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Withdrawal of the child's consent to be adopted as a child - accompaniment

Heruntergeladen am 08.06.2025

<https://fimpportal.de/xzufi-services/394172617/L100001>

Modul	Sachverhalt
Leistungsschlüssel	99013006207000, 99013006207000
Leistungsbezeichnung I	Withdrawal of the child's consent to be adopted as a child - accompaniment
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	Adoption (013)
Verrichtungskennung	Begleitung (207)
SDG-Informationsbereich	Geburt, Sorgerecht für Minderjährige, elterliche

Modul	Sachverhalt
	Pflichten, Vorschriften für Leihmutterchaft und Adoption, einschließlich Stiefkindadoption, Unterhaltungspflichten für Kinder bei grenzüberschreitenden familiären Gegebenheiten
Lagen Portalverbund	Adoption und Pflegekinder (1020100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	30.10.2023
Fachlich freigegeben durch	Hessian Ministry for Social Affairs and Integration
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/_1746.html https://www.gesetze-im-internet.de/sgb_8/_59.html https://www.gesetze-im-internet.de/bgb/_1746.html https://www.gesetze-im-internet.de/sgb_8/_59.html
Teaser	Children over the age of 14 can prevent their adoption by revoking their consent to the adoption as long as the adoption has not yet been decided by a court. This revocation must be publicly notarized.
Volltext	<p>Adoption generally requires the consent of the child and the legal representatives (usually the mother and father).</p> <p>If the children are under the age of 14, only the legal representatives (usually the mother and father) can give their consent.</p> <p>If the child is older than 14, they must give their consent themselves. The legal representatives (usually the mother and father) must give their consent.</p> <p>If a court has not yet ruled on the adoption, a child aged 14 or older can revoke the consent given to the adoption.</p> <p>This revocation is also possible if the legal representative has consented to the adoption and the child later turns 14. However, this is only possible if the adoption has not yet been finalized (i.e. no court has yet ruled on the adoption).</p>

Modul

Sachverhalt

The child can revoke their consent to the adoption on their own. This does not require the consent of the legal representative. It does not matter why the child wishes to withdraw consent.

A form is prescribed for the revocation. The revocation must be "publicly notarized". The child can do this at a youth welfare office or at a notary's office.

The notarization does not cost any money at the youth welfare office. At a notary's office, notarization costs money.

Erforderliche Unterlagen

Voraussetzungen

- The legal guardian (usually the parents) or the child themselves, who is at least 14 years old, has previously given their consent to the adoption in the prescribed form
 - The child is at least 14 years old and has legal capacity.
 - A court has not yet ruled on the adoption.

Kosten

Verfahrensablauf

- An appointment should be made before notarization.
 - The legal consequences must be explained to the child before notarization. This is explained by the youth welfare office or the notary.
 - The revocation is publicly notarized
 - The document is sent to the family court.
 - The revocation of consent becomes effective as soon as the document is received by the family court.
 - If the deed is received by the family court before it has made a final decision on the adoption, the adoption can no longer take place.

Bearbeitungsdauer

Frist

The revocation is only possible until the adoption is pronounced by the court (adoption order).

weiterführende Informationen

Hinweise

Modul	Sachverhalt
Rechtsbehelf	
Kurztext	<ul style="list-style-type: none"> • Withdrawal of the child's consent to be accepted as an accompanied child <ul style="list-style-type: none"> • Possible from the age of 14 • Only if adoption has not yet been confirmed by the court • Child must have legal capacity • No statement of reasons necessary • Must be publicly notarized • Responsible office: Youth welfare office or notary's office
Ansprechpunkt	
Zuständige Stelle	Notary's offices and youth welfare offices
Formulare	
Ursprungsportal	Widerrufserklärung der Einwilligung des Kindes in die Annahme als Kind - Begleitung, Withdrawal of the child's consent to be adopted as a child - accompaniment