee; for this and other purposes to amend the Public Trustee Act, 1913, and certain other Acts; and for purposes connected therewith. [Assented to, 7th April, 1960.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Public Trustee (Amendment) Act, 1960." Short title and citation.



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*Public Trustee (Amendment).*

---

(2) The Public Trustee Act, 1913, as amended by subsequent Acts and by this Act, may be cited as the Public Trustee Act, 1913-1960.

Amendment of Act No. 19, 1913.      **2.** (1) The Public Trustee Act, 1913, as amended by subsequent Acts, is amended—

Sec. 6.  
(Appointment, powers, and duties of deputy public trustees.)

- (a) (i) by inserting in subsection two of section six after the words "is made to" the words " , or any notice or document is required or authorised to be served on,";
- (ii) by inserting in the same subsection after the words "extend to" the words "or the notice or document may be served on";

Sec. 12.  
(General powers and duties.)

- (b) by inserting next after paragraph (vi) of subsection one of section twelve the following new paragraph :—

(vii) as a receiver of any other property.

Sec. 18.  
(Grant of probate or administration to public trustee.)

- (c) by omitting subsection one of section eighteen and by inserting in lieu thereof the following subsections :—

(1) The court may grant probate or letters of administration of any will or estate to the public trustee by that name.

(1A) (a) Where the public trustee applies for letters of administration of the estate of any person, domiciled in New South Wales or elsewhere, who died, either before or after the commencement of the Public Trustee (Amendment) Act, 1960, intestate, leaving property in New South Wales, and letters of administration of that deceased person's estate—

- (i) have not been granted to any person; or
- (ii)



---

*Public Trustee (Amendment).*

---

- (ii) have been granted to some person other than the public trustee and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

the public trustee shall, subject to paragraph (b) of this subsection, be entitled as of right to a grant of letters of administration of the estate of that deceased person.

An application by the public trustee for letters of administration of any such deceased person's estate shall, subject to this subsection, be made in accordance with the provisions of the Principal Act and the rules of court made thereunder.

(b) Where letters of administration of any such deceased person's estate—

- (i) have not been granted to any person; or
- (ii) have been granted to some person and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

and the public trustee and some other person severally apply for letters of administration of the estate the court may grant letters of administration of the estate to the public trustee or that other person, as the court thinks fit.

(c) Where the public trustee applies for letters of administration of any such deceased person's estate it shall not be necessary for him to cite any person or to obtain or file the consent of any person to such letters of administration being granted to the public trustee, and the court shall not require the public trustee to cite any person or obtain or file any such consent.

(d)



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*Public Trustee (Amendment).*

---

(d) Nothing in this subsection requires the consent or citation of the public trustee to the grant of letters of administration to any other person.

Sec. 18A.  
(Election by public trustee to administer.)

- (d) (i) by omitting from subsections one, two and (3A) of section 18A the words "six hundred pounds" wherever occurring and by inserting in lieu thereof the words "two thousand pounds";
- (ii) by omitting from subsection five of the same section the words "one thousand pounds" and by inserting in lieu thereof the words "three thousand pounds";

Sec. 33.  
(Payment to widow.)

- (e) by omitting from subsection one of section thirty-three the words "two hundred pounds" and by inserting in lieu thereof the words "five hundred pounds";

Sec. 34.  
(Maintenance, etc., of infant or incapable person—moneys not exceeding £500.)

- (f) (i) by omitting from section thirty-four the words "and such moneys do not exceed five hundred pounds";
- (ii) by inserting at the end of the same section the following new paragraph:—

The public trustee may at any time and from time to time request a judge of the Supreme Court to give him directions as to the administration of any such moneys or to vary directions which may already have been given in regard thereto, or to determine any matter relating thereto, and any direction or determination of the judge shall, if given effect to by the public trustee, exonerate him from any claim or demand by any person whomsoever.

Sec. 34B.  
(Dispute by public trustee of any claim.)

- (g) (i) by omitting from subsection one of section 34B the words "to which this subsection applies";
- (ii) by omitting from the same subsection the words "six months" and by inserting in lieu thereof the words "three months";
- (iii) by omitting subsection two of the same section;
- (h)



---

*Public Trustee (Amendment).*

---

(h) by omitting from paragraphs (n), (o) and (p) of subsection two of section thirty-five the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds". Sec. 35. (General powers of public trustee.)

(2) The amendment made by paragraph (e) of subsection one of this section shall apply to and in respect of intestate estates of persons who died before as well as of persons who die after the commencement of this Act.

