

Inheritance invoking bases

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Abstract

As it was in the past, also nowadays, the right of inheritance is recognized both by law and by will. So, inheritance invoking basis is the law and the will. The Kosovo Law on Inheritance in Kosovo (LIK) also recognizes the right to inheritance through law and will.

Inheritance is the transfer by law or on the basis of a will of the estate (inheritance) of the testator (deceased person) to one or more persons (heirs or legatees), according to the rules set by law.

The Law regulates the procedures according to which the court, other bodies and other authorized persons must act in inheritance cases. Items and rights that belong to individuals can be inherited. All natural persons under the same conditions are equal in inheritance.

Children born out of wedlock, when paternity has been duly recognized or confirmed by a decision of the court or competent body as well as adopted children are equated with legitimate children. Inheritance can be due to death and at the time of death of the natural person. The testator is inherited by the one who at the moment of his death has acquired the inheritance right (heir).

Children born in wedlock, out of wedlock, when paternity has been duly recognized or confirmed by a decision of a court or competent authority, as well as those adopted and their descendants have equal rights to inheritance.

Keywords: Inheritance, law, basis.

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