

BECHUANALAND PROTECTORATE.

No. 43 of 1934.

(Promulgated 12th October, 1934.)

PROCLAMATION

By His Excellency the High Commissioner
Amending the Intestacy Law of the Bechuanaland
Protectorate.

Whereas it is deemed expedient to amend the Intestacy Law of the Bechuanaland Protectorate:

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim and make known as follows:—

1. The surviving spouse of every person married out of community of property who after the commencement of this Proclamation dies either wholly or partly intestate is hereby declared to be an intestate heir of the deceased spouse according to the following rules:—

- (a) If the deceased spouse leaves any descendant who is entitled to succeed *ab intestato* the surviving spouse shall succeed to the extent of a child's share or to so much as does not exceed six hundred pounds in value, whichever is the greater.
- (b) If the deceased spouse leaves a parent or a brother or sister whether of the full or half-blood who is entitled so to succeed, the surviving spouse shall succeed to the extent of one-half share or to so much as does not exceed six hundred pounds in value, whichever is the greater.
- (c) In any case not covered by paragraph (a) or (b) the surviving spouse shall be the sole intestate heir.

2. Paragraph (4) of section four of Proclamation No. 4 of 1895 shall apply to any succession accruing to a surviving spouse under the provisions of this Proclamation.

3. This Proclamation may be cited for all purposes as the "Bechuanaland Protectorate Succession Proclamation, 1934", and shall have force and take effect from the date of its publication in the *Gazette*.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Fourth day of October One thousand Nine hundred and Thirty-four.

H. J. STANLEY,
High Commissioner.

By Command of His Excellency
the High Commissioner.

E. COHEN,
for Administrative Secretary.