

**IN THE SUPREME COURT OF VICTORIA
IN ITS PROBATE JURISDICTION**

S PRB [*Application No.*]

In the matter of the deceased estate of [*name*]

Application by:
[*Plaintiff's name*]

Plaintiff(s)

SURETY'S GUARANTEE

Date of document:

Filed on behalf of the Plaintiff

Prepared by: [*name and
address of lodging party*]

Ref: [*solicitors only*]

CODE: [*solicitors only*]

Tel: [*number*]

E-mail: [*e-mail address*]

WHEREAS [*deceased's name*] late of [*deceased's address*] died on [*date of death*]

AND WHEREAS [*Plaintiff's name*] of [*Plaintiff's address*] ("the administrator") is the intended administrator of their estate.

NOW THEREFORE

1. I [*Surety's name*], of [*Surety's address*] hereby guarantee that I will when lawfully required to do so make good any loss which any person interested in the administration of the estate of the deceased may suffer in consequence of the breach by the administrator of the administrator's duty—
 - (a) well and truly to collect and administer the estate of the deceased according to law and, if so required by the Court, deliver up the grant to the Court;
 - (b) if the Court or the Registrar requires, to make and file or cause to be made and filed a true and just account of the administration of the estate.
2. The giving of time to the administrator or any other forbearance or indulgence shall not in any way affect my liability under this guarantee.
3. The liability under this guarantee shall be continuing and shall be for the whole amount of the loss mentioned in paragraph 1 but my total liability shall not in any event exceed the sum of \$

Dated

SIGNED by *[name]*

in the presence of *[name]*

SIGNATURE of witness