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By Authority:

V. C. N. BLIGHT, Government Printer, Sydney, 1960



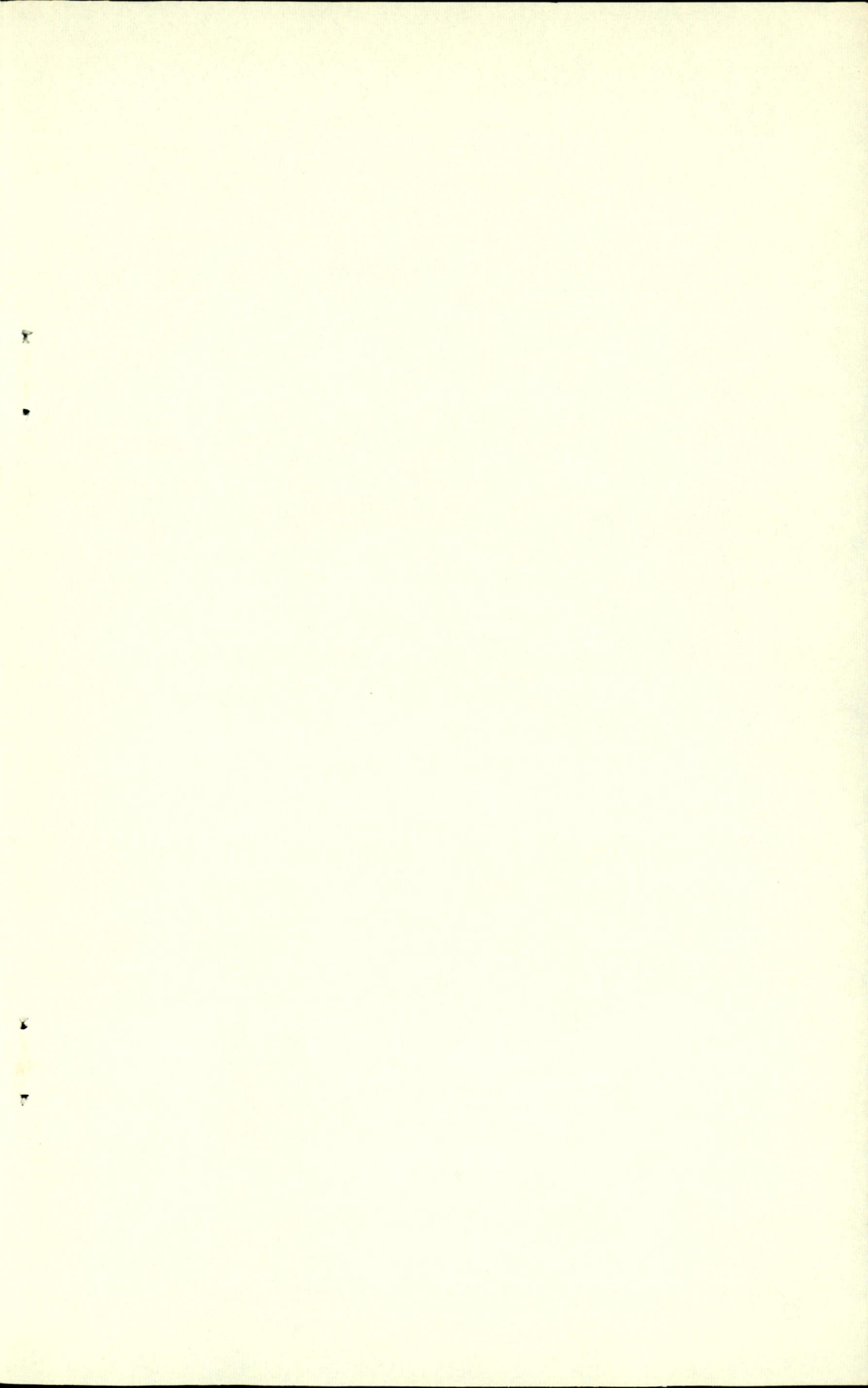
THE UNIVERSITY OF CHICAGO

The University of Chicago is pleased to announce the appointment of [Name] to the position of [Title] in the Department of [Department Name]. [Name] will be reporting to [Supervisor Name] on [Date].

