

## FORM P4 (RULE 25-3 (2) )

### AFFIDAVIT OF APPLICANT FOR GRANT OF PROBATE OR GRANT OF ADMINISTRATION WITH WILL ANNEXED (LONG FORM)

#### ! To complete the form electronically -

Step 1: FILL in the blanks below ensuring that you answer each of the items.

Step 2 : PREVIEW - If you want to preview the form prior to printing click on the Preview and Sign button at the bottom of the page.

Step 3: PRINTING – to print the form click on the Print Form button at the bottom of the page or the print icon on the Adobe toolbar.

NOTE: All mandatory paragraphs will populate when form is previewed

#### To complete the form manually -

Click on the Preview Blank Copy button and then click either the Click here to PRINT form button or the print icon on the Adobe toolbar.

#### 1. Affidavit Information

Number  (eg. 1st / 2nd / 3rd / etc)

Name of person swearing affidavit

Date  (Date affidavit will be sworn) leave blank if unknown

Location

#### 2. File Information

Registry name

File number  (File number is not required if initiating the file)

#### 3. Information about the Applicant

Name

Address

Occupation

I am  the applicant

#### 4. Applicant is Applying for

- a grant of probate.
- a grant of administration with will annexed.

#### 6. Information about the Deceased [Enter the legal name of the deceased]

First name

Middle names

Last name

## 7. Information about the Executor [name as it appears in the will]

- I am named as an executor or alternate executor as \_\_\_\_\_  
[name as it appears in the will]  
in the will and my appointment has not been revoked under section 56 (2) of the *Wills, Estates and Succession Act* or by a codicil to the will.
- \_\_\_\_\_ is named as an executor or alternate executor as \_\_\_\_\_  
[Name of organization] [name as it appears in the will]  
in the will and the appointment of \_\_\_\_\_ has not been revoked under section  
[Name of organization] 56 (2) of the *Wills, Estates and Succession Act* or by a codicil to the will. I am the \_\_\_\_\_  
[Organizational Title] of \_\_\_\_\_ and I am authorized by \_\_\_\_\_ to swear  
[Name of organization] [Name of organization]  
this affidavit on \_\_\_\_\_ 's behalf as applicant.  
[Name of organization]
- I am not named as an executor or alternate executor in the will, and am a person referred to in paragraph \_\_\_\_\_ of section 131 of the *Wills, Estates and Succession Act*.
- \_\_\_\_\_ is not named as an executor or alternate executor in the will, and \_\_\_\_\_  
[Name of organization] is a beneficiary or nominee referred to in paragraph \_\_\_\_\_  
[Name of organization]  
of section 131 of the *Wills, Estates and Succession Act*. I am the \_\_\_\_\_ of \_\_\_\_\_  
[Organizational Title] and I am authorized by \_\_\_\_\_  
[Name of organization] [Name of organization]  
to swear this affidavit on \_\_\_\_\_ 's behalf as applicant.  
[Name of organization]
- My relationship to the deceased is \_\_\_\_\_.  
[state your relationship]
- \_\_\_\_\_'s relationship to the deceased is \_\_\_\_\_  
[Name of organization] [state your relationship]  
I am the \_\_\_\_\_ of \_\_\_\_\_ and I am authorized by \_\_\_\_\_  
[Organizational Title] [Name of organization]  
to swear this affidavit on \_\_\_\_\_ 's behalf as applicant.  
[Name of organization] [Name of organization]

## 8. Delivery

- I am not obliged under Rule 25-3 (11) to deliver a filed copy of this submission for estate grant to the Public Guardian and Trustee
- I am obliged under Rule 25-3 (11) to deliver a filed copy of this submission for estate grant to the Public Guardian and Trustee.

## 9. A certificate from the chief executive officer [Check whichever one of the immediately following 2 boxes is correct.]

- no wills notice has been filed in relation to a testamentary document that is dated later than the date of the will included with this application.
- no wills notice has been filed at all.

**10. Testamentary document** [Check whichever one of the immediately following 2 boxes is correct and provide any required information.]

- no testamentary document of the deceased dated later than the will has been found
- one or more testamentary documents dated later than the will has been found. A copy of the testamentary document(s) is/are attached as an exhibit to the affidavit. I believe that the later testamentary document(s) is/are invalid or otherwise not relevant to this application for the following reasons:

[briefly set out reason]

**11. Will issues** [check whichever of the immediately following 2 boxes is correct]

- I am not aware of there being any issues respecting execution of the will.
- I believe that the following issue(s) respecting execution apply(ies) to the will and I am not aware of there being any other issues respecting execution of the will:

**(c.1) Copy of the Will**

[Check whichever one of the immediately following 5 boxes is correct.]

- The will being filed is the physical original.
- The will being filed is a physical copy or PDF copy of a physical original. The applicant(s) cannot file the originally signed physical version of the will.

[if you have first hand knowledge of the reason the original cannot be filed enter that here]

[if you do not have direct knowledge of all reasons why the original cannot be attached then include the following text and affidavit]...

Submitted for filing with the submission for estate grant is an affidavit of

[name]	sworn	[dd/mm/yyyy]
--------	-------	--------------

explaining why a copy is available but the original is not.

- The will being filed is a PDF and the original electronic form of the will was a PDF.
- The will being filed is a physical copy or PDF copy of an electronic original and, in addition, I am providing access information for a third-party electronic repository where the will in its original electronic form is stored:

[insert information about electronic repository, for example: URL, user ID, password, etc.]

The will being filed is a physical copy or PDF copy of an electronic original. The applicant(s) cannot file the will in its original electronic form because:

- the will in its original electronic form is in a format other than PDF and therefore is not able to be electronically filed in the court registry.
- the will in its original electronic form cannot be submitted  
*[if you do not have direct knowledge of all reasons why the original cannot be attached, include the following text and affidavit].... Attached is an affidavit explaining why a copy is available but the original is not.*

*[if you have first hand knowledge of the reason the original cannot be filed, enter that here]*

#### **12. Alterations [check whichever one of the following two check boxes is correct and provide any required information]**

- I am not aware of there being any interlineations, erasures or obliterations in, or other alterations to, the will. *[If the will is electronic go to section 7.1, otherwise go to section 13.]*
- There are interlineations, erasures or obliterations in, or other alterations to, the will.

#### **13. Electronic Will Issues**

- I am not aware of there being any issues in relation to the electronic will.
- The following issues arise in relation to the electronic will:

#### **14. Will documents**

*[Check whichever one of the following 2 boxes is correct and provide any required information.]*

- The will is a physical will, and
- The will is an electronic will, and

#### **15. Information about grant of probate**

- I am not aware of there being any application for a grant of probate or administration, or any grant of probate or administration, or equivalent, having been issued, in relation to the deceased, in British Columbia or in any other jurisdiction.
- The following grant(s) of probate or administration, or equivalent, has/have been issued, in relation to the deceased, in British Columbia or in another jurisdiction:

I believe that that grant is/those grants are not relevant to this application for the following reasons:

*[briefly state the reasons]*

- The following person/people has/have also applied for a grant of probate or administration:

*[insert name(s)]*

**16. Additional information [if required, insert additional information in paragraph format below]**

Add