

**CHAPTER 120****COMMISSIONERS OF PROBATES****ARRANGEMENT OF SECTIONS****SECTION**

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**SCHEDULE****THE LAWS OF BARBADOS**



## CHAPTER 120

### COMMISSIONERS OF PROBATES

*An Act to consolidate the Acts of this Island relating to Commissioners of Probates.* 1903-8.  
1968-33.  
1973-29.

[31st December, 1903] Commence-  
ment.

1. This Act may be cited as the Commissioners of Probates Act. Short title.

2. For the purposes of this Act, the expression "Commissioner" means a Commissioner of Probates appointed under section 3. Interpretation.

3. (1) It shall be lawful for the Governor-General to appoint from time to time any number of persons, not exceeding seven, to be Commissioners of Probates for taking the acknowledgment and the probate of deeds and the private examination of married women in cases where such examination is required by law. Appointment and functions of Commissioners. 1968-33.

(2) The Commissioners shall respectively be invested with the same power and authority in relation to the matters specified in subsection (1) as a Judge.<sup>1</sup>

4. The fees specified in the Schedule shall be payable to a Judge and to all Commissioners in respect of acknowledgments, probates and private examinations specified in subsection (1) of section 3, and the fees of the Commissioners shall be taken and retained by them for their respective uses. Fees of Commissioners. Schedule.

5. It shall be lawful for the Governor-General to grant leave to any Commissioner and to approve of his duties being performed by any other person or persons during such leave, and such acting Commissioner shall be invested with, and have, Appointment of acting Commissioners.

<sup>1</sup>See Evidence Act, Cap. 121, section 16.

exercise, and perform, the same powers and authorities, rights and duties, as a Commissioner, and shall be entitled to the same fees.

Com-  
missioners  
not entitled  
to pension.  
Cap. 25.

6. The office of Commissioner shall not be deemed to be an office coming within the Pensions Act.

SCHEDULE  
(Section 4)

1973-29.

	\$	¢
For proving—		
(a) a deed, other than a power of attorney—		
(i) if the value of the property dealt with therein is under \$1,000	2.00	
(ii) if the value of the property so dealt with is \$1,000 or more	4.00	
(b) a power of attorney	2.00	

For the purposes of this Schedule, the proving of a deed or power of attorney includes the taking of the private examination of a married woman, party thereto, and the writing of the affidavit or certificate of proof and private examination