Rules of intestacy

Is there a surviving spouse?

Yes →

Does the deceased have children?

Yes →

Spouse receives:
- personal belongings
- the sum of £322,000
- half residue

Children receive the remaining half residue

No →

Spouse recieves it all

No →

Does the deceased have children?

Yes →

Children recieve an equal share

No →

Does the deceased have parents?

Yes →

Parents receive an equal share

No →

Does the deceased have siblings?

Yes →

Siblings recieve an equal share

No →

Does the deceased have any half-siblings?

Yes →

Half-siblings receive an equal share

No →

Does the deceased have grandparents?

Yes →

Grandparents receive an equal share

No →

Does the deceased have aunts/uncles?

Yes →

Aunts and uncles receive equal share

No →

Does the deceased have half aunts/uncles?

Yes →

Half aunts and uncles receive equal share

No →

The Crown gets the full estate
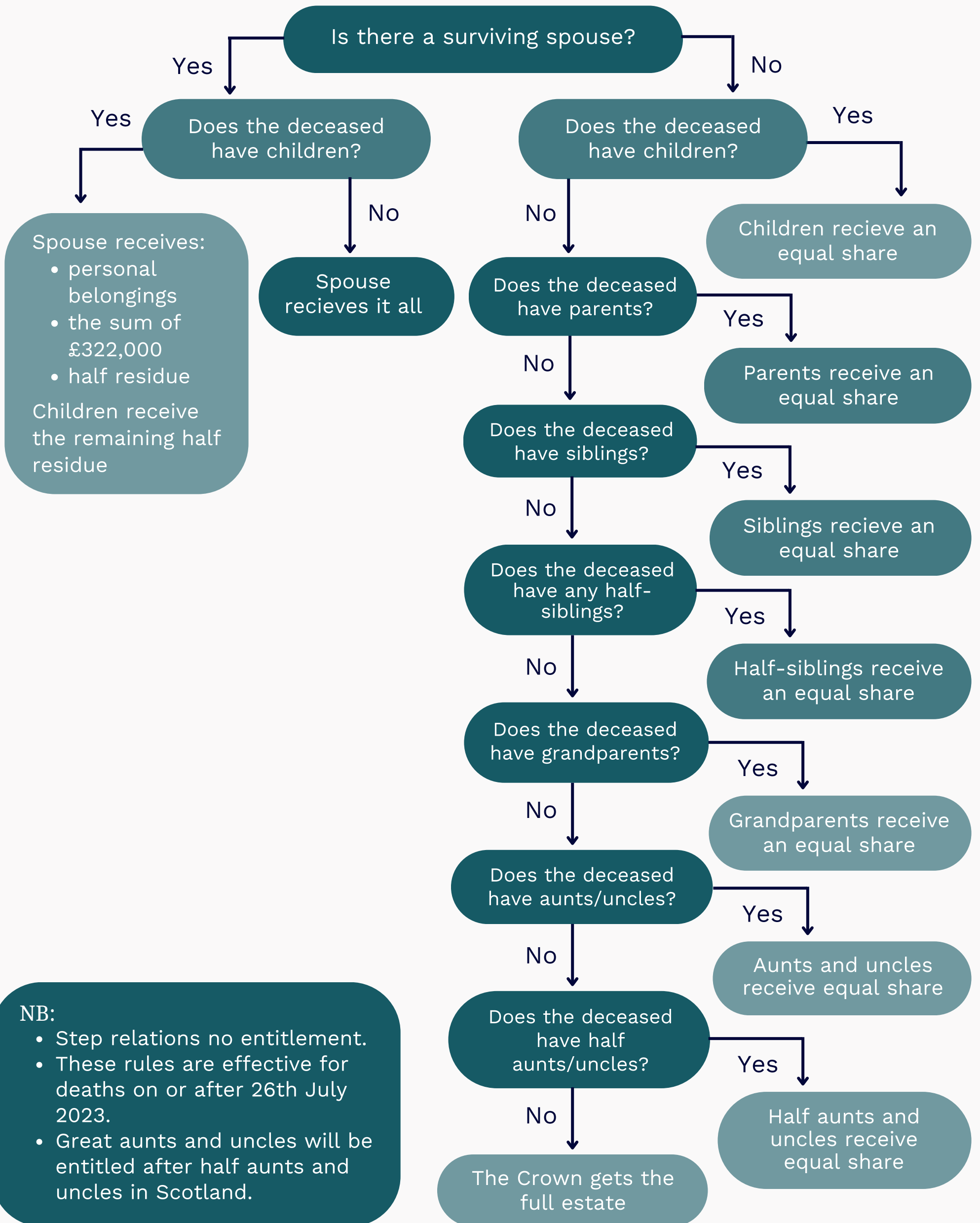
NB:
- Step relations no entitlement.
- These rules are effective for deaths on or after 26th July 2023.
- Great aunts and uncles will be entitled after half aunts and uncles in Scotland.