

99046002086000

# Renunciation of the inheritance Minutes

Heruntergeladen am 17.06.2025

<https://fimportal.de/xzufi-services/S1000020010000012506/S100002>

Modul	Sachverhalt
Leistungsschlüssel	99046002086000
Leistungsbezeichnung I	Renunciation of the inheritance Minutes
Leistungsbezeichnung II	Disclaimer of the inheritance at the probate court
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">Disclaimer of inheritance, local courts</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">rash</div>, <div lang="en-x-mtfrom-de">non-acceptance of inheritance</div>, <div lang="en-x-mtfrom-de">Renunciation of inheritance transcript</div>, <div lang="en-x-mtfrom-de">Rejection at the district court</div>
Leistungstyp	

Modul	Sachverhalt
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	22.02.2024
Fachlich freigegeben durch	
Handlungsgrundlage	<ul style="list-style-type: none"> <li>•</li> <li>•</li> </ul>
Teaser	If you have decided not to accept an inheritance, you must expressly renounce the inheritance. The declaration of renunciation must be made either in person at an appointment before the probate court or before a notary.
Volltext	First, find out what assets and debts are present (debts are also inherited). If you do not wish to accept the inheritance, you must expressly declare your refusal to the responsible probate court or a notary. An on-site appointment is required for this. It is not enough to simply make a written declaration.
Erforderliche Unterlagen	<ul style="list-style-type: none"> <li>• Identity card or passport with proof of registration</li> <li>• It is not mandatory to present the death certificate. If no death certificate is available, you must provide the full name (including maiden name), date of death and last habitual residence of the deceased person.</li> <li>• Identification of minor children as co-heirs: Approval from the family court may be required (information on this can be obtained from the probate court).</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>• In order to renounce an inheritance, a personal appointment at the responsible district court is always</li> </ul>

**Modul**
**Sachverhalt**

necessary.

- To arrange this appointment, please use the link to the online inheritance renunciation service. This will show you the local court responsible for you and send the data you have entered directly to the correct place. The next steps will be shown to you after you have sent the appointment request.
- Alternatively, you still have the option of completing the appointment form provided for your matter in writing and sending it to the probate court responsible for you (which can be researched using the authority finder).
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**Bearbeitungsdauer**

The processing time for the appointment by the responsible probate court can vary depending on the circumstances. If you need an appointment at short notice because a deadline is approaching, we will contact you as soon as possible. Please refrain from asking. In particularly urgent cases, we recommend that you contact a notary's office.

**Frist**

- The formal renunciation must be received by the competent probate court within a period of six weeks.
- The period begins on the day on which you become aware of your status as heir.
- 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/amtsgericht-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/amtsgericht-hamburg/verfahrensarten-und-services/verfahrensarten/nachlassgericht-636948>  
<https://justiz.hamburg.de/justiz.hamburg.de/gerichte/amtsgericht-hamburg/verfahrensarten-und-services/ve>

## Modul

## Sachverhalt

[https://www.bmj.de/SharedDocs/Publikationen/DE/Broschueren/Erben\\_Vererben.pdf?\\_\\_blob=publicationFile&v=14](https://www.bmj.de/SharedDocs/Publikationen/DE/Broschueren/Erben_Vererben.pdf?__blob=publicationFile&v=14)  
[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://justiz.hamburg.de/gerichte/amtsgericht-hamburg/verfahrensarten-und-services/services/nachlasstermine-636820>  
<https://justiz.hamburg.de/justiz.hamburg.de/gerichte/amtsgericht-hamburg/verfahrensarten-und-services/services/nachlasstermine-636820>  
<https://www.notar.de/notarsuche/notarsuche>  
<https://www.notar.de/notarsuche/notarsuche>  
<https://justiz.hamburg.de/resource/blob/637470/4a2603950575e7d496df2c662f823e3d/erbausschlagung-data.pdf>  
<https://justiz.hamburg.de/resource/blob/573472/c4dc99a62731f1ddfcf68094b6d61abf/erbausschlagung-data.pdf>  
<https://justiz.hamburg.de/resource/blob/573472/c4dc99a62731f1ddfcf68094b6d61abf/erbausschlagung-data.pdf>  
[https://serviceportal.hamburg.de/HamburgGateway/Service/Entry?id=AFM\\_AusErb](https://serviceportal.hamburg.de/HamburgGateway/Service/Entry?id=AFM_AusErb)  
[https://am.hamburg.de/intelliform/forms/HH/standard/eas\\_erbausschlagung/eas\\_erbausschlagung/index](https://am.hamburg.de/intelliform/forms/HH/standard/eas_erbausschlagung/eas_erbausschlagung/index)

## Hinweise

Where can you turn down?

- The probate court at the testator's last usual place of residence is responsible for the renunciation. This is usually the probate court in the place or district where the deceased person last lived. If this was a hospice or nursing home, special circumstances may arise. You can declare the renunciation at this probate court within the deadline.
- Alternatively, you can also renounce your inheritance at the court where you live. This means the probate court in your own place of residence or in the district where you are registered. This court is also responsible for renunciations and you can renounce your inheritance here within the deadline.
- If you are habitually resident abroad, you may be able to renounce your inheritance at a German consulate. If necessary, contact the local German diplomatic mission. The consulate will forward the declaration of

Modul	Sachverhalt
	<p>renunciation to the responsible probate court.</p> <ul style="list-style-type: none"> <li>• You can also have your declaration of renunciation recorded by any notary, who will then forward it to the relevant probate court. You can find a notary in your area at <a href="https://www.notar.de">Notar.de</a>.</li> <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>• If necessary, the approval of the family court may be required (information on this can be obtained from the probate court).</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>• 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 in the probate court</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 the probate court</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)