

# Western Australia

## *Oaths, Affidavits and Statutory Declarations Act 2005*

### Statutory Declaration

I, \_\_\_\_\_ {name of person making declaration}  
of \_\_\_\_\_ {address of person making declaration}  
occupation \_\_\_\_\_ {occupation of person making declaration}

sincerely declare as follows:

- 1 \_\_\_\_\_ {insert name of the deceased as set out in the death certificate} (**Deceased**), to the best of my knowledge and belief, died without a valid will and no grant of representation of the estate of the Deceased has been made and no application for such grant will be made;
- 2 I am the \_\_\_\_\_ {insert relationship to the Deceased, ie husband/wife/son/daughter/de-facto partner} of the Deceased;
- 3 I am the immediately surviving next of kin of the Deceased, and am entitled to apply for Letters of Administration of the estate of the Deceased in the state of Western Australia; and
- 4 all claims against the estate have been made.

This declaration is true and I know that it is an offence to make a declaration knowing that it is false in a material particular.

This declaration is made under the *Oaths, Affidavits and Statutory Declarations Act 2005*.

At \_\_\_\_\_ {place}

On \_\_\_\_\_ {date}

By \_\_\_\_\_ {Signature of person making the declaration}

In the presence of

\_\_\_\_\_ {Signature of authorised witness}

\_\_\_\_\_ {Name of authorised witness}

\_\_\_\_\_ {Qualification as such a witness}

**\*Important - This Declaration must be made before any of the following persons:**

Academic (post-secondary institution)	Local government councillor
Accountant	Loss adjuster
Architect	Marriage Celebrant
Australian Consular Officer	Member of Parliament
Australian Diplomatic Officer	Minister of religion
Bailiff	Nurse
Bank Manager	Optometrist
Chartered secretary	Patent Attorney
Chemist	Physiotherapist
Chiropractor	Podiatrist
Company auditor or liquidator	Police officer
Court officer (magistrate, registrar or clerk)	Post Office manager
Defence Force officer	Psychologist
Dentist	Public Notary
Doctor	Public Servant (State or Commonwealth)
Electorate Officer (State – WA only)	Real Estate agent
Engineer	Settlement agent
Industrial organisation secretary	Sheriff or deputy Sheriff
Insurance broker	Surveyor
Justice of the Peace (any State)	Teacher
Lawyer	Tribunal officer
Local government CEO or deputy CEO	Veterinary surgeon

Full descriptions of these professions are available via the following website link  
[http://www.courts.justice.wa.gov.au/files/Professions\\_witness\\_statutory\\_declarations.pdf](http://www.courts.justice.wa.gov.au/files/Professions_witness_statutory_declarations.pdf)

**Or**

any person before whom, under the *Statutory Declarations Act 1959* of the Commonwealth, a Statutory Declaration may be made.

Any authorised witness for the State of Western Australia may also witness a Commonwealth Statutory Declaration, as long as they are in Western Australia at the time of witnessing - Schedule 2, item 231 of the *Statutory Declarations Regulations 1993 (Commonwealth)*.

**Further information on witnessing documents is available at**  
[www.courts.justice.wa.gov.au](http://www.courts.justice.wa.gov.au).

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