

99046018089000

Will safekeeping

Heruntergeladen am 28.06.2025

<https://fimportal.de/xzufi-services/S1000020010000012604/S100002>

Modul	Sachverhalt
Leistungsschlüssel	99046018089000
Leistungsbezeichnung I	Will safekeeping
Leistungsbezeichnung II	Special official storage of an order upon death (e.g. will)
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hamburg
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	<div lang="en-x-mtfrom-de">Special official custody</div> , <div lang="en-x-mtfrom-de">Custody of the inheritance contract</div> , <div lang="en-x-mtfrom-de">Safekeeping will</div> , <div lang="en-x-mtfrom-de">Custody, disposition upon death</div> , <div lang="en-x-mtfrom-de">Keeping a will at court</div> , <div lang="en-x-mtfrom-de">Depositing a will with the court</div>
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	

Modul	Sachverhalt
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	25.09.2023
Fachlich freigegeben durch	
Handlungsgrundlage	§§346, 347 of the Act on Procedure in Family Matters and in Matters of Voluntary Jurisdiction (FamFG) § 2248 Civil Code (BGB) § 344 Law on Proceedings in Family Matters and in Matters of Voluntary Jurisdiction (FamFG)
Teaser	An order on account of death, for example a will, is placed in special official custody at the local court during your lifetime. The custody data is transmitted electronically to the Central Register of Wills by the local court or notary and registered there.
Volltext	If you want to ensure that your death disposition (e.g. your will) is found and opened in the event of inheritance, you can place it in special official custody. This also protects your death decree from forgery or loss. If your disposition upon death is certified by a notary (notarial deed), this person will arrange for special official storage. In the case of privately written (handwritten) wills, you can personally hand them over to the local court for special official custody. Notaries and depository courts register death dispositions electronically in the Central Will Register. The Central Will Register contains custody information on wills, inheritance contracts and other documents relevant to succession. In the event of death, the responsible probate court and the custodian are automatically informed of the death and the registration. Probate courts can also check the will register to see whether a disposition is in official custody upon death. (Only if the death is announced here) The contents of dispositions upon death are not shown in the will register, but are kept locked at the local court. You do not have to do anything special to register in the will register. The depositaries are legally obliged to register. However,

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	this does not apply to privately written wills that are not kept officially. These cannot be recorded in the Central Register of Wills.
Erforderliche Unterlagen	The disposition to be deposited upon death (for example, a will) Birth certificate Identity card
Voraussetzungen	As the author of the will (testator), you can request that your disposition be taken into special official custody upon death (will or inheritance contract).
Kosten	There is a fee of EUR 75.00 for filing a will with the court. This also applies to joint wills. The fee charged by the Federal Chamber of Notaries for registration in the Central Register of Wills is EUR 12.50. If the fee is collected directly from the person liable for the costs by the registration authority, it amounts to EUR 15.50.
Verfahrensablauf	If you want to file a death decree yourself, we recommend proceeding as follows: Please contact your local probate court or a notary and arrange an appointment. In addition to the death decree, bring your birth certificate and ID card with you to the appointment. After the deposit has been made, you will receive a deposit slip as proof of the deposit. You will later receive an invoice for court costs. Information about your last will and testament is automatically stored online in the will register by the court or the notary. For joint wills: The request for custody must be signed by both parties . Documents and ID cards must be presented by both parties . A depository receipt will also be issued for both of them .
Bearbeitungsdauer	Normally the matter will be settled at the first consultation.
Frist	No
weiterführende Informationen	https://justiz.hamburg.de/gerichte/amtsgericht-hamburg https://justiz.hamburg.de/gerichte-segmente/ https://justiz.hamburg.de/gerichte/amtsgericht-hamburg/verfahrensarten-und-services/verfahrensarten/nachlassgericht-39942 https://justiz.hamburg.de/amtsgericht/1287500/nachlassgericht.html

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	<p>https://www.bmj.de/SharedDocs/Publikationen/DE/Broschueren/Erben_Vererben.pdf?__blob=publicationFile&v=14</p> <p>https://www.bmj.de/SharedDocs/Publikationen/DE/Erben_Vererben.pdf?__blob=publicationFile&v=33</p>
Hinweise	<p>In certain cases, special official custody can also be arranged by a third party if you so wish. For example, when drawing up a notarized will or inheritance contract. The notary then ensures that the document is taken into special official custody. Please note: The probate court does not provide legal advice. Please contact the persons authorized to provide legal advice. These are lawyers or notaries. The Public Legal Advice Service (ÖRA) offers low-cost legal advice for people with low incomes.</p>
Rechtsbehelf	<p>If official custody is refused, the judicial officer will make a decision. The author of the will requesting safekeeping (testator) can lodge a temporary appeal against the rejection. If, according to state law, a clerk was functionally responsible instead of the judicial officer, a reminder must be made.</p>
Kurztext	<p>Special official storage of an order upon death (e.g. will) An order on account of death (e.g. a will or an inheritance contract) is placed in special official custody at the local court during your lifetime. In the case of a notarial document: the notary arranges everything necessary. In the case of a privately written will: testators must take action themselves. Reasons: In this way, death dispositions can be quickly found in the event of death. Deposit protects against forgery and loss. The testator receives a deposit receipt for this purpose. Death decrees are kept in the district court. Reporting in the central register of wills by the local court or the notary to ensure that in the event of death, the responsible probate court learns promptly about the existence of the disposition of death and can be taken into account there.</p>
Ansprechpunkt	<p>If you want to find out exactly who is responsible for your request, please follow the link to</p> <p>Authority finder Hamburg</p>

Modul	Sachverhalt
Zuständige Stelle	Hamburg District Court
Formulare	
Ursprungsportal	Behördenfinder Hamburg, Authority finder Hamburg (Currently this link is only available in german)