

PROBATE (JERSEY) LAW 1998

ARTICLE 19C APPLICATION FOR EXCEPTION IN RESPECT OF ITEMS WORN BY DECEASED

USING THIS APPLICATION FORM

This form should be completed to request a funeral director release an item forming part of the deceased persons moveable estate, that were on, with, or worn by the deceased person at the time of death, that are described in this application form, and held by the funeral director, so that the deceased person is buried or cremated with that item.

Moveable estate refers to personal property such as money, jewellery or clothes etc. It may be a single item (for example – a watch or cash in a bank account) or it may be multiple items (for example – all the possessions in the deceased persons room in a care home).

The person making the request (“the applicant”) and the funeral director (“the holder”) are advised to keep a copy of the signed application form for at least one year and one day after the date of death. The distribution of the estate of the deceased can be open to challenge during that period.

The applicant must check, and confirm to the holder, that there is no caveat in place before the item is buried or cremated with the deceased person. This can be done by checking the caveats listed on the Government of Jersey website or on the physical notice posted outside the Royal Court Building in Jersey.

The applicant should only complete this form if they are entitled to receive the moveable estate of the person who has died either:

- Under the terms of the will of the person who has died, OR
- Under the laws relating to intestate succession in the place in which the deceased was domiciled at the time of death.

Intestate succession means the rules that govern how a deceased persons estate is distributed amongst family members where that person did not have a valid will in place.

This application is made under Article 19C of the Probate (Jersey) Law 1998.

A person who makes a statement in this application form which they know or believe to be false in any material particular commits an offence and is liable to imprisonment for a term of 12 months and to a fine.

DETAILS OF THE PERSON WHO HAS DIED

FIRST NAME AND MIDDLE NAME/S		DATE OF DEATH	
SURNAME		PLACE OF DEATH	

DETAILS OF THE PERSON REQUESTING THE ITEM (“THE APPLICANT”)

FIRST NAME AND MIDDLE NAME/S		ADDRESS	
SURNAME			
TELEPHONE			
RELATIONSHIP TO DECEASED		EMAIL	

You must present the holder with proof of identity as part of the application

Warning: it is an offence, punishable by a fine and imprisonment, knowingly to make or cause to be made any false declaration under Article 19F of the Probate (Jersey) Law 1998

DETAILS OF ITEM

DESCRIPTION OF ITEM	
TOTAL VALUE OF ITEM	

DETAILS OF THE FUNERAL DIRECTOR HOLDING THE ITEM

FIRST NAME AND MIDDLE NAME/S		ADDRESS	
SURNAME			
COMPANY NAME			
TELEPHONE		EMAIL	

PROBATE (JERSEY) LAW 1998**Request and declaration to be made under Article 19B**

It is an offence, punishable by a fine and imprisonment, knowingly to make or cause to be made any false declaration under Article 19F of the Probate (Jersey) Law 1998

DECLARATIONS BY APPLICANT

I declare that:	
a. The person who has died was the owner of the item that is subject to this application	
b. The value of the item does not exceed £10,000	
c. I understand and acknowledge that the funeral director is not liable to any other person for the item that is released. I agree to indemnify and keep indemnified the holder against all demands, claims, liabilities, losses, charges and expense which may arise as a result of the holder releasing the item for burial or cremation with the applicant	
d. I am entitled to receive the moveable estate of the person who has died either: <ul style="list-style-type: none"> - Under the terms of the will of the person who has died, OR - Under the laws relating to intestate succession in the place in which the deceased was considered domiciled Note: intestate succession means the rules that govern how the deceased's estate is distributed amongst family members if they did not have a valid will in place.	
e. There is no caveat in force in respect of the estate of the person who has died.	
f. The information I have provided in this application form, and the declaration I have made, is correct to the best of my knowledge.	
Signature of applicant	
Printed name of applicant	
Date of signing	

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DECLARATIONS BY FUNERAL DIRECTOR

I declare that:

- a. I have checked the identification of the applicant
- b. To the best of my knowledge the relationship of the applicant to the person who has died is as described above
- c. The description of the item as set out above is correct and it appears to me that the total value of the item does not exceed more than £10,000

Advice to holder: you are advised to keep a copy of this signed form for at least one year and one day after the date of death. The distribution of the estate of a deceased person can be open to challenge during that period.

Signature of holder

Printed name of holder

Date of signing

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