

Charitable will

ILLUSTRATIVE EXAMPLE

This is an illustrative example. Please contact your notary for a personalized estimate.

ASSUMPTIONS:

- The testator has an estate worth **€1,000,000**.
- They have **three** children as statutory heirs (direct line).
- They wish to bequeath **€100,000** to the Foundation for Future Generations (FGF).
- It is assumed that the entire estate is transferable and that the three children share the remaining estate.
- For simplicity, personal allowances are ignored and a flat hypothetical tax rate of 30% is applied (corresponding to the marginal rate for amounts above €500,000 in direct line in Brussels) notaire.be
- In Brussels (or Wallonia), the Foundation is subject to a 7% inheritance tax rate (0% in Flanders).

Points to note : A registered donation ensures that it will not be reintegrated into the estate in the event of death within five years.

| Type of donation | Registered | Tax payable | Effect in case of donor's death |
|-------------------------------|-------------------|--|--|
| Unregistered manual donation | No | €0 at the time of the donation | Reintegrated into the estate if death occurs within 5 years (same period across all three regions since 2026) |
| Registered movable donation | Yes | 0% in Flanders / 7% in Wallonia and Brussels | Never reintegrated — full legal certainty |
| Real estate donation (notary) | Always registered | | Never reintegrated |

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Scenario A – without a bequest to the Foundation

- Total estate: 1 000 000 €
- Amount inherited by the three children: €1,000,000
- Application of a 30% inheritance tax rate (hypothetical):
 - Inheritance tax due: $1\,000\,000\text{ €} \times 30\% = 300\,000\text{ €}$
- Net amount received by the children (combined): $1\,000\,000\text{ €} - 300\,000\text{ €} = 700\,000\text{ €}$
- Per child (equal shares): $700\,000\text{ €} \div 3 \approx 233\,333\text{ €}$ each

Scénario B – with a €100,000 bequest to the Foundation

- Total estate: 1 000 000 €
- Bequest to the Foundation: 100 000 €
- Remaining estate for the children: $1\,000\,000\text{ €} - 100\,000\text{ €} = 900\,000\text{ €}$
- Inheritance tax (30% hypothétique) : $900\,000\text{ €} \times 30\% = 270\,000\text{ €}$
- Net amount received by the children: $900\,000\text{ €} - 270\,000\text{ €} = 630\,000\text{ €}$
- Per child (equal shares): $630\,000\text{ €} \div 3 = 210\,000\text{ €}$ each
- Amount received by the Foundation: 100 000 € (taxed at 7%), i.e. a net amount of **€93,000**

| Summary | Without bequest | With bequest |
|--|------------------------|---|
| <i>Total net amount for children</i> | 700 000 € | 630 000 € |
| <i>Per child</i> | 233 333 € | 210 000 € |
| <i>Net amount for the Foundation</i> | — | 93 000 € |
| <i>Impact for the children</i> | — | -70 000 € |
| <i>'Net cost' of the bequest per child</i> | — | 70 000 € / 3 \approx 23 333 € per child |