

**BANKRUPTCY ACT  
(CHAPTER 20)**

**BANKRUPTCY RULES**

(Title)

**AFFIDAVIT IN SUPPORT OF  
CREDITOR'S APPLICATION FOR ADMINISTRATION OF  
ESTATE OF DECEASED DEBTOR UNDER SECTION 148 OF  
BANKRUPTCY ACT**

I/We \_\_\_\_\_, of \_\_\_\_\_ do make oath (or affirm) and say as follows:

1. [*explanation as to how rule 104 of the Bankruptcy Rules is satisfied*].

2. The estate of the said deceased is justly and truly indebted to me/us in the aggregate sum of \$\_\_\_\_\_ [*exact sum as of date of bankruptcy application*], full particulars of which are set out in the annexure to this application which is marked \_\_\_\_ [*The annexure shall be strictly in accordance with rule 101 of the Bankruptcy Rules and include particulars of assignment of debt*].

3. The abovementioned debt is for a liquidated sum payable immediately.

4. I/We do not, nor does any person on my/our behalf, hold any security on the deceased debtor's estate, or any part thereof, for the payment of the abovementioned sum.

OR

4. I/We hold security for the payment of [*part of*] the abovementioned sum.

I/We will give such security for the benefit of all the creditors in the event of an order for administration in bankruptcy being made

OR

4. I/We hold security for the payment of part of the abovementioned sum and I/we estimate the value of such security to be \$\_\_\_\_\_. This application is not made in respect of the secured part of my/our debt.

5. The assets of the estate are as follows [*state description and estimation or actual value*].

6. The will of the said deceased debtor was on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, proved by [*state name and address of Executor(s)*]

OR

6. The letters of administration were on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, granted to [*state name and address of Administrator(s)*]

7. The total assets of the estate are to my knowledge and information insufficient to settle the debts of the estate.

8. There has been no stay of execution in respect of this debt.

9. [*any other relevant information*]

Sworn (or affirmed) on the                      day of                      20   ,  
at  
(through the interpretation of                      )

Before me

Commissioner for Oaths

Note: If the applicant is the Official Assignee, paragraphs 2, 3 and 4 do not apply.