

99006005017000, 99006005017000

# Apply for deviating regulations for shift operation

Heruntergeladen am 06.06.2025

<https://fimportal.de/xzufi-services/383388023/L100001>

Modul	Sachverhalt
Leistungsschlüssel	99006005017000, 99006005017000
Leistungsbezeichnung I	Apply for deviating regulations for shift operation
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hessen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (gold)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Arbeitsschutz (006)
Verrichtungskennung	Bewilligung (017)
SDG-Informationsbereich	Gesetzlich oder durch Rechtsverordnung geregelte Beschäftigungsbedingungen einschließlich Arbeitsstunden, bezahlter Urlaub, Urlaubsansprüche, Rechte und Pflichten in Bezug auf Überstunden,

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	Gesundheitskontrollen, Beendigung von Verträgen, Kündigung oder Entlassungen)
Lagen Portalverbund	Sonderregelungen der Arbeitszeit (2030700)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	19.12.2022
Fachlich freigegeben durch	Hessian Ministry of Social Affairs and Integration
Handlungsgrundlage	<a href="https://www.gesetze-im-internet.de/arbzg/_15.html">https://www.gesetze-im-internet.de/arbzg/_15.html</a> <a href="https://www.gesetze-im-internet.de/arbzg/_15.html">https://www.gesetze-im-internet.de/arbzg/_15.html</a>
Teaser	As an employer, you can, under certain conditions, apply for working hours for employees in your company that deviate from working time regulations.
Volltext	<p>As an employer, you can, under certain conditions, apply for a permit for longer daily working hours for employees in your company.</p> <p>The permit is provided by law for:</p> <ul style="list-style-type: none"> <li>• continuous shift operations</li> <li>• Construction and assembly sites</li> <li>• Seasonal and campaign operations</li> </ul> <p>The application must be submitted to the locally competent authority for occupational health and safety.</p>
Erforderliche Unterlagen	<ul style="list-style-type: none"> <li>• For all farms:               <ul style="list-style-type: none"> <li>• Information on the activity</li> <li>• Number of workers for whom authorisation is to be granted</li> <li>• Contact person in the company with contact details</li> <li>• Risk assessment (especially with regard to psychological stress caused by longer working hours)</li> <li>• Opinion of the company doctor</li> <li>• Opinion of the staff delegation (if any)</li> </ul> </li> <li>• Additionally for continuous shift operations:</li> </ul>

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- Duty schedules/shift schedules that prove that the extension of working hours results in additional free shifts.
- Schedules for day and night shifts, from which in particular the break possibilities can be seen.
- Additionally at construction and assembly sites:
  - Information on the nature and severity of the work
  - Organisation of working time
  - Distance between place of work and place of residence
  - Duration of rest period at the place of residence
- In addition, for seasonal and campaign operations:
  - Information about season or campaign
  - Organisation of working time
  - Period during which working hours are reduced.

## Voraussetzungen

You can request an extension of your employees' daily working hours under the following conditions:

- For continuous shift operation when additional free shifts are achieved. Additional free shifts exist if the extension of working hours means that more free consecutive days are available for the employees concerned than before.
- For construction and assembly sites, particularly relevant if the place of work is far away from the workers' place of residence and the employees are guaranteed a correspondingly longer rest period at the place of residence for the extended working time on the construction or assembly site.
- For your seasonal or campaign operation, if there is an extraordinary workload for the specific season that cannot be compensated by other organizational measures.

## Kosten

- The granting of the permit or the rejection of your application is subject to a fee. The fees are country-specific and are calculated according to administrative costs or depend on the number of employees to be deployed.

## Verfahrensablauf

You can apply in writing for permission for deviations from shift work. To do this, the following steps must be performed:

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- You submit an informal application.
- They send it to the competent local authority, including the necessary documents.
- If the required documents or information for processing are incomplete, you will be contacted by Processing.
- The locally competent authority for occupational safety and health examines the application.
- After completion of the official examination, you will receive a notification of approval or a rejection notice.
- The competent local authority will send you the notification by e-mail or by post.

The decision of the competent occupational safety and health authority is made at its due discretion. In the context of this decision, a balance is struck between the interests of protecting the safety and health of workers and the operational interests of the employer.

## Bearbeitungsdauer

Je after examination effort (usually a few weeks after submission of the complete documents).

## Frist

- There is no deadline.
- If you have submitted an application, extended working hours are only permitted once you have received a permit. A retroactive authorisation cannot be granted.

## weiterführende Informationen

### Hinweise

Night work and shift work are regulated by the Working Hours Act. For other reasons, these will be checked and, if necessary, longer working hours will be granted.

## Rechtsbehelf

### Kurztext

- Derogation from regulations on shiftwork Authorisation
- By way of derogation from the regulations on working time, the following exceptions are eligible for:
  - continuous shift operations
  - Construction and assembly sites

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	<ul style="list-style-type: none"> <li>• Seasonal and campaign operations</li> <li>• Responsible: locally competent authority for occupational safety and health</li> </ul>
Ansprechpunkt	Please contact the regional councils in Hesse .
Zuständige Stelle	
Formulare	No forms available: No Informal application possible: Yes Personal appearance required: No Online service available: No
Ursprungsportal	Apply for deviating regulations for shift operation, Abweichende Regelungen zum Schichtbetrieb beantragen