

99046068001004, 99046068001004

Apply for a joint certificate of partial inheritance

Heruntergeladen am 12.07.2025

<https://fimportal.de/xzufi-services/216478570/L100038>

Modul	Sachverhalt
Leistungsschlüssel	99046068001004, 99046068001004
Leistungsbezeichnung I	Apply for a joint certificate of partial inheritance
Leistungsbezeichnung II	Apply for a joint certificate of partial inheritance
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 Mitgliedstaat, einschließlich Steuervorschriften
Lagen Portalverbund	Erbschaft, Nachlass und Testament (1190200), Urkunden und Bescheinigungen (1070200)

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Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	20.07.2023
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/_58.html https://www.gesetze-im-internet.de/famfg/_59.html https://www.gesetze-im-internet.de/famfg/_63.html https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG020002377 https://www.gesetze-im-internet.de/famfg/_58.html https://www.gesetze-im-internet.de/famfg/_59.html https://www.gesetze-im-internet.de/famfg/_63.html
Teaser	In the event of an inheritance, you can apply for a joint partial inheritance certificate as a co-heir.
Volltext	<p>When a testator dies, he or she usually leaves not just one heir, but several. These heirs join the so-called community of heirs at the time of inheritance. Only after the inheritance has been distributed will the estate be divided among you as individual heirs in accordance with the agreements made.</p> <p>In principle, you as individual co-heirs can apply for a certificate of inheritance, with which he or she can prove to third parties that he or she is the rightful heir. However, if you want to act jointly as a community of heirs and act vis-à-vis banks, insurers and the land registry, a joint certificate of inheritance is often required.</p> <p>The joint certificate of partial inheritance is issued for the inheritance rights of several, but not all, co-heirs at the request of a co-heir, for example, if a co-heir has emigrated and is therefore unavailable.</p>
Erforderliche Unterlagen	<ul style="list-style-type: none"> • Your identity card or passport, • the death certificate of the deceased person (testator), • the family register to document the relationship,

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	<ul style="list-style-type: none"> • information on whether there is a lawsuit concerning your right to inherit, • names and addresses of co-heirs, • evidence of the reasons why certain persons who would actually inherit are no longer heirs, for example, their death certificates, declarations of heirship or waivers of heirship, • if applicable, wills or inheritance contracts, • the marital property status (in the case of married couples) or the asset status (in the case of registered civil partnerships).
Voraussetzungen	There are co-heirs and they would like to apply for a joint certificate of inheritance. However, not all of the co-heirs are available to apply.
Kosten	<ul style="list-style-type: none"> • The fees for a certificate of inheritance are governed by the German Law on Court and Notary Fees (Gerichts- und Notarkostengesetz, GNotKG) and are based on the value of the estate after deduction of debts. • In addition to the fee for issuing a certificate of inheritance, costs for affidavits and notary fees may be incurred - plus statutory value-added tax.
Verfahrensablauf	After you have applied for the certificate of inheritance, the local court checks the eligibility and issues the certificate of inheritance.
Bearbeitungsdauer	The processing time depends on the complexity of the inheritance case.
Frist	none
weiterführende Informationen	
Hinweise	
Rechtsbehelf	<p>Complaint</p> <p>If there are conflicting interests in the inheritance certificate proceedings before the probate court, the probate court may not issue the inheritance certificate immediately. The Local Court issues an order in which it states that it considers the facts required to</p>

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substantiate the application for a certificate of inheritance to have been established.

The parties then have the opportunity to appeal against this decision within a period of one month.

The certificate of inheritance will only be issued if, after the expiry of the one-month period, no one has lodged an appeal against the decision of the probate court and the decision has thus become final.

In addition, an appeal may be lodged by a person who has not been able to convince the probate court with his or her arguments in the inheritance certificate proceedings and whose rights have been impaired as a result.

Contest

By applying for a certificate of inheritance, the inheritance is automatically deemed to have been accepted - it is then no longer possible to contest the inheritance.

You as heirs can then only avert the inheritance by contesting the certificate of inheritance. To do this, however, a reason for contesting the inheritance must be proven. In principle, only the person who would benefit from a challenge may challenge a certificate of inheritance. It is recommended that legal advice be sought from a lawyer in this regard.

Sole Inheritance Certificates: These can only be contested by sole heirs.

Partial and joint certificates of inheritance: Every heir within the community of heirs is entitled to challenge them.

Kurztext

- Joint certificate of inheritance Issuing a joint certificate of partial inheritance
- If there are co-heirs, they can apply to the probate court for a joint certificate of inheritance.
- If this is not requested for all of them, it is only a joint certificate of partial inheritance.

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- The certificate of inheritance is an official document issued by the probate court that provides information on the inheritance rights of certain persons.
- The joint certificate of partial inheritance can be issued on the basis of a will or according to the legal succession
- Procedure: After the certificate of inheritance is applied for, the local court verifies eligibility and issues the certificate of inheritance.
- Documents required: Identity card or passport, the death certificate of the deceased person (testator), the family record book to document the relationship, Information on whether there is a lawsuit on the right of inheritance, names and addresses of the co-heirs, evidence of the reason why certain persons who would actually inherit are no longer heirs, for example, their death certificates, declarations of heirship or waiver of heirship, if applicable, wills or inheritance contracts, the marital property status (in the case of married couples) or the asset status (in the case of registered civil partnerships).
- Fees: The fees for a certificate of inheritance are based on the value of the estate after deduction of debts. In addition to the fee for issuing a certificate of inheritance, there may be costs for affidavits and notary fees - plus statutory value-added tax.
- Responsible: Local Court

Ansprechpunkt

Please contact the locally competent district court.

Zuständige Stelle

The district court with local jurisdiction.

This is either the district court in whose district the deceased had his/her last habitual residence or the district court in whose district the renegade has his/her habitual residence.

Formulare

Forms are not required.

Ursprungsportal

Einen gemeinschaftlichen Teilerbschein beantragen,
Apply for a joint certificate of partial inheritance