

BIRTH AND ITS LEGAL SIGNIFICANCE

Legal personality for human beings begins at birth. For the juristic persons the decisive event is registration.

There is thus no legal personality before birth or registration.

NASCITURUS FICTION

The *nasciturus fiction* has its origin in the law of succession. It was thought that a foetus already conceived should be able to benefit from its parents deceased estate in the same way as other children who were already born. The problem here is that the legal system does not recognize the foetus as a legal person who can be the bearer of rights, duties and capacities. Because a foetus cannot have rights it cannot inherit.



By **Sumen**

cheatography.com/sumen/

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