

Order removing Personal Representative/Appointing Substitute. CH 41

IN THE HIGH COURT OF JUSTICE
CHANCERY DIVISION

Claim No:HC-20[]- 23456

Master [name]

[day, month, year]

IN THE ESTATE OF WXYZ DECEASED

B E T W E E N:

(1) AB
(2) CD

Claimant

-and-

(1) EF
(2) GH

Defendants

ORDER

UPON the application of the Claimants by Part 8 claim form dated

AND UPON hearing ...

AND UPON reading the written evidence filed

IT IS ORDERED that:

1. The appointment of the First Defendant EF, one of the personal representatives of the estate of WXYZ (deceased) (“the deceased”), be terminated.
2. JK of [firm, if a solicitor], [address] be appointed personal representative of the deceased .
3. [JK is authorised to charge proportionate and reasonable costs for acting as personal representative, such costs to be paid out of the estate.]
4. [The First Defendant shall, within [] days from the date of service of this order:
 - (1) [deliver up to the Court the grant of probate/letters of administration dated [date] to the estate];
 - (2) provide to the Claimants a full inventory of the estate;
 - (3) render to the Claimants an account of the administration of the estate;

- (4) deliver up all documents relating to the estate to the first Claimant and GH.]
- 5. The [Court][Claimants] shall send to the Principal Registry of the Family Division:
 - (1) a sealed copy of this order; and
 - (2) the grant of [probate of the will][letters of administration] dated [date] of the deceased;and they shall remain in its custody until a memorandum of the order has been endorsed on or permanently annexed to the Grant.]
- 6. The [Court][Claimants] shall send to the Principal Registry of the Family Division a sealed copy of this order to be recorded and retained by it pending any application for a grant. For this purpose, this order records that the date of death of the deceased WXYZ was [date].]
- 7. [Costs]
- 8. This order shall be served by the Claimants on the Defendants

Service of the order

The court has provided a sealed copy of this order to the serving party:

ABC Solicitors LLP at [address] [reference]