1960

c 391 Survivorship Act

Ontario

© Queen's Printer for Ontario, 1960

Follow this and additional works at: http://digitalcommons.osgoode.yorku.ca/rso

Bibliographic Citation

Survivorship Act, SO 1966, c 391

Repository Citation

Available at: http://digitalcommons.osgoode.yorku.ca/rso/vol1960/iss4/87

This Statutes is brought to you for free and open access by the Statutes at Osgoode Digital Commons. It has been accepted for inclusion in Ontario: Revised Statutes by an authorized administrator of Osgoode Digital Commons.
CHAPTER 391
The Survivorship Act

1.-(1) Where two or more persons die at the same time or in circumstances rendering it uncertain which of them survived the other or others, such deaths shall, subject to subsections 2 and 3, for all purposes affecting the title to property, be presumed to have occurred in the order of seniority, and accordingly the younger shall be deemed to have survived the older. R.S.O. 1950, c. 382, s. 1 (1).

(2) This section shall be read and construed subject to sections 189 and 246 of The Insurance Act and section 36 of The Wills Act. R.S.O. 1950, c. 382, s. 1 (2), amended.

(3) Where a testator and a person who, if he had survived the testator, would have been a beneficiary of property under the will, die at the same time or in circumstances rendering it uncertain which of them survived the other, and the will contains provisions for the disposition of the property in case that person had not survived the testator or died at the same time as the testator or in circumstances rendering it uncertain which survived the other, then for the purpose of that disposition the will takes effect as if that person had not survived the testator or died at the same time as the testator or in circumstances rendering it uncertain which survived the other, as the case may be. R.S.O. 1950, c. 382, s. 1 (3).