

99046010001002

Heruntergeladen am 08.06.2025

<https://fimportal.de/services/99046010001002>

| Modul                     | Sachverhalt   |
|---------------------------|---|
| Leistungsschlüssel        | 99046010001002  |
| Leistungsbezeichnung I    |   |
| Leistungsbezeichnung II   | Applying for a certificate of sole inheritance on the basis of a will                       |
| Typisierung               | 2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug                                      |
| Quellredaktion            | Baustein Leistungen   |
| Freigabestatus Katalog    | fachlich freigegeben (gold)   |
| Freigabestatus Bibliothek | fachlich freigegeben (gold)   |
| Begriffe im Kontext       |   |
| Leistungstyp              | Leistungsobjekt mit Verrichtung   |
| Leistungsgruppierung      | Judicial services (individuell, 046)  |
| Verrichtungskennung       | Erteilung (001)   |
| SDG-Informationsbereich   | Erbsprüche und -pflichten in einem anderen Mitgliedstaat, einschließlich Steuervorschriften |
| Lagen Portalverbund       | Urkunden und Bescheinigungen (1070200), Erbschaft, Nachlass und Testament (1190200)         |

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| Einheitlicher Ansprechpartner | Nein  |
| Fachlich freigegeben am       | 15.11.2021  |
| Fachlich freigegeben durch    | Federal Ministry of Justice and Consumer Protection   |
| Handlungsgrundlage            | <a href="https://www.gesetze-im-internet.de/bgb/_2353.html">https://www.gesetze-im-internet.de/bgb/_2353.html</a><br><a href="https://www.gesetze-im-internet.de/famfg/_352.html">https://www.gesetze-im-internet.de/famfg/_352.html</a>  |
| Teaser                        | If you have accepted your inheritance, you will often need proof of your status as an heir. If you are the sole heir according to a will or inheritance contract, you can apply for a sole heir certificate.  |
| Volltext                      | <p>The certificate of sole inheritance is issued by the probate court. It certifies that you are the only heir, i.e. that you are the sole legal successor to the deceased. This is the case if the deceased person has appointed you as sole or universal heir in the will or inheritance contract.</p> <p>The certificate of inheritance gives you access to the deceased person's bank accounts, for example, or you can apply for entries in the land register.</p>   |
| Erforderliche Unterlagen      | <ul style="list-style-type: none"> <li>• Identity card or passport</li> <li>• Death certificate of the deceased person, i.e. the testator</li> <li>• Information on whether there is a lawsuit regarding your inheritance rights</li> <li>• Proof of why certain persons who would actually be (co-)heirs are not heirs, for example: <ul style="list-style-type: none"> <li>• Death certificates</li> <li>• Declarations of inheritance</li> <li>• Declarations of renunciation of inheritance</li> </ul> </li> <li>• Wills or inheritance contracts or at least the details thereof, for example in the case of special official safekeeping <ul style="list-style-type: none"> <li>• for married couples: proof of matrimonial property regime, if applicable</li> <li>• in the case of registered civil partnerships: proof of assets, if applicable</li> </ul> </li> </ul> |
| Voraussetzungen               | You can only apply for a sole heir certificate if you are the sole heir.  |

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| Kosten                       | <ul style="list-style-type: none"> <li>• The amount of the fees depends on the value of the estate after deduction of the deceased's debts.               <ul style="list-style-type: none"> <li>• The issuing of a sole certificate of inheritance by the probate court costs, for example                   <ul style="list-style-type: none"> <li>• for an estate value of EUR 30,000 EUR 125.00,</li> <li>• EUR 273.00 for an estate value of EUR 100,000 and</li> <li>• EUR 935.00 for an estate value of EUR 500,000.</li> </ul> </li> <li>• In addition, you must pay fees of the same amount for the notarization of an affidavit at the probate court or with a notary. You may also have to pay writing expenses and VAT.</li> </ul> </li> </ul>  |
| Verfahrensablauf             | <p>You must apply for a certificate of sole inheritance at the competent probate court (local court):</p> <ul style="list-style-type: none"> <li>• Submit an informal application for a certificate of sole inheritance there and attach all the necessary documents to your letter.</li> <li>• Alternatively, you can submit the application via an authorized person, such as a notary public or a lawyer, or make a statement to the court for the record.</li> <li>• Make an affidavit in person before the local court or before a notary. In doing so, you confirm that you are not aware of anything that contradicts the accuracy of the information you have provided in the application for a certificate of inheritance.               <ul style="list-style-type: none"> <li>• This is not necessary if the local court waives this requirement.</li> <li>• If a notary notarizes the declaration in lieu of an oath, this person can also notarize the application for a certificate of inheritance.</li> <li>• The local court will check your entitlement and issue the certificate of inheritance.</li> </ul> </li> </ul> |
| Bearbeitungsdauer            |   |
| Frist                        | You do not have to meet any deadlines.  |
| weiterführende Informationen |   |
| Hinweise                     |   |
| Rechtsbehelf                 | <ul style="list-style-type: none"> <li>• Appeal</li> <li>• Application for revocation of the certificate of inheritance</li> </ul>  |

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| Kurztext          | <ul style="list-style-type: none"> <li>• Granting a certificate of sole inheritance by reason of death <ul style="list-style-type: none"> <li>• A sole heir can apply to the probate court for a sole certificate of inheritance</li> <li>• a certificate of inheritance is an official certificate issued by the probate court that provides information about the inheritance rights of a specific person</li> <li>• someone can be designated as sole heir on the basis of a will or inheritance contract</li> <li>• responsible: Probate court (local court) at the last place of residence of the deceased person</li> </ul> </li> </ul> |
| Ansprechpunkt     |   |
| Zuständige Stelle |   |
| Formulare         | <p>Forms:<br/>Online procedure possible:<br/>Written form required: no<br/>Personal appearance required:</p> <ul style="list-style-type: none"> <li>• for application: no</li> <li>• for declaration in lieu of an oath: yes</li> </ul>   |
| Ursprungsportal   |   |