

Form of Will 4

Business Owners Will of []

A. INTRODUCTION

1. I [*name*] born on [*date of birth*] of [*address*] declare this to be my last Will.

B. INCLUSION OF COMPANY SHARES

2. This Will is made in respect of my shareholdings in those companies established in accordance with United Arab Emirates Federal Law and incorporated in the [United Arab Emirates]^{1 2} as listed below in Table A, as well as all other shares derived from such shares, whether by way of bonus, rights or otherwise howsoever, as well as dividends declared from time to time in respect of all shares held by me (“my Company Shares”).

3. Table A: List of Company Shares

Shareholding	Company Name	Company Number/Registration Number	Registering Authority	Emirate	Number of Shares (owned by me)
A					
B					
C					
D					
E					

C. REVOCATION

4. I revoke all my earlier testamentary dispositions to the extent that they relate to my Company Shares.

¹ One of the two options should be chosen here.

² Amended pursuant to DIFC Courts Order No. 3 of 2019 in respect of the DIFC Court’s Wills and Probate Registry Rules, previously: [Emirate of Dubai] [Emirate of Ras Al Khaimah] [Emirates of Dubai and Ras Al Khaimah]

D. RELIGION DECLARATIONS

- 5. I declare that I am not Muslim and have never been a Muslim.
- 6. I declare that this Will will be void if I am a Muslim at any time before my death.

E. APPOINTMENT OF EXECUTORS AND TRUSTEES

- 7. I appoint my [*relationship*] [*name*] born on [*date of birth*] (“First Executor”) to be my sole executor and trustee in relation to my Company Shares.
- 8. If the appointment of my First Executor fails (because they die with me or die in my lifetime or die before proving this Will, or they shall renounce probate, or for any reason be unable or unwilling to act as executor to this Will) then I appoint my [*relationship*] [*name*] born on [*date of birth*] (“Second Executor”) to be my sole executor and trustee in relation to my Company Shares.
- 9. In this Will the expression ‘my sole executor and trustee’ shall for the purpose of holding title to my Company Shares mean my personal representatives and the person recognized as having any title to my Company Shares.

F. DISTRIBUTION OF COMPANY SHARES

- 10. I give to my executor and trustee my Company Shares on trust to distribute the same to the beneficiaries identified in Table B.
- 11. Table B: Distribution of Company Shares

<i>Shareholding</i>	<i>Number of Beneficiaries per Shareholding</i>	<i>Beneficiary Number</i>	<i>Beneficiary's Full Name</i>	<i>Date of Birth</i>	<i>Relation (to you)</i>	<i>Number of Shares</i>	<i>Substitution Distribution</i>
<i>A</i>							
<i>B</i>							
<i>C</i>							
<i>D</i>							
<i>E</i>							

12. *In the event that a first named beneficiary as identified in Table B above shall predecease me then their share of my Company Shares shall be distributed by my executor and trustee to the substitute beneficiaries in accordance with Table C below.*

Table C: Substitution Distribution of Company Shares

<i>Number</i>	<i>Substitute Beneficiary's Full Name</i>	<i>Date of Birth</i>	<i>Relation (to you)</i>	<i>Number of Shares</i>
<i>A a (i)</i>				
<i>A a (ii)</i>				

G. GOVERNING LAW

13. The law and the Rules of the Dubai International Financial Centre (including the Wills and Probate Registry (WPR) Rules, as applicable) govern the validity of this Will and its construction, effect and the administration of my Company Shares.
14. The Courts of the Dubai International Financial Centre (as established under Dubai Law No. 12 of 2004) have exclusive jurisdiction in any proceedings involving rights or obligations under this Will or the administration of my Company Shares.

H. ATTESTATION

Signed by [*name*] to give effect to this Will,
in the presence of the witnesses, present at the same time,³
who have each signed this Will in the presence of the Testator.

Signature of Testator

Name

Date

Address

Signature of First Witness

Name of First Witness

Date

Address

³ Amended pursuant to DIFC Courts Order No. 3 of 2019 in respect of the DIFC Court's Wills and Probate Registry Rules, previously: in the presence of the witness and the Director/Authorised Officer present at the same time,

Signature of Second Witness⁴

Name of Second Witness⁵

Date

Address

⁴ Amended pursuant to DIFC Courts Order No. 3 of 2019 in respect of the DIFC Court's Wills and Probate Registry Rules, previously: Signature of the Probate Director/Authorised Officer

⁵ Amended pursuant to DIFC Courts Order No. 3 of 2019 in respect of the DIFC Court's Wills and Probate Registry Rules, previously: Name of the Probate Director/Authorised Officer