

99046002086000, 99046002035000

Heruntergeladen am 20.05.2025

<https://fimportal.de/xzufi-services/3701/L100042>

Modul	Sachverhalt
Leistungsschlüssel	99046002086000, 99046002035000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Inheritance; submission of the declaration
Typisierung	2/3

Modul
Sachverhalt
Handlungsgrundlage(n)

- <http://bundesrecht.juris.de/bgb/BJNR001950896.html#BJNR001950896BJNG017602377>
- <http://bundesrecht.juris.de/bgb/BJNR001950896.html#BJNR001950896BJNG017602377>
- <http://bundesrecht.juris.de/famfg/BJNR258700008.html#BJNR258700008BJNG004100000>
- <http://bundesrecht.juris.de/famfg/BJNR258700008.html#BJNR258700008BJNG004100000>
- <http://www.gesetze-im-internet.de/gnotkg/BJNR258610013.html#BJNR258610013BJNG000500000>
- <http://www.gesetze-im-internet.de/gnotkg/BJNR258610013.html#BJNR258610013BJNG000500000>

Teaser

The waiver of an inheritance is made by declaration to the local probate court.

Volltext

If you find out that you have been appointed as an heir or co-heir on the basis of intestate succession or a disposition of property upon death (will, contract of inheritance), you must decide as soon as possible whether you want to be the final heir. If you do not wish to accept the inheritance, you must declare the renunciation of the inheritance within a short period of time.

The renunciation of an inheritance is primarily considered if there is a fear that the estate is over-indebted, because otherwise - at least initially - the heir would be liable for the estate liabilities. After acceptance of the inheritance or the expiry of the deadline for the waiver, you can only limit liability for estate liabilities to the estate by applying for estate administration or estate insolvency proceedings. Only if the estate does not even cover the costs of such proceedings can you refuse to meet the liabilities of the estate to the extent that the estate is insufficient. In this case, however, you must hand over the estate to the creditors.

Begriffe im Kontext
Bearbeitungsdauer

Fristen

The regular period for exercising the inheritance is 6 weeks and begins when you become aware of the inheritance and the reason for exercising it. If you have been appointed by a testamentary disposition, the period does not begin until the disposition has been announced by the court. If the testator's last place of residence was only abroad or if the heir was abroad at the start of the time limit, the time limit is 6 months.

Formulare + Objekt
Formular

Kurztext

weiterführende
Informationen

Hinweise
(Besonderheiten)

Rechtsbehelf

fachlich durch	freigegeben	Bayerisches Staatsministerium der Justiz (Bavarian State Ministry of Justice)
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fachlich am	freigegeben	05.03.2025
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Lagen Portalverbund

zuständige Stelle

Ansprechpunkt