

ADMINISTRATION.

13° GEO. V., No. XI.

No. 29 of 1922.

AN ACT to amend the Administration Act, 1903.

[Assented to 7th December, 1922.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the *Administration Act Amendment Act, 1922*, and shall be read as one with the Administration Act, 1903, hereinafter referred to as the principal Act.

Next of kin of
intestate without
issue to include
mother. الموتور
See Vic., No. 2363,
s. 2.

2. Notwithstanding anything contained in the principal Act to the contrary, when after the commencement of this Act, any person dies intestate leaving—

(a) both a father and mother but no issue, then if the whole or any part of the estate of such intestate would now by law be distributable to the father, the same shall be distributed—

(i) where the nett value of the property of the deceased so distributable does not exceed the sum of £1,000, equally to and between the father and mother;

(ii) where the nett value of such property exceeds the sum of £1,000, as to the sum of £1,000 equally to and between the father and mother, and also in like proportions as to the residue then left if there are no brothers or sisters or children of deceased brothers or sisters surviving; and where such brothers or sisters or deceased brothers' or sisters' children survive, one half of such residue equally to and between the father and

mother, and the remaining half equally to and between the brothers and sisters and children of deceased brothers and sisters (such children taking *per stirpes* and not *per capita*); or

(b) a father only or a mother only but no issue, then the whole or any part of the estate of such intestate to which the intestate's widower or widow (if any) is not entitled shall be distributed—

- (i) where the nett value of such property does not exceed the sum of £1,000, to the father or mother, as the case may be;
 - (ii) where the nett value of such property exceeds the sum of £1,000, to the father or mother, as the case may be, if there are no brothers or sisters or children of deceased brothers or sisters surviving; and where such brothers or sisters or deceased brothers' or sisters' children do survive, as to £1,000 and one half of the residue then left to the father or mother, as the case may be, and the remaining half of such residue equally to and between the brothers and sisters and children of deceased brothers and sisters (such children taking *per stirpes* and not *per capita*).
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