

99158006017002

Rente wegen Todes von der Landwirtschaftlichen Alterskasse Bewilligung Waisenrente

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Modul	Sachverhalt
Leistungsschlüssel	99158006017002
Leistungsbezeichnung I	Rente wegen Todes von der Landwirtschaftlichen Alterskasse Bewilligung Waisenrente
Leistungsbezeichnung II	Apply for orphan's pension from the Agricultural Pension 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	Bewilligung (17)
SDG-Informationsbereich	Rechte und Pflichten im Bereich der sozialen Sicherheit

Modul	Sachverhalt
	in der Union, auch im Zusammenhang mit Renten
Lagen Portalverbund	Rente (1180200), Todesfall (1190100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	11.04.2022
Fachlich freigegeben durch	Federal Ministry of Labor and Social Affairs (BMAS)
Handlungsgrundlage	https://www.gesetze-im-internet.de/alg/_15.html
Teaser	After the death of one of your parents, you will receive an orphan's pension from the Agricultural Pension Fund under certain conditions. Grandchildren and siblings of the deceased can also receive orphans' pensions.
Volltext	<p>You can get an orphan's pension if you were a natural or adopted child of the deceased person. The same applies if you lived in the person's household as a stepchild or foster child. You can also receive orphan's pension as a grandchild or sibling of the deceased person if you were included in his or her household or were mainly maintained by him or her.</p> <p>The deceased person must have completed the minimum insurance period (waiting period) of 5 years.</p> <p>You will receive the orphan's pension until you reach the age of 18.</p> <p>Under certain conditions, you may be entitled to an orphan's pension for longer. At the longest, you can receive the orphan's pension until you reach the age of 27.</p> <p>There are two types of orphans' pensions:</p> <ul style="list-style-type: none"> • Half-orphan's pension: in the event that a dependent parent is still alive • full orphan's pension: in case no dependent parent is still alive

Modul

Sachverhalt

Your own income is not counted towards an orphan's pension.

Erforderliche Unterlagen

- Valid identity card or passport
- Birth or parentage certificate of the child
- Death certificate of the deceased parent
- If applying for an orphan's pension for an adult orphan:
 - Proof of school or vocational training or
 - Proof of completion of voluntary service
 - In case of application by other persons:
 - Power of attorney or
 - Order of the court

Voraussetzungen

Surviving children receive an orphan's pension from the Agricultural Pension Fund if the deceased parent or parents have completed the minimum insurance period (waiting period) of 5 years.

- The waiting period of 5 years takes into account all compulsory contributions as well as voluntary contributions paid or deemed to have been paid to the Agricultural Old Age Fund. Contributions for periods before 01.01.1995 are generally only taken into account if there are no gaps.
- The waiting period of 5 years is fulfilled early if the insured person died as a result of an accident at work or an occupational disease (insured event) and was subject to compulsory insurance at that time.
- If a pension equalization was carried out in favor of the deceased, the transferred entitlement is converted into waiting period months.

Periods from other pension schemes:

- Periods from other pension schemes, for example, periods in the statutory pension insurance scheme, can also be counted towards the waiting period if the deceased paid contributions to the Landwirtschaftliche Alterskasse (LAK) for at least one month.
- If the foreign periods overlap with those of the agricultural pension fund, the foreign periods cannot

Modul

Sachverhalt

be credited at the same time.

- This also applies if the deceased was exempt from compulsory insurance to the LAK as an entrepreneur during the same period.
- An exemption from compulsory insurance as an assisting family member, on the other hand, does not prevent third-party periods completed during this time from being credited.

The following periods can be credited:

- Compulsory contribution periods in the statutory German pension insurance and equivalent periods in the social insurance of the former GDR,
- Periods of exemption from insurance in the statutory pension insurance, for example as a
 - civil servant
 - judge
 - professional or temporary soldier
 - other person covered by civil service pension insurance,
- periods of exemption from compulsory insurance in the statutory pension insurance, for example
 - employees and self-employed persons who belong to a professional pension scheme
 - teachers and educators at private schools, if they are covered in the same way as civil servants
 - certain foreign periods under supranational and intergovernmental law.

You are entitled to an orphan's pension if you:

- are a natural or adopted child of the deceased,
- are a stepchild or foster child who was included in the household of the deceased, and
- are a grandchild or sibling who was included in the household of the deceased or was mainly maintained by him/her,

Modul

Sachverhalt

if you:

- are not yet 18 years of age, or
- are not yet 27 years old and
- Are in school or vocational training of more than 20 hours per week,
- are doing voluntary service, or
- are unable to care for themselves because of a physical, mental or emotional disability.

