

99010012001002, 99010012001002

Employment permit Granting of temporary suspension of deportation

Heruntergeladen am 20.06.2025

<https://fimportal.de/xzufi-services/378604479/L100001>

Modul	Sachverhalt
Leistungsschlüssel	99010012001002, 99010012001002
Leistungsbezeichnung I	Employment permit Granting of temporary suspension of deportation
Leistungsbezeichnung II	
Typisierung	3b - Bundesaufsichtsverwaltung: Regelung, Land: Ausführungsvorschriften, Kommune: Vollzug
Quellredaktion	Hessen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Aufenthaltstitel (010)
Verrichtungskennung	Erteilung (001)
SDG-Informationsbereich	Aufnahme einer Beschäftigung in einem anderen

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	Mitgliedstaat
Lagen Portalverbund	Personal einstellen (2030200), Einwanderung (1080100), Berufszulassungen und Berechtigungen (1040500)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	28.12.2022
Fachlich freigegeben durch	Hessian Ministry of the Interior and Sport
Handlungsgrundlage	https://www.gesetze-im-internet.de/aufenthg_2004/_4a.html https://www.gesetze-im-internet.de/aufenthg_2004/_60a.html https://www.gesetze-im-internet.de/aufenthg_2004/_42.html https://www.gesetze-im-internet.de/beschv_2013/_32.html https://www.gesetze-im-internet.de/asylvfg_1992/_61.html https://www.gesetze-im-internet.de/aufenthg_2004/_4a.html https://www.gesetze-im-internet.de/aufenthg_2004/_60a.html https://www.gesetze-im-internet.de/aufenthg_2004/_42.html https://www.gesetze-im-internet.de/beschv_2013/_32.html https://www.gesetze-im-internet.de/asylvfg_1992/_61.html
Teaser	If you are in possession of a temporary suspension of deportation, want to work and have already found an employer who wants to hire you, you can apply for a work permit.
Volltext	If you are tolerated in Germany, you are only permitted to work if this is expressly stated in your Duldung (certificate of suspension of deportation). If you want to work, you must therefore apply for a work permit at the Foreigners' Registration Office. This also applies to the exercise of in-company vocational training or an internship.

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You can be granted a work permit if you have been allowed, tolerated or resided in Germany for three months with a residence permit and you have found an employer who would like to hire you.

Tolerated persons who are obliged to live in a reception centre only have access to the labour market after six months.

To process your application, the Foreigners' Registration Office usually involves the Federal Employment Agency, which checks the working conditions. After more than four years of uninterrupted stay in Germany, the Federal Employment Agency no longer has to be involved.

If you would like to complete in-company vocational training (dual training), the employment permit for the specific training place must be applied for individually. School-based vocational training does not require approval.

The employment permit is issued for the duration of your current toleration at the latest. This can be extended accordingly if the conditions are met when the toleration is extended.

The exercise of an economic activity is generally prohibited if:

- you have travelled to Germany in order to obtain benefits under the Asylum Seekers Benefits Act,
 - your termination of residence cannot be carried out for reasons for which you are responsible or you have violated your obligations to cooperate in removing the obstacle to deportation (for example, insufficient cooperation in obtaining a passport or proof of identity, deception about identity or nationality),
 - the Duldung was granted with the addition "Duldung für Personen mit unklarer Identität" (toleration for persons with an unclear identity), or
- you come from a so-called "safe country of origin", i.e. from a Member State of the European Union, Albania, Bosnia and Herzegovina, Ghana, Kosovo, the former Yugoslav Republic of Macedonia (North Macedonia), Montenegro, Senegal or Serbia and submitted an asylum application after 31 August 2015 that was rejected or withdrawn, unless the withdrawal was based on advice provided to the Federal Office for Migration and Refugees. Even without an asylum application, people from safe countries of origin

