

99114054017001

# Renten wegen Todes Bewilligung Witwenrente und Witwerrente

Heruntergeladen am 07.06.2025

<https://fimportal.de/xzufi-services/102769468/B100019>

Modul	Sachverhalt
Leistungsschlüssel	99114054017001
Leistungsbezeichnung I	Renten wegen Todes Bewilligung Witwenrente und Witwerrente
Leistungsbezeichnung II	Apply for widow's pension or widower's pension
Typisierung	1 - Bund: Regelung und Vollzug
Quellredaktion	Bund
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	
Verrichtungskennung	Bewilligung (17)
SDG-Informationsbereich	Rechte und Pflichten im Bereich der sozialen Sicherheit in der Union, auch im Zusammenhang mit Renten
Lagen Portalverbund	Rente (1180200), Todesfall (1190100)

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Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	13.07.2022
Fachlich freigegeben durch	Federal Ministry of Labor and Social Affairs (BMAS)
Handlungsgrundlage	<a href="https://www.gesetze-im-internet.de/sgb_6/_46.html">https://www.gesetze-im-internet.de/sgb_6/_46.html</a> <a href="https://www.gesetze-im-internet.de/sgb_6/_242a.html">https://www.gesetze-im-internet.de/sgb_6/_242a.html</a> <a href="https://www.gesetze-im-internet.de/sgb_6/_243.html">https://www.gesetze-im-internet.de/sgb_6/_243.html</a> <a href="https://www.gesetze-im-internet.de/sgb_6/_243a.html">https://www.gesetze-im-internet.de/sgb_6/_243a.html</a>
Teaser	If your spouse or registered partner dies, in many cases you can receive a widow's or widower's pension.
Volltext	<p>The widow's or widower's pension supports you in the event of the death of your partner. It can help to cushion the financial hardships often associated with this. The regulations apply equally to surviving spouses and registered partners.</p> <p>A widow's or widower's pension is paid from the pension account of the deceased. The amount of your widow's or widower's pension depends on this pension account.</p> <p>In the first three calendar months after death, your widow's or widower's pension is as high as the pension of the deceased (known as the quarter of death).</p> <p><b>**Large and small widow's pension**</b></p> <p>You will then receive the so-called large or small widow's or widower's pension.</p> <ul style="list-style-type: none"> <li>• Large widow's and widower's pension: You receive 55 percent of the pension that the deceased was receiving or would have received at the time of death.</li> <li>• Small widow's and widower's pension: you receive 25 percent of the pension the deceased was receiving or would have received at the time of death. This pension is usually paid for a maximum of 24 months.</li> </ul>

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Due to deductions, the pension paid to you may be lower. It depends on how old your partner became. Under certain conditions, you may receive a child supplement.

If you have other income that exceeds a certain tax-free amount, this will be partially offset against your widow's or widower's pension. The amount of the tax-free amount is calculated individually. Exception: In the first three calendar months (death quarter) after death, your own income will not be offset.

**\*\*Widow's or widower's pension under old law\*\***

The laws governing widow's or widower's pensions were changed starting in 2002. Depending on the date of death and your marriage or civil partnership, you may be eligible for a widow's or widower's pension under old law. The calculation may then differ:

- 60 percent of the deceased's or the deceased's pension is used as a basis instead of 55 percent.
- You may also receive the small widow's or widower's pension for an unlimited period.
- Fewer types of income are taken into account.
- There is no child supplement.

## Erforderliche Unterlagen

- Application for survivor's pension
- Personal document (such as identity card, passport, birth certificate or family record book)
- Death certificate
- Marriage certificate
- Information on your income
- Last pension adjustment notice of the deceased or other pension documents

## Voraussetzungen

**\*\*General requirements\*\***

- You have not remarried.
- The deceased has paid into the pension insurance for at least 5 years (general waiting period) or has already received a pension.
- Exception: If your partner had an accident at work, for example, shorter periods may be sufficient.
- You had been married or a civil partner for at least

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one year at the time of death.

- Exception: Sometimes it is sufficient if you were married for less than one year. This applies, for example, if your partner died in an accident.

If you remarry, your widow's or widower's pension will end. However, you can then apply for a settlement to help you start a new phase in your life.

If you had decided as a couple to share your pension rights (pension splitting), you cannot receive a widow's or widower's pension.

**\*\*Small widow's or widower's pension\*\***

You can receive the small widow's pension if

- You are younger than the current age limit:
  - Age limit at death in 2020: 45 years and 9 months.
  - This age limit will gradually increase to 47 years by 2029.
- you are not incapacitated for work and
- you are not raising a child under the age of 18.

**\*\*Large widow's or widower's pension\*\***

You can receive a large widow's pension if you have either

- have reached the current age limit specified above, or
- are incapacitated for work, or
- are raising your own child or a child of the deceased under the age of 18, or
- are caring for a disabled own child or child of the deceased, regardless of age.

**\*\*Widow's or widower's pension under the old law\*\***

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You may be entitled to a widow's or widower's pension under the old law if

- your partner died before January 1, 2002, or
- you were married before January 1, 2002, and
- your partner was born before January 2, 1962.

In these cases, you may receive the pension even if you were

- were married for less than 1 year.

**\*\*Widow's or widower's pension to spouses divorced before July 1, 1977.\*\***

If your marriage was divorced before July 1, 1977, you may also, under certain conditions

- even if you are already divorced, or
- in the case of a renewed marriage or civil partnership that has been dissolved again

you may receive a special widow's or widower's pension.

**\*\*Widow's or widower's pension after the second-last spouse\*\***

You can receive a so-called widow's or widower's pension after the second-last spouse if you

- remarried or entered into a civil partnership after the death of your former partner, and
- the new union has now been dissolved or terminated.

