

99099008037005, 99099008037005

Request clarification of the non-existence of an option obligation

Heruntergeladen am 23.06.2025

<https://fimportal.de/xzufi-services/395508238/L100008>

Modul	Sachverhalt
Leistungsschlüssel	99099008037005, 99099008037005
Leistungsbezeichnung I	Request clarification of the non-existence of an option obligation
Leistungsbezeichnung II	
Typisierung	1 - Bund: Regelung und Vollzug, 3b - Bundesaufsichtsverwaltung: Regelung, Land: Ausführungsvorschriften, Kommune: Vollzug
Quellredaktion	Sachsen-Anhalt
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Staatsangehörigkeit (099)
Verrichtungskennung	Feststellung (037)

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SDG-Informationsbereich	Voraussetzungen für die Einbürgerung von Staatsangehörigen eines anderen Mitgliedstaats
Lagen Portalverbund	Urkunden und Bescheinigungen (1070200), Einbürgerung (1080300)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	08.02.2022
Fachlich freigegeben durch	Ministry of the Interior and Municipal Affairs of the State of Brandenburg
Handlungsgrundlage	https://www.gesetze-im-internet.de/stag/_29.html https://www.gesetze-im-internet.de/stag/_29.html
Teaser	German citizenship: determination of the continued existence of German citizenship for children born in Germany within the framework of the option obligation
Volltext	<p>Since the possession of several nationalities is only possible in exceptional cases, if you have other nationalities in addition to the German citizenship acquired at your birth in Germany, you must declare after the age of 21 whether you want to retain German or foreign citizenship (option procedure).</p> <p>Before you reach the age of 21, you can apply to the citizenship authority for binding official proof that you are not subject to an option in Germany and do not have to declare after reaching the age of 21 whether you want to retain German citizenship or foreign citizenship of the nationalities you acquired in Germany when you were born.</p> <p>The citizenship authority determines the continued existence of German citizenship, among other things, if you grew up in Germany. You are considered "grew up in Germany" if you</p> <ul style="list-style-type: none"> • have or had their centre of life in Germany for eight years, • have attended school in Germany for six years, • have a school leaving certificate obtained in Germany or a vocational training completed in Germany, or

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• in addition to German citizenship, only other Member States of the European Union or Switzerland have acquired by birth.

If the nationality authority accepts your application, it will give you a written decision. You do not need to do anything else and retain your German citizenship even if you do not give up your foreign citizenship.

If, in addition to German citizenship, you only have the citizenship of another member state of the European Union or the citizenship of Switzerland, it is obvious to public authorities in Germany that you are not subject to an option. You should then check whether you really have reason to apply for the declaration anyway.

Erforderliche Unterlagen

- Completed application form
- Proof of identity (valid German passport or identity card)
- Proof of acquisition of German citizenship by birth and current possession of German citizenship: birth certificate, nationality certificate if applicable
- Proof of possession of foreign nationalities: foreign identity documents (passport, certificates of nationality), if necessary also for the parents
- Proof of non-existence of an option obligation: School reports proving that the applicant has attended school in Germany for at least six years, or Certificates of a school leaving certificate obtained in Germany or vocational training completed in Germany.

Voraussetzungen

- You have not yet reached the age of 21.
- In addition to at least one foreign nationality established by descent from your parents, you have acquired German citizenship by birth in Germany.
- You are currently in possession of German citizenship; it must not have been lost after your birth, for example by applying for another nationality.
- They are considered to have "grown up in Germany", i.e. You have or have had your center of life for eight years in Germany, You attended school in Germany for six years, You have obtained a school leaving certificate or completed vocational training here, or In addition to German citizenship, you only have EU citizenship or that of Switzerland

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Kosten	The declaratory decision is free of charge.
Verfahrensablauf	<ul style="list-style-type: none"> • You must apply to the competent citizenship authority for a determination of the continued existence of German citizenship (non-existence of an option obligation). • For your application, please use the application form provided for download by the citizenship authority or sent to you on request. • Submit the completed application form with all required supporting documents (see "Required documents") in legible copies (on white paper, DIN A4) to the citizenship authority. • Upon receipt of the application documents, the citizenship authority will contact you. You don't need to do anything before you • In the course of the procedure, the citizenship authority will ask her to provide her with the original documents for verification; they will then receive the documents back. • If it is determined that you are not subject to an option, you will be issued with a notification of the continued existence of your German citizenship.
Bearbeitungsdauer	The duration of the application process depends, among other things, on the factual accuracy of your information, the completeness of your application documents and the current capacities of the citizenship authority.
Frist	The notification of the continued existence of German citizenship (non-existence of an option obligation) is issued once and should therefore be kept safely and permanently. It will not be reissued if it is lost.
weiterführende Informationen	https://www.bva.bund.de/DE/Services/Buerger/Ausweis-Dokumente-Recht/Staatsangehoerigkeit/Optionsverfahren/Optionsverfahren_node.html
Hinweise	
Rechtsbehelf	
Kurztext	<ul style="list-style-type: none"> • German nationality Determination of the continued existence of German citizenship for children born in Germany within the framework of the option obligation

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- In principle, persons who possess other foreign citizenship in addition to the German citizenship acquired (acquired in Germany at birth) must declare after reaching the age of 21 which nationality they wish to retain (option obligation). Possession of several nationalities is only possible in exceptional cases.
- Before reaching the age of 21, exemption from the option obligation and the determination of the continued existence of German citizenship can be applied for.
- The citizenship authority determines the continued existence of German citizenship, inter alia, if the applicant grew up in Germany, i.e.: eight years had or has lived in Germany, has attended school in Germany for six years, has a school leaving certificate obtained in Germany or completed vocational training in Germany, or in addition to German citizenship, has acquired by birth only nationalities of other Member States of the European Union or Switzerland.
- With the determination of the non-existence of the option obligation, an option procedure does not have to be carried out and the German citizenship can continue to exist while retaining the other nationalities.
- The determination shall be made free of charge by means of a written decision.
- responsible: the competent German nationality authority at the place of habitual residence (centre of life) of the applicant

Ansprechpunkt

the competent German nationality authority at the place of habitual residence (centre of life) of the applicant

Zuständige Stelle
Formulare

Personal appearance required: Yes

Ursprungsportal

Request clarification of the non-existence of an option obligation, Klärung des Nichtbestehens einer Optionspflicht beantragen