

the name of the trustee from the title of the account, and may substitute the name of another trustee in the place thereof, or may enter the account in the name of the person on whose behalf the deposits were made.

(2.) Where the name of a new trustee is substituted such trustee shall make the declaration required upon the making of a first deposit.

(3.) In any case provided for by this Regulation the receipt of the persons named in the title of the account as altered in manner provided by this regulation shall be a good discharge to the trustees for any sums standing to the credit of the account.

#### NOMINATIONS.

##### *A Depositor may Nominate.*

10. Subject to the provisions of these Regulations a depositor of the age of 16 years or upwards may nominate any person to receive any sum due to such depositor at his decease.

##### *Requirements of a Nomination.*

11.—(1.) Every such nomination shall be in writing, and shall be signed by the depositor in the presence of a witness, and shall be sent by post or otherwise to the trustees during the lifetime of the depositor.

(2.) The receipt of every such nomination shall be acknowledged by the trustees.

(3.) Every such nomination should be in a form to be provided by the trustees.

##### *Registration.*

12. Every such nomination should be registered by the trustees in a book to be kept for the purpose.

##### *Revocation.*

13.—(1.) Any such nomination may be revoked by the depositor by writing under his hand signed in the presence of a witness.

(2.) Any such revocation shall be sent by post or otherwise to the trustees during the lifetime of the depositor, and shall be registered by the trustees in a book to be kept for that purpose in like manner as in the case of a nomination.

(3.) The receipt of every such revocation shall be acknowledged by the trustees.

##### *Scope of Nomination.*

14.—(1.) A nomination may relate to the whole of the deposits standing in the name of a depositor or to part only of such deposits.

2. Except where otherwise stated a nomination shall be deemed to extend to all sums to which a depositor is entitled at the time of his decease in respect of Government stock or a savings bank annuity, but a depositor may in a nomination expressly exclude any of such sums from the operation of such nomination.

##### *Division of Sums Nominated.*

15. A nomination may be in favour of one person or of several persons, and in the latter case, may direct that specific sums shall be paid to one or more of the persons named in the nomination, or that the persons named in such nomination may take the deposits in specified shares, or may give directions to both effects.

##### *Witness to Nomination disqualified from taking under it.*

16. No person who witnesses the signature of a depositor to a nomination shall take any benefit under such nomination.

##### *Operation of Nomination.*

17.—(1.) Where the sums due on the decease of a depositor do not exceed in the whole the sum of £100, the trustees shall pay the persons named in any nomination made by such depositor, and

in force at the time of his death, according to the directions of such nomination.

(2.) If upon the decease of a depositor the sums due to him or to his estate exceed £100, any nomination made by such depositor shall take effect as regards any sum or sums to which the same relates, not exceeding £100, in like manner as if it were a will of the deceased depositor duly executed, but shall not take effect in any other manner, and a nomination shall not in such case be deemed void because the depositor was a minor at the time such nomination was made.

(3.) In any such case as last aforesaid, the trustees may, subject to the provisions of this Regulation, pay any sum or sums to which a nomination relates, not exceeding in the aggregate £100, according to the directions of such nomination, notwithstanding the production of probate of the will of a deceased depositor, or letters of administration to his estate,

##### *Nominations to be entered on Transfer Certificates.*

18. On any certificate granted to a depositor by the trustees for the purpose of transferring deposits from a Trustee Savings Bank to a Trustee Savings Bank, or to the Post Office Savings Bank, a memorandum shall be made, specifying the date and other particulars of any nomination made in respect of such deposits.

##### *Effect of Transfer on Nomination of Deposits in the Post Office Savings Bank.*

19.—(1.) When deposits are transferred from the Post Office Savings Bank to a Trustee Savings Bank, any nomination made with respect to such deposits while in the Post Office Savings Bank, shall (if such nomination is brought to the notice of the trustees) be deemed to hold good with respect to deposits in the Trustee Savings Bank.

(2.) The trustees may require proof to their satisfaction of the making of any such nomination, and that the same is at the date of transfer of full force and effect.

#### PAYMENT OF DEPOSITS OF DECEASED DEPOSITORS.

##### *Proof of Death.*

20. The trustees may require proof to their satisfaction of the decease of a depositor.

##### *Deposits under 100l.*

21. Where the whole amount due to a depositor at the time of his decease does not exceed 100l., exclusive of interest, and probate of the will of such depositor, or letters of administration to his estate and effects, is not or are not produced to the trustees within the period of two months from the death of the said depositor, if such depositor has made no nomination, and so far as any nomination does not extend, the trustees may pay and divide the amount so due as aforesaid to or amongst any person or persons who shall appear to such trustees to be the widow or entitled to the effects of such deceased depositor, according to the Statute of Distribution, or according to the rules of the savings bank.

##### *Succession and Legacy Duties.*

22.—(1.) If the total personal property of any deceased depositor exceeds £100, any sum which may under these Regulations be paid otherwise than to the legal personal representative of the depositor, shall, notwithstanding such payment, be liable to probate duty, as part of the amount on which such duty is charged, and the trustees may, before making such payment, require a statutory declaration by the claimant, or by one of the claimants, that the total personal estate of the deceased, including the sum in question, does not, after deduction of debts and funeral expenses, exceed the sum of £100.