

99046002086000, 99046002086000

Waiving an inheritance

Heruntergeladen am 17.06.2025

<https://fimportal.de/xzufi-services/229096662/L100039>

Modul	Sachverhalt
Leistungsschlüssel	99046002086000, 99046002086000
Leistungsbezeichnung I	Waiving an inheritance
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Rheinland-Pfalz
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	fachlich freigegeben (gold)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gerichtliche Leistungen (046)
Verrichtungskennung	Niederschrift (086)
SDG-Informationsbereich	Erbsprüche und -pflichten in einem anderen Mitgliedstaat, einschließlich Steuervorschriften
Lagen Portalverbund	Erbschaft, Nachlass und Testament (1190200), Urkunden und Bescheinigungen (1070200)
Einheitlicher	

Modul	Sachverhalt
Ansprechpartner	Nein
Fachlich freigegeben am	09.12.2019
Fachlich freigegeben durch	JM
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG017602377 https://www.gesetze-im-internet.de/gnotkg/_34.html https://www.gesetze-im-internet.de/gnotkg/_103.html https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG017602377 https://www.gesetze-im-internet.de/gnotkg/_34.html https://www.gesetze-im-internet.de/gnotkg/_103.html
Teaser	Do you want to waive your inheritance? Then you must declare this to the probate court in due form and time.
Volltext	If you have become an heir, in principle you take over all the assets and liabilities (debts) of the deceased. However, you are not obliged to accept an inheritance, but can also refuse it. This applies regardless of whether you inherit on the basis of intestate succession, a will or an inheritance contract. Find out what assets and debts are available. If you have decided not to accept the inheritance, you must declare the waiver of the inheritance.
Erforderliche Unterlagen	
Voraussetzungen	
Kosten	Court or notary fees are incurred in accordance with the statutory provisions.
Verfahrensablauf	The waiver must be declared to the competent probate court. The declaration must be made either for the record of the probate court or in publicly notarized form. An informal letter to the probate court is not sufficient.
Bearbeitungsdauer	
Frist	The notice period is generally six weeks. It begins when you become aware of the claim and the reason for your appointment as heir.

Modul	Sachverhalt
weiterführende Informationen	
Hinweise	Answers to many important questions can also be found in the brochure "Erben und Vererben" (Inheritance and Bequest) published by the Federal Ministry of Justice and Consumer Protection . This can be downloaded from the Ministry's homepage. https://www.bmjv.de/SharedDocs/Publikationen/DE/Erben_Vererben.html https://www.bmjv.de/SharedDocs/Publikationen/DE/Erben_Vererben.html
Rechtsbehelf	
Kurztext	Anyone wishing to waive their inheritance must declare this to the probate court in due form and time.
Ansprechpunkt	Please contact the probate court or a notary.
Zuständige Stelle	The probate court responsible for the deceased's (testator's) place of residence has local jurisdiction. The declaration of waiver can also be declared to the local court in whose district the waiver applicant himself has his domicile or habitual residence.
Formulare	
Ursprungsportal	Erbschaft ausschlagen, Waiving an inheritance