



GOVERNING INHERITANCE STATUTES
AFTER THE ENTRY INTO FORCE
OF EU SUCCESSION REGULATION

GOINEU



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by the European Union's
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The Regulation (EU) in the Resolutions of the “General Directorate of Registries and Notaries” (Spain).

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Sezione Distrettuale di Firenze

El Reglamento en las Resoluciones de la Dirección General de los Registros y del Notariado (España).

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Topics

1. Approach to international successions, according to Regulation 650 EU.
2. The successions of foreigners in Spain, under the doctrine of the GDRN.
3. Conclusions: key issues.



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Temas a tratar

1. Aproximación a las sucesiones internacionales, según el Reglamento 650 UE.
2. Tratamiento de las sucesiones de extranjeros en España, por la doctrina de la DGRN.
3. A modo de conclusiones: cuestiones claves.



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1. Approach to international successions, according to Regulation 650 UE.

a. From an overview.

b. By years: 2015 to 2018.

c. In respect to foreigners, with personal or patrimonial interests in Spain.



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1. Aproximación a las sucesiones internacionales, según el Reglamento 650 UE.

- a. Desde una visión de conjunto.
- b. Por años: 2015 a 2017.
- c. En particular, respecto a extranjeros con intereses personales o patrimoniales en España.



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2. The successions of foreigners in Spain, under the doctrine of the GDRN.

- Foreigners Certificates of Last Wills GDRNR, 13-10-2015; 28-7-2016.
- The international ordre public: GDRNR, 20-7-2016
- Renvoi: GDRNR, 4-7-2018.
- “Qualifying the doctrine”: GDRNR, 10-4-2017.



2. Tratamiento de las sucesiones de extranjeros en España, por la doctrina de la DGRN.

- Los Certificados de Últimas Voluntades extranjeros: RDGRN de 13-10-2015; 28-7-2016
- El orden público internacional: RDGRN de 20-7-2016
- El reenvío: RDGRN de 4-7-2018

“Matizando la doctrina”: RDGRN de 10-4-2017.



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3. Conclusions: key issues.

1° “Absurd doctrine” of DGRN. Is this true?

2° The validity of *professio iuris* executed before August 2015.

3° The application of a provision of the law of any State specified by this Regulation **may be refused only** if such application is manifestly incompatible with the public policy (*ordre public*) of the forum.



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3. A modo de conclusiones: cuestiones claves.

1º Se habla de una doctrina “absurda” de la DGRN. ¿Esto es así?

2º Validez de la *professio iuris*, manifestada antes de Agosto de 2015.

3º Orden público, si incompatible con el orden público del Estado miembro del foro.

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