

(d) such acts as may be necessary for the proper care and management of the assets left by the deceased.

and nothing in the Succession Act or in any other law for the time being in force with respect to rights of priority of creditors of deceased persons shall be held to affect the validity of any payment so caused to be made.

Succession Act and Burma Companies Act not to affect Administrator General, and saving of provisions of the Rangoon Police Act as to petty estates.

55. (1) Nothing contained in the Succession Act or the Burma Companies Act shall be taken to supersede or affect the rights, duties and privileges of the Administrator General.

(2) Nothing contained in the Succession Act or in this Act shall be deemed to affect, or to have affected, any law for the time being in force relating to the moveable property under two hundred rupees in value of persons dying intestate in the town of Rangoon, which shall be or has been taken charge of by the police for the purpose of safe custody.

Order of Court to be equivalent to decree.

56. Any order made under this Act by any Court shall have the same effect as a decree.

Provision for administration by Consular Officer in case of death in certain circumstances of foreign subject.

57. Notwithstanding anything in this Act, or in any other law for the time being in force, the President of the Union may, by general or special order, direct that, where a subject of a foreign State dies in the Union of Burma, and it appears that there is no one in the Union of Burma other than the Administrator General entitled to apply to a Court of competent jurisdiction for letters of administration of the estate of the deceased, letters of administration shall, on the application to such Court of any Consular Officer of such foreign State, be granted to such Consular Officer on such terms and conditions as the Court may, subject to any rules made in this behalf by the President of the Union by notification in the Gazette, think fit to impose.

58. * * * *

Saving of provisions of the Registration Act.

59. Nothing in this Act shall be deemed to affect the provisions of the Registration Act.

THE LEGAL REPRESENTATIVES SUITS ACT.

[INDIA ACT XII, 1855.] (27th March, 1855.)

Preamble.

Whereas it is expedient to enable executors, administrators or representatives in certain cases to sue and be sued in respect of certain wrongs which, according to the present law, do not survive to or against such executors, administrators or representatives; It is enacted as follows:—

Executors may sue and be sued in certain cases

1. An action may be maintained by the executors, administrators or representatives of any person deceased for any wrong committed in the lifetime of such person, which has occasioned pecuniary loss to his estate, for

which wrong an action might have been maintained by such person, so as such wrong shall have been committed within one year before his death, and the damages, when recovered, shall be part of the personal estate of such person ;

for wrongs committed in life-time of deceased.

and further, an action may be maintained against the executors or administrators or heirs or representatives of any person deceased for any wrong committed by him in his life-time for which he would have been subject to an action, so as such wrong shall have been committed within one year before such person's death ; and the damages to be recovered in such action shall, if recovered against an executor or administrator bound to administer according to the English law, be payable in like order of administration as the simple contract debts of such person.

2. No action commenced under the provisions of this Act shall abate by reason of the death of either party, but the same may be continued by or against the executors, administrators or representatives of the party deceased : Provided that, in any case in which any such action shall be continued against the executors, administrators or representatives of a deceased party, such executors, administrators or representatives may set up a want of assets as a defence to the action, either wholly or in part, in the same manner as if the action had been originally commenced against them.

Death of either party not to abate suit.

Proviso.