

99046010001003, 99046010001003

Apply for a certificate of inheritance limited to a single person

Heruntergeladen am 08.06.2025

<https://fimportal.de/xzufi-services/214329981/L100038>

Modul	Sachverhalt
Leistungsschlüssel	99046010001003, 99046010001003
Leistungsbezeichnung I	Apply for a certificate of inheritance limited to a single person
Leistungsbezeichnung II	Apply for a subject limited sole heirship certificate
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Thüringen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gerichtliche Leistungen (046)
Verrichtungskennung	Erteilung (001)
SDG-Informationsbereich	Erbansprüche und -pflichten in einem anderen

Modul	Sachverhalt
	Mitgliedstaat, einschließlich Steuervorschriften
Lagen Portalverbund	Erbschaft, Nachlass und Testament (1190200), Urkunden und Bescheinigungen (1070200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	30.01.2023
Fachlich freigegeben durch	Thuringian Ministry for Migration, Justice and Consumer Protection
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG020002377 https://www.gesetze-im-internet.de/famfg/_352c.html https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG020002377 https://www.gesetze-im-internet.de/famfg/_352c.html
Teaser	If you are the sole heir, you often need a certificate of inheritance as proof of your inheritance rights. You can have this limited to the estate in Germany if estate items are located both in Germany and abroad.
Volltext	<p>A sole heir certificate testifies that you alone are the legal successor to the deceased. This is the case if the deceased person designated you as the sole or universal heir in a will or on the basis of an inheritance contract. Or if you are the sole heir under the statutory succession because all the other co-heirs have disclaimed the inheritance.</p> <p>If the inheritance includes estate items both in Germany and abroad, you can apply to the probate court for a certificate of inheritance limited to the specific items. This certificate of inheritance is limited to the estate located in Germany. This may be advisable if it speeds up the procedure for issuing the certificate of inheritance (for example, because no foreign inheritance law has to be determined) or because the certificate of inheritance is not required abroad and costs can be saved as a result of the restriction.</p>
Erforderliche Unterlagen	• Identity card or passport

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- Death certificate of the deceased person, i.e. the testator
- If applicable, documents to document the status as legal heir, for example
 - Family register
 - Birth certificates,
 - Marriage certificate
- Information on whether there is a lawsuit concerning your right of inheritance
- Evidence as to why certain persons who would actually be (co-)heirs are not heirs, for example:
 - Death certificates
 - Declarations of heirship
 - Declarations of renunciation of inheritance
- If applicable, submission or details of wills or inheritance contracts
- In the case of married couples: Proof of matrimonial property regime
- in the case of registered partnerships: Proof of asset status
- Statement or proof that items of the estate are located abroad

Voraussetzungen

- You are the sole heir
- You accept an inheritance that includes items at home and abroad.

Kosten

- The amount of the fees depends on the value of the estate in Germany.
 - For example, the issuance of a sole inheritance certificate by the probate court costs
 - for an estate value of EUR 30,000 EUR 125.00,
 - for an estate value of EUR 100,000 EUR 273.00 and
 - for an estate value of EUR 500,000 EUR 935.00.
 - In addition, you must pay fees in the same amount for the certification of an affidavit at the probate court or with a notary public. If applicable, clerical expenses and value-added tax must also be added.

Verfahrensablauf

You must apply for a certificate of sole inheritance at the competent probate court (local court):

- Make an informal application there for the issue of a sole inheritance certificate and attach all the necessary documents.

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- Alternatively, you can submit the application
 - through an authorized person, such as a notary public or a lawyer, or
 - declare it on the record at court.
- Make an affirmation in lieu of an oath in person before the local court or before a notary public. In doing so, you affirm that you are not aware of anything that contradicts the correctness of the information you have provided in the application for a certificate of inheritance.
 - This is not necessary if the local court waives it.
 - If a notary certifies the affirmation in lieu of oath, this person can certify the application for a certificate of inheritance at the same time.
 - The local court checks your eligibility and issues the certificate of inheritance.

Bearbeitungsdauer
Frist

You do not have to meet any deadlines.

weiterführende Informationen
Hinweise
Rechtsbehelf

- Complaint
 - Request for withdrawal of the certificate of inheritance

Kurztext

- Single certificate of inheritance issue of limited certificate of inheritance
 - a sole heir can apply for a sole certificate of inheritance at the probate court
 - a certificate of inheritance is an official certificate issued by the probate court which provides information on the inheritance rights of a specific person
 - if parts of the estate are located abroad, the certificate of inheritance can be limited to the assets existing in Germany
 - the sole heir must submit an informal application for a limited certificate of inheritance for this purpose
 - Responsible: Probate court (local court) at the last habitual residence of the deceased person.

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Ansprechpunkt	
Zuständige Stelle	<p>As a rule, the district court in whose district the deceased person had his or her last habitual residence is responsible.</p> <p>You can find the local courts with further contact options and service times via the location and court search. https://www.justizadressen.nrw.de/de/justiz/suche https://www.justizadressen.nrw.de/de/justiz/suche</p>
Formulare	<p>Forms: Online procedure possible: Written form required: no Personal appearance required:</p> <ul style="list-style-type: none"> • for application: no • for affidavit: yes
Ursprungsportal	<p>Alleinerbschein einen gegenständlich beschränkten Erbschein beantragen, Apply for a certificate of inheritance limited to a single person</p>