

CHAPTER 2 - ADMINISTRATION (REAL ESTATE)
A LAW RELATING TO ADMINISTRATION OF REAL ESTATE IN THE CASE OF
INTESTACY

[17 May 1917]

1. This Law may be cited as the Administration (Real Estate) Law.

Real Estate

2. When any person shall die intestate after the commencement of this Law leaving any real property of whatsoever nature of which the intestate might have disposed by will, such real property shall for the purposes of administration be deemed to be part of the personal estate of the said intestate and shall be administered accordingly:

Provided always that the real property the succession of which cannot by customary law be affected by testamentary disposition shall descend in accordance with the provisions of such customary law anything herein contained to the contrary notwithstanding:

Provided also that the real estate shall not be administered unless the administrator shows to the satisfaction of the court that the personal estate is insufficient to pay the intestate's debts and the expenses of his funeral, and of taking out administration.

3. When a person dies intestate possessed of real estate, the court shall, in granting letters of administration, have regard to the rights and interests of persons interested in his real estate, and his heir-at-law if not one of the next of kin, shall be equally entitled to the grant with the next of kin.