

# **BAREFOOT LAW GUIDE- INHERITANCE AND SUCCESSION**

# Qn 1: What is succession?

Succession is the process by which the all the earthly property of a now dead person are dealt with.

Succession results into inheritance. Inheritance is the transfer of rights of property from the dead person to a successor.

# **Qn 2: Do men have superior rights than women in matters of succession?**

Not at all. According to the law in Uganda, men and women are entitled to equal rights in all matters. All forms of discrimination based on gender are outlawed. Women and men have equal rights under inheritance.

# **Qn 3: Can a child born outside marriage inherit from their parents?**

Yes. For purposes of Succession in Uganda, unlike other countries, there is no difference between "Legitimate" and "Illegitimate" children when it comes to property distribution after one's death.

# **Qn 4: Can clan elders distribute property of dead clan members?**

Where there is a will, clan members cannot participate in the distribution of property. However where there is no will, clan elders can participate in the distribution, but their participation is limited by the law. The clan may agree on the election of a customary heir.

# Qn 5: What is a will?

- A will is a document written by a now dead person; clearly outlining his/her wishes concerning the distribution of his/her property.

# Qn 6: Why should a person write a Will?

- The Will prevents bitter conflicts that usually arise upon death touching on the distribution of the dead person's property.

# QN 7: What should happen when a person dies without writing a will?

- Usually the relatives struggle over the dead person's property where there is no will. Where the deceased left no will, such death should be reported to the government. The responsible government office is the office of the Administrator General. This office supports and supervises the distribution of property where there is no will.

# ANY FURTHER QUESTIONS?

- If you have any questions or issues regarding SUCCESSION AND INHERITENCE or any other law, ask Barefootlaw by calling 0800XXXXXX, sending an SMS with keyword LAW and then your question to 6464, or contact us over the internet by posting your question on our wall, sending a private message, call 0751529937 or email at [ask@barefootlaw.org](mailto:ask@barefootlaw.org).