



The Official Gazette

PUBLISHED
BY
AUTHORITY

VOL. CLVIII No. 96

Part A

BRIDGETOWN, BARBADOS, 18TH SEPTEMBER, 2023

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COMMISSIONERS OF PROBATES ACT, 2023

OBJECTS AND REASONS

This Bill would repeal and replace the *Commissioners of Probates Act*, Cap. 120 and make provision for the appointment of Commissioners of Probates and matters related thereto.

COMMISSIONERS OF PROBATES ACT, 2023

Arrangement of Sections

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FIRST SCHEDULE

Certificate

SECOND SCHEDULE

Fees

BARBADOS

A Bill entitled

An Act to repeal and replace the *Commissioners of Probates Act*, Cap. 120 and to provide for the appointment of Commissioners of Probates and matters related thereto.

ENACTED by the Parliament of Barbados as follows:

Short title

1. This Act may be cited as the *Commissioners of Probates Act, 2023*.

Interpretation

2. In this Act, “Commissioner” means a Commissioner of Probate appointed under section 3.

Appointment and functions of Commissioners

- 3.(1) The President may by instrument appoint any number of Commissioners of Probates, not exceeding 7.
- (2) The Commissioners of Probates shall be responsible for taking the acknowledgement and the probate of deeds in the form set out in the *First Schedule*.

Fees of Commissioners

4. The fees in the *Second Schedule* shall be payable to all Commissioners upon taking the acknowledgment and the probate of deeds.

Amendment of Schedule

5. The Minister may by order amend the *Schedules* to this Act.

Appointment of Acting Commissioners

- 6.(1) The President may grant leave to a Commissioner and may give approval for the duties of a Commissioner to be performed by another person during the period of leave.
- (2) An acting Commissioner shall be invested with, and exercise and perform the same powers and authorities, rights and duties, as a Commissioner, and shall be entitled to the same fees.

Commissioners not entitled to pension

7. The *Pensions Act*, Cap. 25 does not apply to the office of Commissioner.

Repeal of Cap. 120

8. The *Commissioners of Probates Act*, Cap. 120 is hereby repealed.

FIRST SCHEDULE

CERTIFICATE

(Section 3(2))

CERTIFICATE

Appear before me this day_____, the subscribed witness to the execution of the foregoing deed and made oath and say that he/she was present and saw the within named _____, the executing party to the foregoing duly sign, seal and deliver the same as for his/her free and voluntary act and deed.

Given under my hand, this ____ day of _____ 20_____.

Commissioner of Probates

SECOND SCHEDULE

(Section 4)

FEEs

For proving

- (a)* a deed other than a power of attorney
 - (i) if the value of the property is under \$500,000.....\$25.00
 - (ii) if the value of the property is \$500,000 or more.....\$50.00
- (b)* a power of attorney.....\$25.00

For the purposes of this *Schedule*, the proving of a deed or power of attorney includes the writing of the affidavit or certificate of proof.

Read three times and passed the House of Assembly this
day of _____, 2023.

Speaker

Read three times and passed the Senate this _____ day of
_____, 2023.

President



S.I. 2023 No. 62

Commissions of Inquiry Act

CAP. 112

**COMMISSIONS OF INQUIRY (CONSTITUTIONAL REFORM
COMMISSION WARRANT OF APPOINTMENT) (VARIATION)
ORDER, 2023**

The President, in exercise of the powers conferred on her by section 8(1) of the *Commissions of Inquiry Act*, makes the following Order:

1. This Order may be cited as the *Commissions of Inquiry (Constitutional Reform Commission Warrant of Appointment) (Variation) Order, 2023*.
2. ***The Constitutional Reform Commission Warrant of Appointment issued on the 20th day of June, 2022 is varied by deleting paragraph (e) of the first direction beginning with the words “AND I DO DIRECT that you” and substituting the following:***

“(e) present the written report within 22 months from the date of appointment of the Commission.”.

Made by the President this 18th day of September, 2023.

S. MASON

President