1. Could the moj clause for virtual attestation be used as a statement to sit alongside the will similar to a letter of wishes?

*A. That’s how I would use it.*

1. two of my recent applications have been rejected where I used pa1a (sent before mandatory online application) and signed as the legal representative - are you aware of any changes to procedures?

*A. The Probate FAQs issues by HMCTS says agents (meaning those authorised to make probate applications, solicitors, licensed conveyancers and accountants) can sign on behalf of applicants(see extracts below).*

1. When you say 'electronic signature' for the probate applications, do you mean a scanned version of a wet signature? Not an e-sign, such as on a PDF?

*A. See Probate FAFs below.*

1. Is the PPD CGT form only able to be requested when exchange takes place or can we just request a copy for the office and then fill in as and when each estate needs it?

*A: You can request it in advance but it is apparently partially pre- populated by HMRC so you can’t re-use for different clients.*

1. CGT accelerated returns - do they not apply to a sale of foreign property?

*A. No. Only sales of UK residential property*.

**Extracts from HMCTS Probate Frequently asked questions**

**6. Signature guidance**

**Q1. What is an electronic signature?**

A1. Examples of an electronic signature include someone’s name at the bottom of an e-mail or digitally writing your name on a form.

In legal terms, electronic signatures can be used for a wide range (but not all forms) of business with the equivalent legal effect of a handwritten signature. The general basis is that it is linked to the signatory, helps identify the signatory, is under their sole controls and signals their intention to sign something.

**Online journey: professionals**

**Q1. Can I sign the legal statement on behalf of my client, or do they need to be sent a copy of the legal statement to sign?**

A1. You must send it to your client to sign.

**Q2. Can the client sign the legal statement electronically, in addition to a wet signature?**

A2. Yes, they can sign electronically.

**Paper journey: professionals**

**Q2. Should I sign the legal statement with either a wet signature or electronic signature?**

A2. Either are acceptable.

**Q3. If I am acting for 2,3 or 4 applicants, do I sign on behalf of these extra applicants? Does my signature count as an ‘umbrella’, encompassing the required signatures for these extra applicants? Therefore, would I only need to fill out the applicant 1 signature box or all the extra additional ones required?**

A3. You (the professional) can sign on behalf of all these applicants, but they may also opt to sign themselves. If signing for multiple applicants, you must sign in the applicant boxes for however many additional individuals you are acting for. Each signature can be either electronic or wet.