## Kosten

There are no costs involved.

## Verfahrensablauf

You can submit your application online, in person or in

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writing.

Online application:

- On the website of the German Pension Insurance (DRV) under "Online Services" you will find detailed information on the process.
- If you follow the link "Submit application", you will be guided through the further steps and can select the desired application.
- Alternatively, you can use the online services with registration. For example, you can see right away which insurance periods have already been recorded. You also save time and do not have to re-enter data you already know.
- Complete the application in full and upload the required documents.
- Submit your application online.
- You will receive a confirmation of submission.
- The responsible pension insurance institution will review your application.
- You will receive a decision on your application.

Personal application:

- Compile the necessary documents for your application and make an appointment with the DRV.
- When making an appointment online, your personal data and, if possible, your insurance number are required.
- You can select a desired counseling center and your preferred appointment time. Depending on the availability of free appointments, you will receive a proposal for a binding counseling appointment.
- During your personal consultation, your application will be recorded electronically and forwarded online to the responsible pension insurance institution.
- The responsible pension insurance institution will review your application.
- You will receive a decision on your application.

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Written application:

- Go to the DRV's website.
- Download the application form you need.
- You can also pick up the form in person at the information and advice centers.
- Fill out the application form, sign it and attach the required documents.
- Send all documents
  - by mail to your pension insurance institution or
  - hand them in at one of the local advice centers.
- The responsible pension insurance institution will review your application.
- You will receive a decision on your application.

A person you trust can also submit your pension application on your behalf. For this purpose, please submit a power of attorney to the pension insurance company. As long as the power of attorney is valid, the pension insurance company will only contact the person you have authorized.

If you give your consent to electronic communication, all correspondence can be done online. Either use the electronic mailbox under online services with registration or De-Mail.

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### Bearbeitungsdauer

- small widows' and widowers' pensions: usually 4 months
- large widows' and widowers' pensions: usually 3 months. Note: If your partner has already received a pension, you can apply for an advance during the first 30 days after the death. To do so, contact Deutsche Post's pension service with the death certificate and submit the formal pension application later. You must be entered as the survivor on the death certificate.

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### Frist

Payment of the pension: If the deceased

- already received a pension of his or her own, your widow's or widower's pension will begin no earlier than the month following the date of death.
- has not yet received a

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	<p>pension of his or her own, your widow's or widower's pension will begin on the date of death. Application deadlines: • File your application no later than 12 calendar months after the date of death. • If you apply later, the pension will not start until the month of application.</p>
weiterführende Informationen	<a href="https://www.deutsche-rentenversicherung.de/DRV/DE/Rente/Allgemeine-Informationen/Rentenarten-und-Leistungen/Renten-an-Hinterbliebene/renten-an-hinterbliebene_node.html">https://www.deutsche-rentenversicherung.de/DRV/DE/Rente/Allgemeine-Informationen/Rentenarten-und-Leistungen/Renten-an-Hinterbliebene/renten-an-hinterbliebene_node.html</a>
Hinweise	
Rechtsbehelf	<ul style="list-style-type: none"> <li>• Opposition               <ul style="list-style-type: none"> <li>• Detailed information can be found in the decision on your pension application.</li> </ul> </li> <li>• Action before the social court               <ul style="list-style-type: none"> <li>• Detailed information can be found in the notice of appeal.</li> </ul> </li> </ul>
Kurztext	<ul style="list-style-type: none"> <li>• Pensions due to death Granting widow's pension and widower's pension               <ul style="list-style-type: none"> <li>• pension due to death of partner (marriage or registered partnership)</li> <li>• same rules for widows and widowers</li> <li>• pension from the deceased's pension account</li> <li>• general requirements:                   <ul style="list-style-type: none"> <li>• death of the spouse</li> <li>• not remarried</li> <li>• general waiting period (5 years) fulfilled in the pension account of the deceased or active pension receipt                       <ul style="list-style-type: none"> <li>• married for at least 1 year (exception e.g.: death by accident)</li> </ul> </li> <li>• current age limit not yet reached:                       <ul style="list-style-type: none"> <li>• in case of death in 2020: 45 years and 9 months</li> <li>• Age limit increases gradually to 47 years by 2029.</li> <li>• no reduction in earning capacity</li> <li>• no child rearing</li> </ul> </li> <li>• small widow's or widower's pension: 25 percent of the pension that the deceased received or would have received, for a maximum of 24 months</li> <li>• large widow's or widower's pension: 55 percent of the pension that the deceased received or would have received.</li> </ul> </li> </ul> </li> </ul>



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- Requirements:
  - in the event of reduced earning capacity or
  - Raising an own child or child of the deceased under age 18, or
  - Care for a disabled own child or child of the deceased (regardless of age).
- "Death quarter year": Pension amount in the first 3 calendar months after death corresponds to the pension amount of the deceased, no income imputation.
- Reductions possible depending on age, supplements for children if applicable
  - own income is taken into account if individual tax-free amount is exceeded
  - numerous special regulations and exceptions, e.g. for widow's or widower's pension according to old law before 2002
  - settlement possible in case of remarriage
  - no claim in case of pension splitting
  - before application: personal consultation recommended, e.g. DRV advice centers
  - Application possible online, in person or in writing
  - responsible: German pension insurance

**Ansprechpunkt**
**Zuständige Stelle**
**Formulare**

- Forms available: Yes
- Written form required: Yes
- Informal application possible: No
- Personal appearance required: No
- Online service available: Yes

**Ursprungsportal**

Renten wegen Todes Bewilligung Witwenrente und Witwerrente, Renten wegen Todes Bewilligung Witwenrente und Witwerrente