

APPLICATION FOR SUCCESSION TO DECEASED OWNER IN MAORI LAND
INTESTATE / NO FORMAL ADMINISTRATION / FURTHER INTERESTS

Te Ture Whenua Maori Act 1993
Section 113 & 118

IN THE MAORI LAND COURT
OF NEW ZEALAND

IN THE MATTER of _____

_____ deceased

Tick if appendix whanau trust attached

(Give all names, including maiden name if married)

I, _____
of [address] _____

being a _____ (state your relationship to the deceased) hereby apply to the Court to determine the names and shares of the persons legally entitled to succeed to any beneficial freehold interests in Maori land of the above deceased and to dispose of the said interests by vesting orders according to law. The following particulars are true and correct to the best of my knowledge and belief:

1 Deceased was *male/female* aged _____ years or thereabouts.

2 Deceased died at _____ on _____ 19____ and attached is a copy of the **full** death certificate or photocopy thereof.

3 Full name(s) of deceased's parents:

Mother: _____

Father: _____

4 Full name(s) of deceased's brother(s) and sister(s): _____

5 The deceased's land interests to which this application relates are: _____

6 Deceased was, at the time of death, legally married to _____

of [address] _____; or

Deceased was, at the time of death, a *widow/widower*

7 Spouse survived the deceased but:

has since died

has since remarried

desires to take *his/her* entitlement to a life interest

desires to surrender *his/her* entitlement to a life interest - attached is *his/her* surrender

at date of death of deceased there was in force a separation order in respect of marriage

PARTICULARS REQUIRED WHERE NO FORMAL GRANT OF ADMINISTRATION

- 8 Deceased left no will and the person or persons entitled to obtain a grant of administration does not or do not intend to seek any such grant; or
- Deceased left a will and the person or persons entitled to obtain probate does not or do not intend to seek such probate; **the original will shall be produced at the hearing.**
- 9 Estate of deceased otherwise consisted of assets of a nature that did not or do not require to be formally administered.
- 10 Deceased's funeral account and all other estate debts have been paid in full.

NOTE

If deceased:

- 1 **Left children; (including whangai) complete Option 1**
- 2 **No children but brothers and sisters complete Option 2**
- 3 **No children and no brothers and sisters complete Option 3**

SIGNED by the applicant(s) _____)
 _____)
 on _____ 19____) Signature of applicant(s)

This application is made by *[full name of applicant]* _____

 of *[full residential address]* _____
[occupation] _____ whose address for service of notices, pleadings, and
 correspondence in respect of the application may be delivered or posted to, is _____

Preferred place of hearing is: *Option 1* _____ *Option 2* _____

Fee: \$61.00

OPTION THREE - NO CHILDREN OR BROTHERS AND SISTERS

- 20 Deceased left no issue and no brothers and sisters and attached is a whakapapa showing the person nearest in the chain of title to the deceased had issue living at the deceased's death and the names, sex, ages and postal addresses of that issue.

GENERAL SECTION - TO BE COMPLETED IN ALL CASES

- 21 The persons legally entitled to succeed to the beneficial freehold interests in Maori freehold land (to which this form relates) have agreed on a family arrangement, details and evidence of which including written consents shall be produced at the hearing.
- 22 Have the beneficiaries considered a whanau trust? **Yes/No**
 If *yes* whanau trust form completed and attached
 If *no*, do they wish to discuss this matter with a trust officer of the Court? **Yes/No.**

NOTES:

- 1 Strike out words or sections which do not apply
- 2 Add further details on separate sheet if necessary
- 3 Check that other material or documentation required to be attached in terms of questions 2, 20 and 22 above are so attached.