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	cannot obtain a work permit.
Erforderliche Unterlagen	<ul style="list-style-type: none"> • Valid certificate of suspension of deportation (Duldung) • Identity document (e.g. passport or passport substitute), if available • Declaration of employment (to be completed in full by the employer) <p>In individual cases, the Foreigners' Registration Office may require less or further proof.</p>
Voraussetzungen	<ul style="list-style-type: none"> • You are in possession of a valid Duldung and have been staying in Germany for at least three months. • If you are obliged to live in a reception centre, you have been staying in Germany for at least six months. • They do not come from a safe country of origin. • An employer has offered you a specific job and completed the "Employment Declaration" form. • The conditions under which you will work in the future are comparable to those of German employees. • Their wages correspond to the wages of German employees.
Kosten	The granting of the work permit is free of charge.
Verfahrensablauf	<ul style="list-style-type: none"> • Find out whether your immigration authority allows you to submit your application online or has a special application form. • If the application is only possible in person, submit the form "Declaration of employment relationship", which has been completed in full by your employer, to the Foreigners' Registration Office in advance and make an appointment at the Foreigners' Registration Office. In the case of an online application, the Foreigners' Registration Office will contact you upon receipt of your application to make an appointment. • During the appointment, your identity and documents will be checked (please bring your documents, preferably original, to the appointment). • As a rule, the immigration authority will ask the Federal Employment Agency for approval. • If the employment permit is granted, a corresponding entry is usually made on the Duldung (under "Ancillary provisions") or in an additional sheet.
Bearbeitungsdauer	

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Frist	<p>Permission to work should be applied for before concluding an employment contract. The employment permit is issued for the duration of the current toleration at the latest. This will be extended accordingly if the conditions are met when the toleration is extended.</p>
weiterführende Informationen	
Hinweise	<ul style="list-style-type: none"> • The certificate of suspension of deportation (Duldung) is not a residence permit. It is issued if a foreigner is obliged to leave the country, but his deportation is impossible for factual or legal reasons, or if urgent humanitarian or personal reasons or substantial public interests require the foreigner to continue to be temporarily present in the Federal territory. The residence of the foreigner is therefore not legal, but the enforcement of the obligation to leave the country is temporarily out of the question. • The employment permit may be withdrawn if the foreigner is employed under less favourable working conditions than comparable national workers.
Rechtsbehelf	<ul style="list-style-type: none"> • Appeal against the decision of the Foreigners' Registration Office • Action before the court named in the notice of opposition if the objection is not complied with
Kurztext	<ul style="list-style-type: none"> • Employment permit Granting of temporary suspension of deportation • Employment (including in-company vocational training, internship) can be permitted to tolerated persons if they have been permitted for three months, tolerated or have resided in Germany with a residence permit and have found an employer. • Tolerated persons who are obliged to live in a reception centre only have access to the labour market after six months. • Local immigration authority usually involves the Federal Employment Agency • Employment permits are issued for the duration of the current toleration at the latest and can be extended if the conditions are met. • School-based vocational training does not require

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approval

- who have travelled to Germany in order to obtain benefits under the Asylum Seekers Benefits Act,
- whose termination of residence cannot be carried out for reasons for which they themselves are responsible, or which have violated their obligations to cooperate in removing the obstacle to deportation (e.g. insufficient cooperation, deception),
- whose toleration was granted with the addition "toleration for persons with an unclear identity",
- from so-called "safe countries of origin" (EU Member State, Albania, Bosnia and Herzegovina, Ghana, Kosovo, North Macedonia, Montenegro, Senegal, Serbia) who lodged an asylum application after 31 August 2015 that has been rejected or withdrawn. Exception: the withdrawal was made on the basis of advice from the Federal Office for Migration and Refugees. Even if no application for asylum has been made, these persons cannot obtain a work permit.
- No work permit is granted to persons who:
- responsible: the immigration authority responsible for the place of residence of the applicant

Ansprechpunkt

The immigration authority responsible for the applicant's place of residence.

Zuständige Stelle

The immigration authority responsible for the applicant's place of residence.

Formulare

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

Ursprungsportal

Employment permit Granting of temporary suspension of deportation, Beschäftigungserlaubnis Erteilung bei Duldung