

THE SUPREME COURT OF THE FEDERATION OF MALAYA

REGISTRAR'S CIRCULAR NO.9/48

RESEALING GRANTS OF PROBATE AND LETTERS OF ADMINISTRATION.

Registrar's Circular No. 25/47 has been criticized by the Bar as requiring a departure from local practice and demanding formalities not required by the law. After reference to authorities in England, it appears that the English practice is as follows:-

- (a) if a Power of Attorney is to be used for obtaining resealing and thereafter administering the estate on behalf of the personal representative, the Power of Attorney must conform to the requirements of section 27 of the Trustee Enactment;
- (b) if a Power of Attorney is to be used only for obtaining resealing, it need not conform with those requirements and need only be in the ordinary form.

The above practice is to be followed hereafter in the Federation. Registrar's Circular No. 25/47 is to be regarded as amended pro tanto by this.

The Registry,
Supreme Court,
Federation of Malaya,

T. A. H. P. M. M.
REGISTRAR.

Kuala Lumpur, 3rd August, 1948.
(RSC.33/46)

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