An orphan's pension may also be paid for transitional periods of no more than 4 calendar months, for example between 2 apprenticeships.

An extended orphan's pension entitlement may arise beyond the age of 27, for example due to prior completion of voluntary military service during the probationary period.

Kosten

Gebühr: Es fallen keine Kosten an

Verfahrensablauf

You can apply for the orphan's pension in writing or in person:

Written application:

- Download the application and enclosure form for the orphan's pension on the website of the Social Insurance for Agriculture, Forestry and Horticulture (SVLFG). Fill it out completely and gather the required documents.
- You can send your completed and signed application with the required documents by mail to your Landwirtschaftliche Alterskasse.
- Your agricultural retirement fund will review your application. You will receive a written decision by mail or in your electronic mailbox at SVLFG.

Note: A person you trust can also submit your pension application on your behalf. To do so, please submit a corresponding power of attorney to your agricultural

Modul
Sachverhalt

pension fund. As long as the power of attorney is valid, your Landwirtschaftliche Alterskasse will only contact your authorized person.

Submitting your application in person during the consultation:

- Gather the documents you need to file your application and make an appointment at the Landwirtschaftliche Alterskasse or an SVLFG counseling center.
- During your consultation, your pension application will be recorded.
- Your Landwirtschaftliche Alterskasse will review your application. You will receive a written decision by mail or in your electronic mailbox at SVLFG.

Submitting your application online:

- Go to the SVLFG online portal and log in.
- Fill out the form and upload the necessary documents. Then submit your pension application online. You will receive the application as a PDF in the online mailbox.
- Your agricultural pension fund will review your application. You will receive a written decision in your electronic mailbox at the SVLFG.

Bearbeitungsdauer

2 - 13 Woche(n)
 If you submit all the required application documents, the Agricultural Pension Fund will make a decision promptly.

Frist

12 Monat(e)
 Retroactive payment of orphan's pension: up to 12 calendar months before the month of application

weiterführende Informationen

<https://www.svlfg.de/hinterbliebenenleistungen-lak>

Hinweise

If there is an accident insurance case (for example, an occupational accident), an orphan's pension can also be paid from the accident insurance. Different

Modul	Sachverhalt
	conditions and calculation bases apply.
Rechtsbehelf	An appeal against the orphan's pension decision can be lodged within one month (3 months abroad) of its notification. If the appeal is unsuccessful, there is the possibility of an action before the social court.
Kurztext	<ul style="list-style-type: none"> • Pension due to death from the Agricultural Old Age Fund Approval of orphan's pension <ul style="list-style-type: none"> • Orphan's pension from the Agricultural Old Age Fund <ul style="list-style-type: none"> • Orphan's pension for children whose one or both parents are deceased <ul style="list-style-type: none"> • the deceased parent must have completed the minimum insurance period (waiting period) of 5 years • distinction between half and full orphans' pensions • Entitled to orphan's pension: <ul style="list-style-type: none"> • natural or adopted children of the deceased, • stepchildren and foster children who were included in the household of the deceased, and • grandchildren and siblings who were included in the household of the deceased or were mainly maintained by him/her. • Orphan's pension is regularly paid until the orphan's 18th birthday <ul style="list-style-type: none"> • Extension to age 27 possible if the orphan: <ul style="list-style-type: none"> • attends school or vocational training for more than 20 hours a week • is doing voluntary service, or • is unable to care for himself or herself due to a physical, mental or psychological handicap. • orphan's pension also for transitional periods of no more than 4 calendar months, for example between 2 training courses • extended orphan's pension entitlement beyond the age of 27, for example due to prior completion of voluntary military service during the probationary period • Application in writing, in person or online • orphan's pension is paid retroactively for up to 12 calendar months prior to the month of application <ul style="list-style-type: none"> • if the deceased parent was already receiving his or her own pension, the orphan's pension will start at the earliest in the month following the month of death • if the deceased parent did not yet receive his or her

Modul	Sachverhalt
	<p>own pension, the orphan's pension begins on the date of death.</p> <ul style="list-style-type: none"> • responsible: Social Insurance for Agriculture, Forestry and Horticulture (SVLFG).
Ansprechpunkt	
Zuständige Stelle	
Formulare	<p>Forms available: Yes Written form required: Yes Informal application possible: Yes Personal appearance required: No Online services available: Yes</p>
Ursprungsportal	<p>Rente wegen Todes von der Landwirtschaftlichen Alterskasse Bewilligung Waisenrente, Rente wegen Todes von der Landwirtschaftlichen Alterskasse Bewilligung Waisenrente</p>