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Craftsmen's register: Declaration by craft business managers

Heruntergeladen am 09.06.2025

<https://fimportal.de/xzufi-services/735968/L100038>

Modul	Sachverhalt
Leistungsschlüssel	99058068261000, 99058068261000
Leistungsbezeichnung I	Craftsmen's register: Declaration by craft business managers
Leistungsbezeichnung II	
Typisierung	3 - Bundesaufsichtsverwaltung: Regelung
Quellredaktion	Thüringen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Handwerk (058)
Verrichtungskennung	Entgegennahme (261)
SDG-Informationsbereich	
Lagen Portalverbund	Aus-, Weiterbildung und Sachkunde (2030300), Mitarbeiterbezogene Meldepflichten (2030400), Befähigungs- und Sachkundenachweise (2010200)

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Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	13.11.2019
Fachlich freigegeben durch	Thuringian Chambers of Crafts
Handlungsgrundlage	https://www.gesetze-im-internet.de/hwo/ https://www.gesetze-im-internet.de/hwo/
Teaser	If the craft business manager meets the requirements, he or she will be entered in the craft register.
Volltext	<p>Pursuant to Section 7 (1) of the Crafts Code, a natural or legal person or a partnership is entered in the Register of Craftsmen as the owner of a business in a craft requiring a license if the craft business manager meets the requirements for entry in the Register of Craftsmen for the craft to be practiced or a craft related to it.</p> <p>This includes the skilled crafts manager being permanently employed, holding the title of master craftsman for the craft to be practiced or providing evidence of a corresponding qualification and being in a position to manage the business responsibly from a skilled crafts perspective in accordance with his contractual position in the company. This requires constant familiarity with the business operations, which can only be maintained through constant contact with the business and direct contact in terms of time and space. This means that the operations manager must be able to instruct the people working in the company during normal working hours and actually carry out the supervisory tasks and management powers incumbent upon him. He must monitor the progress and execution of the work on all working days during regular working hours and intervene to direct and correct as often as necessary. In doing so, he cannot limit himself to merely checking the results of the work. (BVerwG, GewArch. 1994, 172)</p> <p>According to established case law, a plant manager must be legally and actually capable of comprehensive technical plant management in a comparable manner</p>

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	to the independent master craftsman in a sole tradesman's business due to the legal position granted to him by contract, and must hold the sole dominant position in the craftsman's sense. (BVerwG, judgment of 16.04.1991-1 C 50/88, OVG Rhineland-Palatinate, judgment of 05.01.1993)
Erforderliche Unterlagen	<p>The following documents must be submitted with the completed "Application for entry/amendment/extension in the register of trades requiring a license or trades not requiring a license and trades similar to trades" if a manager is employed:</p> <ul style="list-style-type: none"> • Completed form "Declaration of craft business manager" • Copy of the manager's employment contract • Proof of the manager's qualifications (copy of master craftsman's certificate, technical certificate, exemption permit, etc.) • Confirmation of registration from the collection agency (health insurance fund) regarding the registration of the plant manager
Voraussetzungen	
Kosten	
Verfahrensablauf	
Bearbeitungsdauer	
Frist	
weiterführende Informationen	
Hinweise	It is advisable to make an appointment for a consultation in advance.
Rechtsbehelf	
Kurztext	<ul style="list-style-type: none"> • Under the Crafts Code, a natural or legal person or a partnership is entered in the Register of Craftsmen as the owner of a business in a craft requiring a license if the craft business manager meets the requirements for entry in the Register of Craftsmen with the craft to be practiced or a craft related to it.

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- This means that the skilled crafts manager must be permanently employed, hold the title of master craftsman for the craft to be practiced or provide evidence of a corresponding qualification and, according to his contractual position in the company, be in a position to manage the business responsibly in terms of skilled crafts.
- The company manager must be able to instruct the persons working in the company during normal working hours and actually perform the supervisory tasks and management powers incumbent upon him.
 - A written application is required.
 - Responsible: Register of Craftsmen of the relevant Chamber of Crafts.

Ansprechpunkt

Please contact the staff at your local Chamber of Skilled Crafts.

Zuständige Stelle

Formulare

Ursprungsportal

Handwerksrolle: Erklärung handwerklicher Betriebsleiter, Craftsmen's register: Declaration by craft business managers