

CHAPTER 46.

ADMINISTRATION OF ESTATES BY
CONSULAR OFFICERS.

ARRANGEMENT OF SECTIONS.

SECTION.

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CHAPTER 46.

ADMINISTRATION OF ESTATES BY
CONSULAR OFFICERS.

An Ordinance to enable Consular Officers of Certain States to Administer the Estates of Deceased Foreign Nationals of such States. 8 of 1940.

[18TH JULY, 1940.]

WHEREAS it is expedient that effect should be given in Sierra Leone to the provisions of certain Treaties of Commerce and Navigation mentioned in the Schedule hereto.

1. This Ordinance may be cited as the Administration of Estates by Consular Officers Ordinance, and shall apply to the Colony and Protectorate. Short title.

2. Whenever any subject or citizen of any State mentioned in the first column of the Schedule hereto— Administra-
tion of
Estates by
Consular
Officers.

(a) dies within Sierra Leone, or

(b) dies outside Sierra Leone, leaving property within Sierra Leone,

and no person other than the Official Administrator is present in Sierra Leone at the time of his death who is rightfully entitled to administer the estate of such deceased person, the Consul, Vice-Consul or Consular Agent of such State within Sierra Leone may take possession and have the custody of the property of such deceased person, and may apply the same in payment of his debts and funeral expenses, and may retain the surplus for the benefit of the persons entitled thereto; but such Consul, Vice-Consul or Consular Agent shall immediately apply for, and

shall be entitled to obtain from the Court, Letters of Administration of the property of such deceased person, limited in such manner and for such time as to the Court shall seem fit.

Variation of
Schedule.

3. It shall be lawful for the Governor by Order published in the *Gazette* to vary the Schedule—

(a) by deleting therefrom any State when the provisions of the Treaty with that State mentioned in the Schedule shall have ceased to have effect;

(b) by adding thereto any State with whom Her Majesty shall make a Treaty of Commerce and Navigation containing provision similar to any of the provisions mentioned in the Schedule.

SCHEDULE.*

Name of State.	Title of Treaty.	Date of Treaty.	Provision.
Finland ...	Treaty of Commerce and Navigation between the United Kingdom and Finland	14th December, 1923	Article 19 (third paragraph)
Estonia ...	Treaty of Commerce and Navigation between the United Kingdom and Estonia	18th January, 1926	Article 22
Hungary ...	Treaty of Commerce and Navigation between the United Kingdom and Hungary	23rd July, 1926	Article 14
Yugoslavia ...	Treaty of Commerce and Navigation between the United Kingdom and the Kingdom of the Serbs, Croats and Slovenes	12th May, 1927	Article 24
Turkey ...	Treaty of Commerce and Navigation between the United Kingdom and Turkey	1st March, 1930	Article 28
Roumania ...	Treaty of Commerce and Navigation between the United Kingdom and Roumania	6th August, 1930	Article 28
Thailand ...	Treaty of Commerce and Navigation between the United Kingdom and Siam (Thailand)	23rd November, 1937	Article 19

* There are also the following Consular Conventions, concluded in 1951 or thereafter, which contain clauses providing for the administration of estates by Consular Officers, and the preambles of which state that their provisions shall apply to all territories for whose international relations the United Kingdom is responsible—

Name of State.	Title of Convention.	Date of Convention.	Provision.
Norway ...	Consular Convention between the United Kingdom and Norway	22nd February, 1951	Part VI Article 22
United States	Consular Convention between the United Kingdom and the United States	6th June, 1951	Part VII Article 18
France ...	Consular Convention between the United Kingdom and France	31st December, 1951	Part VI Article 29
Sweden ...	Consular Convention between the United Kingdom and Sweden	14th March, 1952	Part VI Article 22
Greece ...	Consular Convention between the United Kingdom and Greece	17th April, 1953	Part VI Article 22
Mexico ...	Consular Convention between the United Kingdom and Mexico	20th March, 1954	Part VI Article 23
Italy ...	Consular Convention between the United Kingdom and Italy	1st June, 1954	Part VI Article 23
Germany ...	Consular Convention between the United Kingdom and Germany	30th July, 1956	Part VI Article 21