

**PRACTICE DIRECTION NUMBER 2 OF 2009**

**SUPREME COURT OF QUEENSLAND**

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**WILLS ATTESTED BY ONLY ONE WITNESS: DISPENSATION:  
POWERS OF REGISTRAR**

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This direction is given under Rule 452(2)(b) of the Uniform Civil Procedure Rules.

A registrar may constitute the Supreme Court to hear and decide applications under section 18(2) of the *Succession Act 1981* to dispense with the requirement under section 10(4) of that Act that a will be witnessed by at least two persons, in circumstances where the testamentary document has been attested by only one witness, subject to the production of evidence:

1. showing that the deceased intended the document to be his or her will;
2. of due execution by the testator in the presence of the witness (using Form 107, with necessary modification); and
3. of any explanation why more than one witness did not attest the document.



**Paul de Jersey**  
Chief Justice  
8 July 2009