

**CHAPTER 474****THE WILLS (SOLDIERS AND SAILORS) ACT**

## Arrangement of Sections

## Section

1. Short title.
2. Interpretation.
3. Explanation of s. 11 of Cap. 473.
4. Extension of section 11 of Wills Act, Cap. 473.
5. Validity of testamentary dispositions of real property made by soldiers and sailors.
6. Power to appoint testamentary guardians.

**WILLS (SOLDIERS AND SAILORS)**

(12th January, 1944.)

7/1944.  
14/1944.  
32/1956.  
12/1984.

**1.** This Act may be cited as the Wills (Soldiers and Sailors) Act. **Short title.**

The Wills Act, is hereinafter called the Principal Act. **Cap. 473.**

**2.** For the purposes of section 11 of the Principal Act, and this Act the expression "soldier" includes a member of the Air Force, and references in this Act to the said section 11 include a reference to that section as explained by this Act. **Interpretation.**

**3.** In order to remove doubts as to the construction of the Principal Act, it is hereby declared and enacted that section 11 of that Act authorizes and always has authorized **Explanation of s. 11 of Cap. 473.**

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any soldier being in actual military service, or any mariner or seaman being at sea, to dispose of his personal estate as he might have done before the passing of that Act, though under the age of eighteen years.

**Extension of section 11 of Wills Act, Cap. 473.**

**4.** Section 11 of the Principal Act, shall extend to any member of Her Majesty's naval or marine forces not only when he is at sea but also when he is so circumstanced that if he were a soldier he would be in actual military service within the meaning of that section.

**Validity of testamentary dispositions of real property made by soldiers and sailors.**

**5.** A testamentary disposition of any real estate in Antigua and Barbuda made by a person to whom section 11 of the Principal Act applies, and who dies after the passing of this Act, shall, notwithstanding that the person making the disposition was at the time of making it under eighteen years of age or that the disposition has not been made in such manner or form as was at the passing of this Act required by law, be valid in any case where the person making the disposition was of such age and the disposition has been made in such manner and form that if the disposition had been a disposition of personal estate made by such a person domiciled in Antigua and Barbuda it would have been valid.

**Power to appoint testamentary guardians.**

**6.** Where any person dies after the passing of this Act having made a will which is, or which, if it had been a disposition of property, would have been rendered valid by section 11 of the Principal Act, any appointment contained in that will of any person as guardian of the infant children of the testator shall be of full force and effect.

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