

Part 1 – Definitions and Interpretation

- Part 1 establishes the definitions that apply throughout the Act.
- Many definitions are new. Some definitions have been carried forward from the various Acts that the *Wills, Estates and Succession Act* replaces.

SECTION 1

- Section 1 has definitions to support interpretation of other sections.
- This section has been amended by section 1 of the [Wills, Estates and Succession Amendment Act, 2011](#) to move definitions from section 12 and to add additional definitions.
- The definition of “nominee” has been amended by section 2 of the [Wills, Estates and Succession Amendment Act, 2011](#).
- The definition of “participant” has been amended by section 3 of the [Wills, Estates and Succession Amendment Act, 2011](#).
- The definition of “spousal home” has been amended by section 5 of the [Wills, Estates and Succession Amendment Act, 2011](#).

Table of Concordance:

Definition	Origin
Beneficiary	New
Benefit	New
Benefit plan	New
Chief executive officer	<i>Wills Act</i> - No change
Court	<i>Wills Variation Act</i> (no change) <i>Estate Administration Act</i> (minor change)
Declarant	New
Descendant	<i>Estate Administration Act</i> (formerly “issue” in s. 81)
Designated beneficiary	New
Designation	New
Estate	<i>Estate Administration Act</i> (similar to s.81 definition – differs from s.1 definition, which distinguished pre-1921 estates)
Foreign grant	New
Foreign personal representative	New
Gift	New
Instrument	New
Intestate	<i>Estate Administration Act</i> (no change)
Intestate estate	New
Intestate successor	New
Land	New

Nisga'a citizen	<i>Estate Administration Act and Wills Variation Act (no change)</i>
Nisga'a Final Agreement	<i>Estate Administration Act and Wills Variation Act (no change)</i>
Nisga'a Lands	New
Nisga'a law	<i>Estate Administration Act and Wills Variation Act (no change)</i>
Nisga'a Lisims Government	<i>Estate Administration Act and Wills Variation Act (no change)</i>
Nisga'a Village Government	New
Nominee	New
Participant	New
Personal property	New
Property	<i>Estate Administration Act (similar to definition of "estate" found in s.81)</i>
Registrable charge	New
Representation grant	New
Security interest	New
Spousal home	<i>Estate Administration Act (modified)</i>
Spouse	<i>Estate Administration Act and Wills Variation Act (modified) – see section 2</i>
Taxing treaty first nation	New
Testamentary instrument	New
Will	Change from <i>Estate Administration Act</i>
Will-maker	"testator" in <i>Estate Administration Act</i>
Will-maker's signature	New