

99046002035000

# Waiver of Inheritance Certification

Heruntergeladen am 17.06.2025

<https://fimportal.de/xzufi-services/S1000020010000012504/S100002>

Modul	Sachverhalt
Leistungsschlüssel	99046002035000
Leistungsbezeichnung I	Waiver of Inheritance Certification
Leistungsbezeichnung II	Waiver of inheritance at the notary
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">certification</div> , <div lang="en-x-mtfrom-de">disclaimer</div> , <div lang="en-x-mtfrom-de">waiver of inheritance</div> , <div lang="en-x-mtfrom-de">Explanation</div> , <div lang="en-x-mtfrom-de">rash</div> , <div lang="en-x-mtfrom-de">non-acceptance of inheritance</div> , <div lang="en-x-mtfrom-de">Refusal from the notary</div> , <div lang="en-x-mtfrom-de">Notarized renunciation</div>
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	

Modul	Sachverhalt
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	23.02.2024
Fachlich freigegeben durch	
Handlungsgrundlage	•
Teaser	Anyone who has become an heir must decide whether to accept or reject the inheritance. If you do not want to accept an inheritance, you can declare your rejection of the inheritance to a notary, have it certified and submit it to the probate court.
Volltext	If you have become an heir, you must decide whether to accept or reject the inheritance. This applies regardless of whether you are inheriting by legal succession, a will or an inheritance contract. First, find out what assets and debts there are (debts are also inherited).
Erforderliche Unterlagen	<ul style="list-style-type: none"> <li>• Identity card or passport with registration certificate</li> <li>• It is not mandatory to present the death certificate. If there is no death certificate, you must provide the full name (including maiden name), date of death and last habitual residence of the deceased person.</li> <li>• Specifying minor children as co-heirs. If necessary, the approval of the family court is required (the probate court will provide information on this). The approval must be proven to the probate court within the rejection period (6 weeks).</li> <li>• If a guardian declares the refusal, the approval of the guardianship court is required. Proof of approval must be provided within the rejection period.</li> </ul>
Voraussetzungen	You are an heir and would like to refuse an inheritance.
Kosten	The fees for renouncing an inheritance depend on the value of the inheritance.
Verfahrensablauf	<ul style="list-style-type: none"> <li>• You arrange an appointment to renounce the property with a notary of your choice.</li> </ul>

**Modul**
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- They declare their renunciation in a notarized form.
- Either the notary forwards the renunciation to the responsible probate court or you yourself submit the declaration of renunciation to the responsible probate court.
- The formal declaration of renunciation must be received by the responsible probate court within six weeks of becoming aware of your status as heir.

**Bearbeitungsdauer**

An appointment with the notary is required. On the website Notar.de

**Frist**

- The formal renunciation must be received by the responsible probate court within six weeks of the moment you learn of your status as heir.
- Make an appointment with the notary so that there is enough time to submit the declaration of renunciation to the responsible probate court.
- If you have been named as an heir through a will or inheritance contract, the period only begins when the probate court has announced the disposition of the estate.
- The period is six months if the deceased's last place of residence was abroad or if you, as the heir, were abroad at the start of the period.

**weiterführende Informationen**

<https://justiz.hamburg.de/gerichte/amtsgerecht-hamburg>  
<https://justiz.hamburg.de/gerichte-segmente/>  
<https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera>  
<https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera>  
<https://justiz.hamburg.de/gerichte/amtsgerecht-hamburg/verfahrensarten-und-services/verfahrensarten/nachlassgericht-636948>  
<https://justiz.hamburg.de/justiz.hamburg.de/gerichte/amtsgerecht-hamburg/verfahrensarten-und-services/verfahrensarten/nachlassgericht-636948>  
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[https://www.bmj.de/SharedDocs/Publikationen/DE/Erben\\_Vererben.pdf?\\_\\_blob=publicationFile&v=33](https://www.bmj.de/SharedDocs/Publikationen/DE/Erben_Vererben.pdf?__blob=publicationFile&v=33)  
<https://www.notar.de/notarsuche/notarsuche>  
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Hinweise	<p>Minor children:</p> <ul style="list-style-type: none"> <li>• For underage children, only the legal representative can renounce the inheritance. The legal representative is the person who has custody of the child. If both parents have custody, they can only renounce the inheritance for their child jointly.</li> <li>• In certain situations, the approval of the family court is also required (information on this can be obtained from the probate court).</li> <li>• If you are habitually resident abroad, you may be able to refuse your visa at a German consulate. If necessary, contact the local German diplomatic mission.</li> </ul>
Rechtsbehelf	<ul style="list-style-type: none"> <li>• In principle, the inheritance can no longer be refused if the heir has accepted the inheritance, i.e. has shown through his or her behavior that he or she accepts the position as successor to the deceased.</li> <li>• If the heir did not know that the estate was over-indebted, or if certain other errors exist, he or she can contest the acceptance of the inheritance.</li> <li>• Contesting the acceptance of the inheritance has the same effect as a rejection.</li> <li>• Due to complex circumstances, it is often advisable to seek legal advice from a lawyer in good time. The probate court is not permitted to provide advice.</li> </ul> <p>Challenge:</p>
Kurztext	<ul style="list-style-type: none"> <li>• Renunciation of the inheritance at the notary</li> <li>• Decision to accept or reject inheritance</li> <li>• Inheritance based on legal succession, a will or inheritance contract</li> <li>• Personal declaration to a notary</li> </ul>
Ansprechpunkt	If you want to find out exactly who is responsible for your request, please follow the link to
Zuständige Stelle	Hamburg District Court
Formulare	
Ursprungsportal	Hamburg Service, Hamburg Service (Currently this link is only available in german)