INTESTACY RULES FLOWCHART

AVERY WALTERS SOLICITORS

Are you married or in a civil partnership?

YES → **Do you have children?**

NO → **Do you have children? ***

Do you have children? — **YES** →

Your spouse or civil partner will receive:

- Personal possessions;
- The first £270,000 together with interest on that amount from the date of death; and one half of the remaining estate

Your children will receive:

- The other half of the remaining estate

Do you have children? — **NO** →

Your spouse or civil partner will receive everything

Do you have children? * — **NO** → **Do you have parents living?**

Do you have children? * — **YES** → **Everything is shared equally between your children ***

Do you have parents living? — **YES** → **Everything is shared equally between your parents**

Do you have parents living? — **NO** → **Do you have siblings? ****

Do you have siblings? ** — **YES** → **Everything is shared equally between your full siblings. If there are no full siblings, then equally between your half siblings ****

Do you have siblings? ** — **NO** → **Do you have living grandparents?**

Do you have living grandparents? — **YES** → **Everything is shared equally between your grandparents**

Do you have living grandparents? — **NO** → **Do you have aunts or uncles? ****

Do you have aunts or uncles? ** — **YES** → **Everything is shared equally between your full aunts and uncles. If there are no full aunts and uncles, then equally between your half aunts and uncles ****

Do you have aunts or uncles? ** — **NO** → **Everything passes to the crown**

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*The term children includes illegitimate and adopted children, but not step-children.

**If those relatives were not living at the date of your death but they left descendants who are, then those descendants would usually inherit the share their parent would have taken had they survived you.

Please note this is a guide only relating to the laws of intestacy in England & Wales for deaths after 06/02/2020