

31/07/2015

L K Barber  
[Fyi-request-2896-473a3490@requests.fyi.org.nz](mailto:Fyi-request-2896-473a3490@requests.fyi.org.nz)

Dear L K Barber

### **Duties of estate administrator or executor**

Thank you for your email of 30 June 2015 requesting, under the Official Information Act 1982 (OIA), a response to various questions about the duties of an estate administrator or executor.

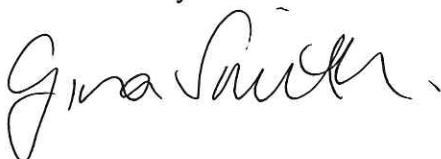
In response to questions 1 and 2, this information is publically available. You can find information about the tax rules relating to estates on Inland Revenue's website at [www.ird.govt.nz/trusts-and-estates](http://www.ird.govt.nz/trusts-and-estates). You can also contact Inland Revenue to discuss any issues on 0800 377 774 and they will be happy to assist you.

In response to questions 3 and 6, this information is also publicly available. The law relating to executors and administrators is set out in the Administration Act 1969 which is publically available at [www.legislation.govt.nz](http://www.legislation.govt.nz). There have been no substantial amendments to the parts of the Administration Act (sections 22 to 52) that relate to the roles and duties of executors and administrators in the last 30 years.

A response to questions 4 and 5 of your request is refused under section 18(g) of the OIA as the information requested is not held by the Ministry of Justice and we have no grounds for believing that the information is held by another department or Minister of the Crown or organisation, or by a local authority. You may wish to seek legal advice in response to these questions, which the Ministry of Justice is unable to provide. Community law centres provide free initial legal advice. Contact details for community law centres are available at [www.communitylaw.org.nz](http://www.communitylaw.org.nz)

You have the right under section 28(3) of the OIA to complain to the Ombudsman about the response to your request.

Yours sincerely



Gina Smith  
**Policy Manager, Civil Law and Human Rights**