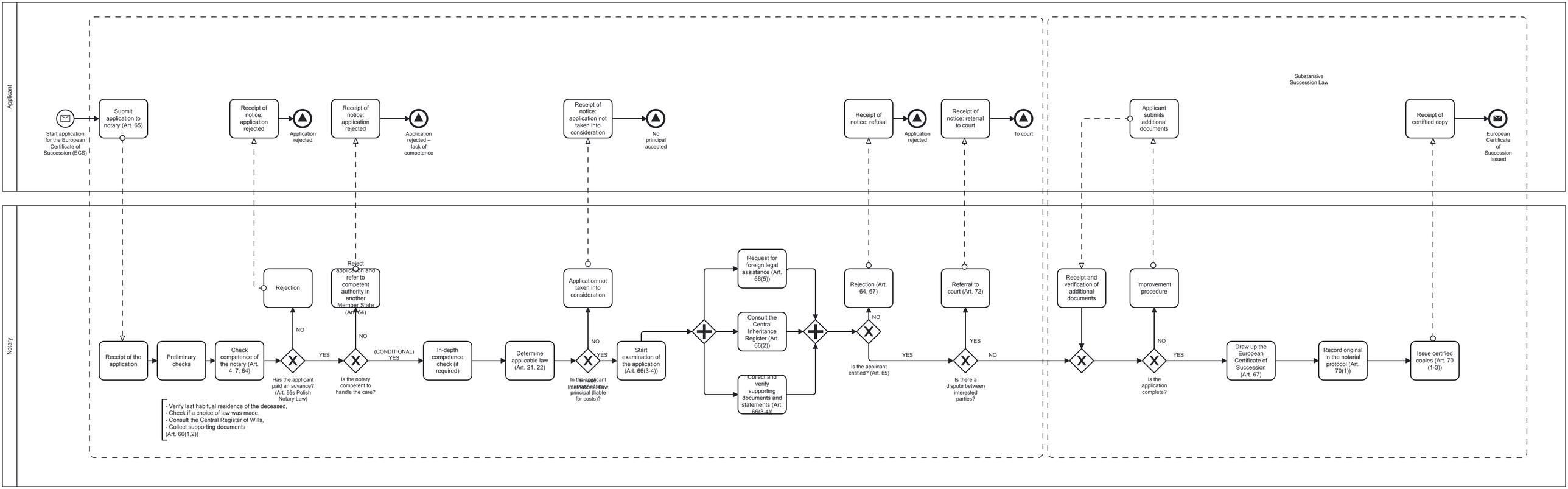

Applicant
Notary
Substansive Succession Law
Start application for the European Certificate of Succession (ECS)
Submit application to notary (Art. 65)
Receipt of notice: application rejected
Application rejected
Receipt of notice: application rejected
Application rejected – lack of competence
Receipt of notice: application not taken into consideration
No principal accepted
Receipt of notice: refusal
Application rejected
Receipt of notice: referral to court
To court
Applicant submits additional documents
Receipt of certifiied copy
European Certificate of Succession Issued
Receipt of the application
Preliminary checks
Check competence of the notary (Art. 4, 7, 64)
Has the applicant paid an advance? (Art. 95s Polish Notary Law)
YES
NO
Rejection
Is the notary competent to handle the care?
(CONDITIONAL) YES
NO
Reject application and refer to competent authority in another Member State (Art. 64)
In-depth competence check (if required)
Determine applicable law (Art. 21, 22)
In the applicant interested is principal (liable for costs)?
YES
NO
Application not taken into consideration
Start examination of the application (Art. 66(3-4))
Request for foreign legal assistance (Art. 66(5))
Consult the Central Inheritance Register (Art. 66(2))
Collect and verify supporting documents and statements (Art. 66(3-4))
Rejection (Art. 64, 67)
Is the applicant entitled? (Art. 65)
NO
YES
Referral to court (Art. 72)
Is there a dispute between interested parties?
YES
NO
Receipt and verification of additional documents
Improvement procedure
Is the application complete?
NO
YES
Draw up the European Certificate of Succession (Art. 67)
Record original in the notarial protocol (Art. 70(1))
Issue certified copies (Art. 70 (1-3))
- Verify last habitual residence of the deceased,
- Check if a choice of law was made,
- Consult the Central Register of Wills,
- Collect supporting documents
(Art. 66(1,2))