

**Note for the editors:**

W v Williams-Ashman NO & Ors (WCC): 28 April 2020

*Wills- s 2B of Wills Act 7 of 1953- Statutory revocation of will on divorce or annulment- Constitutionality of-Challenge to provision on grounds that it conflicts with ss 25(1) and 34 of the Constitution in that it allows for arbitrary deprivation of property as there is not sufficient reason for it and it is procedurally unfair and limits right of access to Court in that it does not allow for extraneous evidence of a testator's intention outside of the will itself*

*Held: Provision serves a legitimate and compelling purpose and sufficient reason for it established and it is not procedurally unfair*

*Wills-s 2B of Wills Act 7 of 1953- Ambit and effect of- historical origins of provision set out and comparative provisions in other jurisdictions (USA, UK, Canada and Australia) considered*