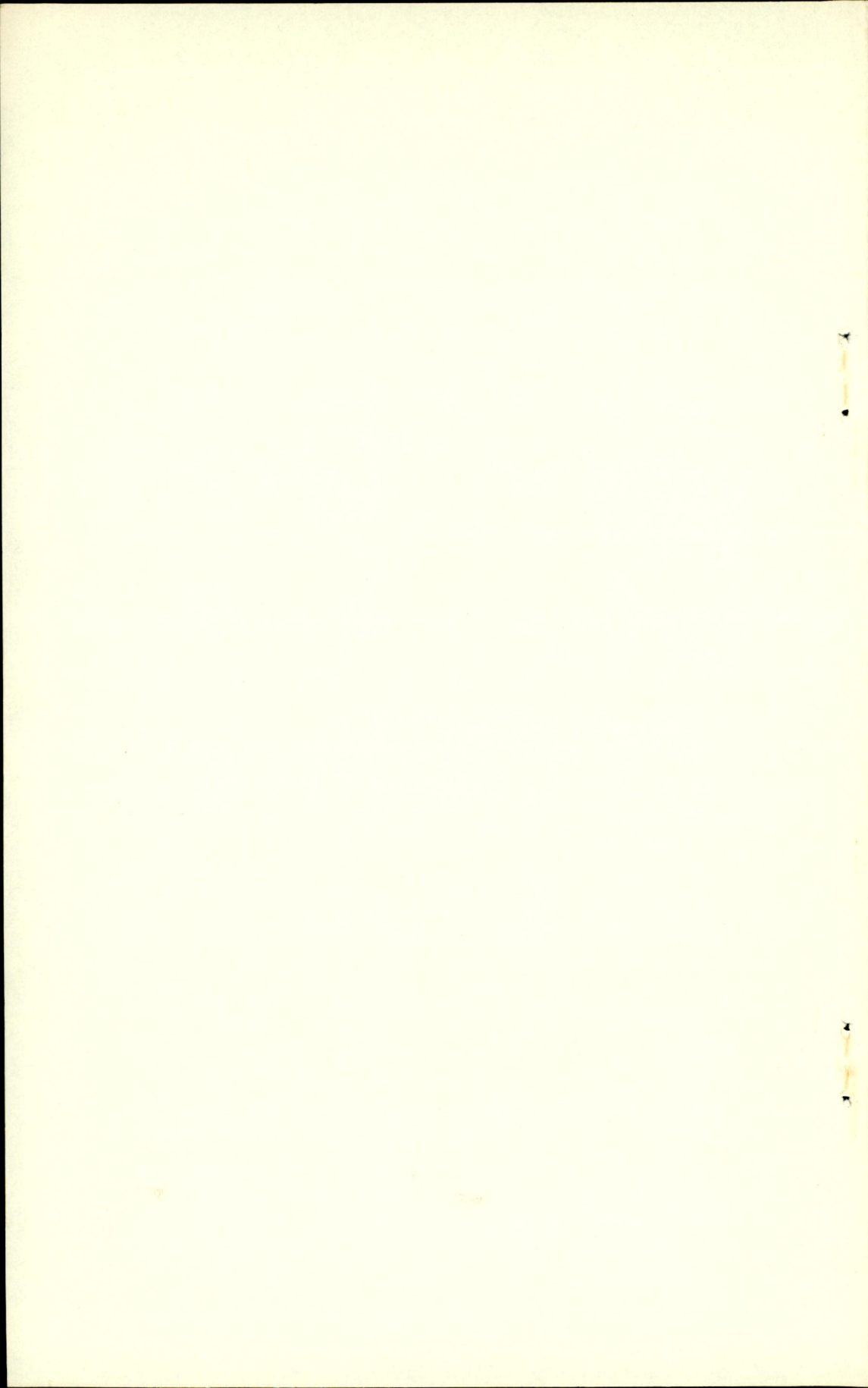
The University of Chicago is pleased to announce the appointment of [Name] to the position of [Title] in the Department of [Department Name]. [Name] will be reporting to [Supervisor Name] on [Date].

Very truly yours,

[Name]







*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 5 April, 1960.*

## New South Wales



ANNO NONO

# ELIZABETHÆ II REGINÆ

\*\*\*\*\*

## Act No. 20, 1960.

An Act to amend the law relating to the administration of estates by the public trustee; for this and other purposes to amend the Public Trustee Act, 1913, and certain other Acts; and for purposes connected therewith. [Assented to, 7th April, 1960.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Public Trustee (Amendment) Act, 1960."

Short title  
and  
citation.

(2)

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

HOWARD T. FOWLES,  
*Chairman of Committees of the Legislative Assembly.*



*Public Trustee (Amendment).*

(2) The Public Trustee Act, 1913, as amended by subsequent Acts and by this Act, may be cited as the Public Trustee Act, 1913-1960.

