

5 March 2019

The Hon John Quigley MLA
Attorney General of Western Australia
Level 5, Dumas House
2 Havelock Street
WEST PERTH WA 6005

Dear Attorney General

NATIONAL HARMONISATION OF RECOGNITION OF GRANTS OF PROBATE

The Law Society of Western Australia notes the current situation where each Australian jurisdiction has different legal requirements relating to recognition by resealing of grants of probate which leads to uncertainty, cost and delay.

The National Elder Law and Succession Committee of the Law Council of Australia requested at its meeting on 27 November 2018 that each of its member's constituent bodies write to their respective Attorney General in order to seek a harmonised legislative approach to the recognition of grants of probate made by Australian and New Zealand Supreme Courts, so obviating the requirement for those grants to be resealed in that State's Supreme Court.

The Law Society draws this matter to your attention and requests your support to include this matter as an item on the next agenda of the Council of Attorneys-General meeting.

Yours sincerely



Greg McIntyre SC
President