

# THE RULES OF INTESTACY

## ORDER OF PRIORITY

England and Wales – 26th July 2023



# RECENT CHANGES

An increased Statutory Legacy (fixed net sum) of £322,000 became effective on 26th July 2023.

For deaths prior to this date, the fixed sum amount was £270,000.

The statutory legacy is relevant when an individual dies intestate leaving behind a surviving spouse or civil partner and any children.



# ORDER OF ENTITLEMENT

## 1. Married couples & Civil partners

\* The surviving spouse or civil partner is entitled to receive the first £322,000 of assets.

The remainder of the estate is halved:

50% will go to the surviving spouse or civil partner and 50% is divided equally between any children.



# ORDER OF ENTITLEMENT

## 2. Children

\* If this person has died before the intestate, their children will inherit in their place, each sharing their parent's entitlement.



# ORDER OF ENTITLEMENT

## 3. Parents



# ORDER OF ENTITLEMENT

## 4. Siblings of whole-blood

\* If this person has died before the intestate, their children will inherit in their place, each sharing their parent's entitlement.



# ORDER OF ENTITLEMENT

## 5. Siblings of half-blood

\* If this person has died before the intestate, their children will inherit in their place, each sharing their parent's entitlement.



# ORDER OF ENTITLEMENT

## 6. Grandparents





# ORDER OF ENTITLEMENT

## 7. Uncle or Aunts of whole-blood

\* If this person has died before the intestate, their children will inherit in their place, each sharing their parent's entitlement.



# ORDER OF ENTITLEMENT

## 8. Uncle or Aunts of half-blood

\* If this person has died before the intestate, their children will inherit in their place, each sharing their parent's entitlement.