Amendment of Act No. 19, 1913.     **2.** (1) The Public Trustee Act, 1913, as amended by subsequent Acts, is amended—

Sec. 6. (Appointment, powers, and duties of deputy public trustees.)     (a) (i) by inserting in subsection two of section six after the words "is made to" the words ", or any notice or document is required or authorised to be served on,";

(ii) by inserting in the same subsection after the words "extend to" the words "or the notice or document may be served on";

Sec. 12. (General powers and duties.)     (b) by inserting next after paragraph (vi) of subsection one of section twelve the following new paragraph :—

(vii) as a receiver of any other property.

Sec. 18. (Grant of probate or administration to public trustee.)     (c) by omitting subsection one of section eighteen and by inserting in lieu thereof the following subsections :—

(1) The court may grant probate or letters of administration of any will or estate to the public trustee by that name.

(1A) (a) Where the public trustee applies for letters of administration of the estate of any person, domiciled in New South Wales or elsewhere, who died, either before or after the commencement of the Public Trustee (Amendment) Act, 1960, intestate, leaving property in New South Wales, and letters of administration of that deceased person's estate—

(i) have not been granted to any person; or

(ii)



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*Public Trustee (Amendment).*

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- (ii) have been granted to some person other than the public trustee and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

the public trustee shall, subject to paragraph (b) of this subsection, be entitled as of right to a grant of letters of administration of the estate of that deceased person.

An application by the public trustee for letters of administration of any such deceased person's estate shall, subject to this subsection, be made in accordance with the provisions of the Principal Act and the rules of court made thereunder.

(b) Where letters of administration of any such deceased person's estate—

- (i) have not been granted to any person; or
- (ii) have been granted to some person and the grant has been revoked or the person to whom the grant was made has died without completing the administration of the estate,

and the public trustee and some other person severally apply for letters of administration of the estate the court may grant letters of administration of the estate to the public trustee or that other person, as the court thinks fit.

(c) Where the public trustee applies for letters of administration of any such deceased person's estate it shall not be necessary for him to cite any person or to obtain or file the consent of any person to such letters of administration being granted to the public trustee, and the court shall not require the public trustee to cite any person or obtain or file any such consent.

(d)



*Public Trustee (Amendment).*

(d) Nothing in this subsection requires the consent or citation of the public trustee to the grant of letters of administration to any other person.

Sec. 18A.  
(Election by public trustee to administer.)

- (d) (i) by omitting from subsections one, two and (3A) of section 18A the words "six hundred pounds" wherever occurring and by inserting in lieu thereof the words "two thousand pounds";
- (ii) by omitting from subsection five of the same section the words "one thousand pounds" and by inserting in lieu thereof the words "three thousand pounds";

Sec. 33.  
(Payment to widow.)

- (e) by omitting from subsection one of section thirty-three the words "two hundred pounds" and by inserting in lieu thereof the words "five hundred pounds";

Sec. 34.  
(Maintenance, etc., of infant or incapable person—moneys not exceeding £500.)

- (f) (i) by omitting from section thirty-four the words "and such moneys do not exceed five hundred pounds";
- (ii) by inserting at the end of the same section the following new paragraph:—

The public trustee may at any time and from time to time request a judge of the Supreme Court to give him directions as to the administration of any such moneys or to vary directions which may already have been given in regard thereto, or to determine any matter relating thereto, and any direction or determination of the judge shall, if given effect to by the public trustee, exonerate him from any claim or demand by any person whomsoever.

Sec. 34B.  
(Dispute by public trustee of any claim.)

- (g) (i) by omitting from subsection one of section 34B the words "to which this subsection applies";
- (ii) by omitting from the same subsection the words "six months" and by inserting in lieu thereof the words "three months";
- (iii) by omitting subsection two of the same section;
- (h)



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*Public Trustee (Amendment).*

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(h) by omitting from paragraphs (n), (o) and (p) of Sec. 35. subsection two of section thirty-five the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds". (General powers of public trustee.)

(2) The amendment made by paragraph (e) of subsection one of this section shall apply to and in respect of intestate estates of persons who died before as well as of persons who die after the commencement of this Act.

*In the name and on behalf of Her Majesty I assent to this Act.*

E. W. WOODWARD,  
*Governor.*

*Government House,  
Sydney, 7th April, 1960.*



Public Utility Adjustment

(b) by omitting from paragraph (a) and (b) of section two of this Act the words "one thousand pounds" wherever occurring and by inserting in lieu thereof the words "ten thousand pounds";

(c) The amendment made by paragraph (c) of subsection one of this section shall apply to and in respect of the rate of persons who filed before as well as of persons who file after the commencement of this Act.

In the name and on behalf of Her Majesty I sign this Act

E. W. WOODWARD

Governor

Government House  
St. John's, 21st April 1960



