

Order No. 3 of 2019 in respect of the DIFC Court's Wills and Probate Registry Rules

IN THE DUBAI INTERNATIONAL FINANCIAL CENTRE COURTS

ORDER NO. 3 OF 2019

I, Zaki Bin Azmi, Chief Justice of the DIFC Courts

After having reviewed:

Dubai Law No. 15 of 2017 in respect of the Administration of Non- Muslim Estates in Dubai and Execution of Wills;

DRA Order No. 1 of 2018 in respect of the DIFC Wills Service Centre and the DIFC Wills and Probate Registry Rules;

The DIFC Wills and Probate Registry Rules as issued by DRA Order No. 1 of 2015, and as amended by; Practice Direction 2 of 2016 The DIFC Wills and Probate Registry (WPR)'s Definition of "Probate Practitioner";

Practice Direction 3 of 2016 The DIFC Wills and Probate Registry (WPR)'s Property Will - Form of Will 3;

Practice Direction 1 of 2017 The DIFC Wills and Probate Registry (WPR) Rules;

Practice Direction 2 of 2017 The DIFC Wills and Probate Registry (WPR) Rules;

Practice Direction 3 of 2017 The DIFC Wills and Probate Registry's Free Zone Company Will - Form of Will 4;

Practice Direction 6 of 2017 The DIFC Wills and Probate Registry Rules;

Practice Direction 7 of 2017 The DIFC Wills and Probate Registry's Financial Assets Will - Form of Will 5;

Practice Direction 8 of 2017 The DIFC Wills and Probate Registry Rules; and

Practice Direction 1 of 2018 The DIFC Wills and Probate Registry Rules – Form of Will 4

and pursuant to Dubai Law No. 9 of 2004 (as amended by Dubai Law No. 7 of 2014) and Dubai Law No. 15 of 2017, and in exercise of the powers conferred on me by Article 6 of Dubai Law No. 15 of 2017,

make the following order in respect of the amendments to the DIFC Wills and Probate Registry Rules ('DIFC WPR Rules'):

Having considered DRA Order No. 1 of 2018 the primary purpose of this Order is to amend the DIFC WPR Rules in order to account for the transfer of the DIFC Wills Service from the DRA to the DIFC Courts pursuant to DRA Order No. 1 of 2018 and to further expand the scope of the DIFC Will to allow for the inclusion of assets outside of the DIFC, the Emirate of Dubai and the Emirate of Ras Al Khaimah.

1. These amendments shall come into force on the 30th of June 2019.
2. All Wills registered prior to the issuance of these Rules shall continue to be registered and the construction, effect and administration of those Wills shall continue to take effect as if they were registered pursuant to these Rules.
3. All Wills registered prior to the 30th of June 2019 may, if the maker so wishes, be amended or modified to include Immoveable and Moveable property outside of the Emirate of Dubai and/or the Emirate of Ras Al Khaimah without being required to pay the applicable modification fee specified in the DIFC Courts Schedule of Fees. All Such modifications must be made prior to the 29th of August 2019. Any Will modified after the 29th of August 2019 shall be subject to the applicable modification as fee specified in the DIFC Courts Schedule of Fees.
4. The DIFC WPR Rules, as amended, are annexed to this Order.



Chief Justice of the DIFC Courts

Issued: 19 June 2019