



## Will Check List

It is highly recommended that anyone owning property in Spain (house, car, bank account etc.) make a Will as soon as possible. Spanish law is very different than British law, as is law of ownership. In Britain you would automatically become the full owner of a property if your spouse dies, in Spain the property is owned 50:50 so the surviving spouse would have to inherit in order to sell and for non married couples it becomes even more complicated as any natural children have an automatic right to inherit.

If you had just a British Will this would be accepted as an intent to inherit but the British probate would have to be processed first, then all the paperwork would have to be officially translated into Spanish and sent to the Embassy to have an apostle stamp – this could cost time and money and may result in late payment fines from the Spanish tax office.

A couple of hours of your time making out a Will could save you time and money in the long run, by filling out the details below a draft Will can be prepared for you and a date set to sign at the Notary.

### Details Of Person Making Will

Full Name: .....

Maiden Name (if applicable): .....

Resident Address: .....

.....

Address in Spain (if different): .....

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Land Line: ..... Mobile Number: .....

Email Address: .....

Passport N<sup>o</sup>: ..... Expiry Date: .....

Nationality: ..... NIE N<sup>o</sup>: .....

Date Of Birth: ..... Place Of Birth: .....

Marital Status:     Single     Married     Divorced     Widowed

Resident Status:  Resident  Non resident

Occupation:..... Retired:  Yes  No

Fathers Name:..... Deceased:  Yes  No

Mothers Name:..... Deceased:  Yes  No

Please list below the details of all marriages and children you have had, even if you do not intend for any of these people to inherit, by naming them in the will this will eradicate any possibility of a claim being made against your estate (please continue on a separate sheet if you have more than two marriages).

### Details of First Marriage

Spouses Name:.....

Maiden Name (if applicable): .....Nº of Children: .....

Childs Name: .....Date Of Birth: .....

Childs Name: .....Date Of Birth: .....

Childs Name: .....Date Of Birth: .....

Reason for marriage ending ..... Divorce  Death

### Details of Second Marriage

Spouses Name:.....

Maiden Name (if applicable): .....Nº of Children: .....

Childs Name: .....Date Of Birth: .....

Childs Name: .....Date Of Birth: .....

Childs Name: .....Date Of Birth: .....

Reason for marriage ending ..... Divorce  Death

### Inheritance

In the event of my death I would like all my goods located in Spain to be divided between:

Name:.....

Relationship: ..... Percentage: .....

Name:.....

Relationship: ..... Percentage: .....

If the above dies before or at the same time as me I would like my goods to be divided between:

1. Name:.....

Relationship: ..... Date of Birth:..... Percentage: .....

2. Name:.....

Relationship: ..... Date of Birth:..... Percentage: .....

3. Name:.....

Relationship: ..... Date of Birth:..... Percentage: .....

4. Name:.....

Relationship: ..... Date of Birth:..... Percentage: .....

If you have any items of great monetary value or real sentimental value you can leave it to a specific person but be aware that they will need an NIE number and will have to sign in Spain to accept the goods. If you want to do this please detail in notes and omments.

**Notes and Comments:**

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**On the day of signing the will at the notary you need to ensure you bring your passport plus your original NIE number or resident certificate.**

Once signed you will receive a notary copy of the will and the original signed document will be archived by the notary for safekeeping, there are no storage fees payable for this service. A record of the will is kept in a database of wills in Madrid, when the inheritance procedure is started a certificate confirming the last will and testament will be requested and the original will recalled from the signing notary.

**Cost:** including writing the draft copy in English and Spanish, notary appointment and fees 125€

The information that you supply via this form will be entered into a filing system and will only be accessed by authorised persons of SEGESP or its agents. The information will be retained by SEGESP and will only be used for the purpose of (a) processing the service requested, and (b) summary information for statistical and audit purposes. By supplying such information you consent to SEGESP storing the information for the stated purposes. The information will not be shared with any person or company outside of SEGESP unless needed for the provision of the service requested. The information is held by SEGESP in accordance with the provisions of the Data Protection Act 1998.

