

Wills, Probate and Administration Regulation 1998

[1998-515]



New South Wales

Status Information

Currency of version

Repealed version for 28 August 1998 to 31 August 2003 (accessed 18 July 2024 at 5:23)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Regulation was repealed by the [Subordinate Legislation Act 1989 No 146](#), sec 10 (2) with effect from 1.9.2003.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 1 September 2003

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Wills, Probate and Administration Regulation 1998



New South Wales

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Wills, Probate and Administration Act 1898*.

JEFFREY SHAW, Q.C., M.L.C., Minister for Industrial Relations

1 Name of Regulation

This Regulation is the *Wills, Probate and Administration Regulation 1998*.

2 Commencement

This Regulation commences on 1 September 1998.

3 Definition

In this Regulation:

the Act means the *Wills, Probate and Administration Act 1898*.

4 Notes

The explanatory note and table of contents do not form part of this Regulation.

5 Prescribed amount—value of intestate estate for purpose of distribution

- (1) The object of this clause is to set the amount at or below which a deceased person's spouse is entitled to the whole of the deceased person's estate (to the exclusion of any children of the deceased person) in the event that the deceased person has died without having made a will.
- (2) For the purpose of paragraph (b) of the definition of **prescribed amount** in section 61A (2) of the Act, the amount of \$150,000 is prescribed.

6 Prescribed rate—interest on legacies and annuities

- (1) The object of this clause is to set the rate at which interest is payable on a legacy or on the arrears of any annuity granted under a will.

- (2) For the purpose of section 84A (1) of the Act, the prescribed rate is 6 per cent per year.

7 Repeal

- (1) The *Wills Probate and Administration Regulation 1993* is repealed.
- (2) Any act, matter or thing that, immediately before the commencement of this Regulation, had effect under the *Wills Probate and Administration Regulation 1993* is taken to have effect under this Regulation.