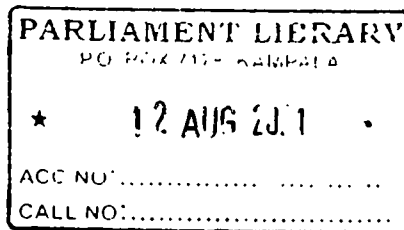




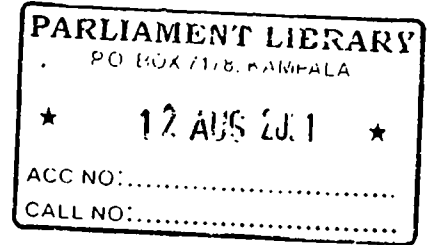
**THE REPUBLIC OF UGANDA**

**THE PROBATE (RESEALING) (AMENDMENT)  
ACT, 2021.**





**THE REPUBLIC OF UGANDA**



I SIGNIFY my assent to the bill.

*Yoweri Museveni*

.....  
*President*

Date of assent: *14/7/2021*

**Act**

***Probate (Resealing) (Amendment) Act***

**2021**

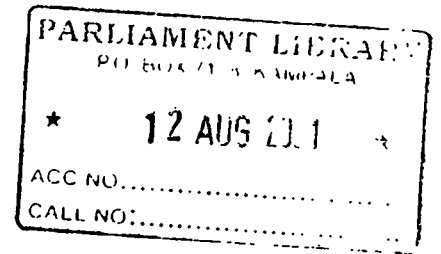
**THE PROBATE (RESEALING) (AMENDMENT) ACT, 2021**

**ARRANGEMENT OF SECTIONS**

- 1. Amendment of section 1 of the Probate (Resealing) Act**
- 2. Amendment of section 2 of principal Act**
- 3. Amendment of section 3 of principal Act**



THE REPUBLIC OF UGANDA



### THE PROBATE (RESEALING) (AMENDMENT) ACT, 2021

**An Act to amend the Probate (Resealing) Act, Cap. 160; to repeal any reference to the Commonwealth and British courts; and to align the Act to the Constitution of the Republic of Uganda.**

DATE OF ASSENT:

*Date of Commencement:*

BE IT ENACTED by Parliament as follows:

#### **1. Amendment of section 1 of the Probate (Resealing) Act**

The Probate (Resealing) Act, in this Act referred to as the principal Act, is amended—

- (a) by repealing paragraph (a); and
- (b) in paragraph (c), by substituting for the definition of the word “probate and letters of administration” the following—

“probate” or “letters of administration” include any instrument having in any country other than Uganda the same effect given to probate or letters of administration under the Succession Act Cap. 162, the Administration of Estates (Small Estates) (Special Provisions) Act, Cap. 156 and the Estate of Missing Persons (Management) Act, Cap. 159;”

**2. Amendment of section 2 of principal Act**

Section 2 of the principal Act is amended by substituting the words “of probate in any part of the Commonwealth in any foreign country, or a British court in a foreign country, has either before or after the passing of this Act granted” with the words, “of any country other than Uganda, grants,”.

**3. Amendment of section 3 of principal Act**

Section 3 of the principal Act is amended by renumbering the provision as subsection (1) and inserting immediately after the provision the following—

“(2) Probate or letters of administration granted by a court of a country other than Uganda shall only be resealed in a court in Uganda where the relevant law under which the letters of administration or probate was granted is not contrary to the Succession Act, Cap. 162, the Administration of Estates (Small Estates) (Special Provisions) Act, Cap. 156 or the Estate of Missing Persons (Management) Act, Cap. 159.

(3) Probate or letters of administration granted by a court of a country other than Uganda or a Partner State of the East African Community, shall only be resealed in Uganda where the relevant laws of that country allow the enforcement, within that country, of letters of administration or probate obtained in courts of law in Uganda.

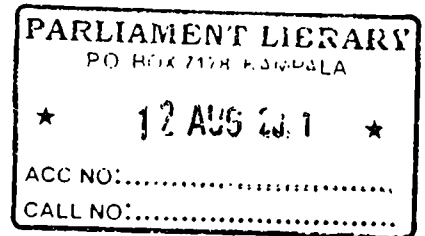
(4) Section 3 shall not apply to a partner state of the East African Community.

(5) A Partner State of the East African Community means the Republic of Kenya, the Republic of Rwanda, the Republic of Burundi, the Republic of South Sudan, the United Republic of Tanzania and any other country granted membership to the Community under Article 3 of the Treaty Establishing the East African Community.”



**THE REPUBLIC OF UGANDA**

This printed impression has been carefully compared by me with the bill which was passed by Parliament and found by me to be a true copy of the bill.



*[Handwritten Signature]*

.....  
*Clerk to Parliament*

*Date of authentication: 27th/05/2021*