Intestate Succession

Historical background

Order of intestate succession

General

Intestate if:
- No valid WILL
- All appointed heirs have pre-deceased

Partial intestate if WILL disposed only partially of estate
- Appointed heirs have pre-deceased and there is no residual for ultimate

Rules governing legal position of heirs
- Adoption and repudiation
- Seniority of heirs

Extremity of other nesting will take place

Disqualification of and renunciation by their

Partial intestate if WILL dispose only partially of estate
- Appointed heirs have pre-deceased and there is no accrual for co-heirs

Determining of when vesting will take place
- Childless marriage or pre-deceased children
- Child is deemed to be "descendants " of the adoptive parents

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- Be mindful of the accrual system
- 50/50 share if both are alive

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- 50% to the surviving parent and there rest is shared between the deceased parent's descendants

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- Anyone before grandparents
- Blood line will inherit. Does not matter how far until nearest ancestor is found

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- Once renunciation takes place, it is deemed that the heir that do suriving descendants are given the property or the estate on his/her behalf