

Procedure When Landlord Dies

Category: Groud Control Procedures

Created: Thursday, 30 June 2016 13:20 - Last Updated: Thursday, 12 September 2019 11:45

Hits: 753

- Application for award with a \$5.00 stamp.
- Lease agreement or document proving this act.
- Certification of the rent received by the causer.
- List of persons who were financially dependent on the deceased landlord.
- Certificate of Death, Marital Status and Affiliation.
- Inventory and appraisal of the total land leased.
- Cadastral certification.
- Land certificate.
- Legal opinion of the Director or Head of the Land Control Department and of the Head of the Legal Department.
- Resolution of the Delegate or Provincial Director of Agriculture.
- Notification to the heir, to the Company Director that receives the Land and to the Municipal Direction of Work and Social Security.
- Payment of the tax.

Note: Upon the death of the owner of the rustic farm, the Delegate or Municipal Director, orders the payment of rent for a period of 90 days to the heirs who depend economically on the causer, or less time provided that there is the pronouncement of the Delegate or Provincial Director, the amount may not exceed what the lessor charged.

The Resolution that awards the inheritance provides for the transfer to the state of the rustic estate and the cancellation of the rent and the payment of the value of the estate to the heirs who are entitled under Article 18 of Decree-Law 125/91.

The applicable rules are:

- Special Provision Seventh and Eighth of Decree-Law 125/91.
- Section Five of Agreement 1273 dated 30 September 1962, issued by the Executive Committee of the Council of Ministers.
- Resolution No. 24/91.