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Verfahren zur Rücknahme eines Verwaltungsaktes bei der Künstlersozialkasse Prüfung

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<https://fimportal.de/xzufi-services/102778706/B100019>

Modul	Sachverhalt
Leistungsschlüssel	99107098029000
Leistungsbezeichnung I	Verfahren zur Rücknahme eines Verwaltungsaktes bei der Künstlersozialkasse Prüfung
Leistungsbezeichnung II	Requesting the withdrawal of a decision by the Artists' Social Security Fund
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	Prüfung (29)
SDG-Informationsbereich	Rechte und Pflichten im Bereich der sozialen Sicherheit

Modul	Sachverhalt
	in der Union (Registrierung als Arbeitgeber, Registrierung von Beschäftigten, Mitteilung über das Ende eines Vertrags eines Beschäftigten, Zahlung von Sozialbeiträgen, Rechte und Pflichten im Zusammenhang mit Renten)
Lagen Portalverbund	Sozialabgaben (1060300), Mitarbeiterbezogene Meldepflichten (2030400), Steuern und Abgaben für Mitarbeiter (2040100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	02.05.2024
Fachlich freigegeben durch	Federal Ministry of Labor and Social Affairs (BMAS)
Handlungsgrundlage	https://www.gesetze-im-internet.de/sgb_10/_44.html https://www.gesetze-im-internet.de/sgb_10/_45.html https://www.gesetze-im-internet.de/ksvg/_10b.html https://www.gesetze-im-internet.de/ksvg/_27.html
Teaser	If it turns out that a decision by the Künstlersozialkasse is incorrect, it will revoke it under certain conditions.
Volltext	If you notice an error in the notice from the Künstlersozialkasse, you can submit an application for a review of the notice. The Künstlersozialkasse will then check the correctness of the notice. If it establishes that the decision is indeed unlawful, it will check to what extent the decision can be withdrawn: • in whole or in part, • with effect for the past or the future. The following are therefore possible: • Back payments, • refunds, • reclaims.

Modul

Sachverhalt

	The Künstlersozialkasse can also revoke a decision without an application if it discovers an error itself.
Erforderliche Unterlagen	• completed online application or informal application • if available: Documents proving that the content of the notification is incorrect
Voraussetzungen	• You have received a notice from the Künstlersozialkasse. • You think the decision is wrong because the Künstlersozialkasse: • has applied the law incorrectly or • assumed the wrong facts.
Kosten	There are no costs.
Verfahrensablauf	You can submit your application online or by post. Online application: • Call up the online application on the federal portal. This will guide you step by step through the necessary information, which you can enter electronically. • You will need a valid ELSTER certificate to register for the online form. If you are a self-employed artist or journalist, you can alternatively use your electronic ID document. • You will need around 10 minutes to complete the online application. • First enter your personal details, including your tax number if you are a company or your insurance number if you are a self-employed artist or journalist. You will find this information in the top right-hand corner of the letter from the Artists' Social Insurance Fund. • On the next page, indicate which decision is to be reviewed and give reasons for your application. • If available, upload additional documents to your application. Application by post: • Inform the Künstlersozialkasse informally which

Modul
Sachverhalt

decision is to be reviewed.

- Give reasons for your request and state the date of the decision to be reviewed.
- In your letter, please state your tax number if you are a company and your insurance number if you are a self-employed artist or journalist. You will find this information in the top right-hand corner of the letter from the Künstlersozialkasse.
- If available, please enclose copies of additional documents with your application and send everything to the Künstlersozialkasse.

After receiving your application, the Künstlersozialkasse will check your details.

If there are any queries or (further) documents are required, the Künstlersozialkasse will contact you by post. Please respond to any queries as soon as possible. Once the procedure has been completed, you will receive a notification by post.

Bearbeitungsdauer

2 - 3 Monat(e)
The processing time depends on the workload.

Frist

Please report the error immediately with reference to the notification.

weiterführende Informationen
Hinweise

There are no indications or special features.

Rechtsbehelf

- Appeal
- Detailed information on how to lodge an objection can be found in the notification of your application for review.

Kurztext

- Procedure for withdrawing an administrative act from the Künstlersozialkasse Review
 - Artists' social insurance fund withdraws decision if
 - the right was exercised incorrectly or
 - the Künstlersozialkasse has assumed incorrect facts
 - Withdrawal is possible:

Modul	Sachverhalt
	• upon request • without application, if the Artists' Social Security Fund determines the error itself • applies to favorable and onerous decisions • outside of an appeal procedure • Additional payments, refunds or reclaims are possible • Responsible: Artists' Social Security Fund
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	Verfahren zur Rücknahme eines Verwaltungsaktes bei der Künstlersozialkasse Prüfung, Verfahren zur Rücknahme eines Verwaltungsaktes bei der Künstlersozialkasse Prüfung