

99046011002000, 99046011002000

Application for post-marital maintenance

Heruntergeladen am 13.07.2025

<https://fimportal.de/xzufi-services/211102949/L100039>

Modul	Sachverhalt
Leistungsschlüssel	99046011002000, 99046011002000
Leistungsbezeichnung I	Application for post-marital maintenance
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Rheinland-Pfalz
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	fachlich freigegeben (gold)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gerichtliche Leistungen (046)
Verrichtungskennung	Festsetzung (002)
SDG-Informationsbereich	Leben in einer binationalen Partnerschaft, auch einer gleichgeschlechtlichen Partnerschaft (Eheschließung, zivile/eingetragene Partnerschaft, Trennung, Scheidung, Güterrecht, Rechte von Lebenspartnern)

Modul	Sachverhalt
Lagen Portalverbund	Scheidung (1020400)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	01.07.2019
Fachlich freigegeben durch	JM
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/_1570.html https://www.gesetze-im-internet.de/famfg/_231.html https://www.gesetze-im-internet.de/bgb/_1570.html https://www.gesetze-im-internet.de/famfg/_231.html
Teaser	Are you unable to support yourself after your divorce? Then you can claim post-marital maintenance.
Volltext	If one spouse is unable to support themselves with their income and assets after the divorce, they can claim maintenance from the other spouse. Maintenance covers all living expenses. If there is no mutual agreement on the amount and method of payment, the family court will decide on this. Post-marital maintenance is usually determined during the divorce proceedings (joint proceedings). However, it can also be claimed or amended after the divorce proceedings have been concluded. The claim must be asserted in good time; this can only be done retrospectively under certain conditions.
Erforderliche Unterlagen	In the context of court proceedings: in particular proof of income and assets.
Voraussetzungen	• The spouses or civil partners are legally divorced. • The claimant is in need. The income and payment obligations of the partner seeking maintenance and the obligation to work are decisive. • The defendant is capable of paying.
Kosten	Court and lawyer's fees are incurred. The amount of these fees depends on the value of the case as determined by the court.

Modul	Sachverhalt
Verfahrensablauf	If the partner refuses to pay maintenance or only pays part of it, it is possible to claim maintenance through the courts. This requires a fee-based application, which can only be submitted by a lawyer. If you are not in a position to quantify the exact amount of maintenance required - for example, because you do not have any information about the other party's income and assets - you can first request information.
Bearbeitungsdauer	
Frist	
weiterführende Informationen	
Hinweise	
Rechtsbehelf	
Kurztext	Anyone who is unable to support themselves after a divorce can claim post-marital maintenance under certain conditions.
Ansprechpunkt	Please contact the family court at the local court that is dealing with the divorce proceedings. If the divorce proceedings have already been concluded, the family court at the local court in whose district the respondent has his/her habitual residence.
Zuständige Stelle	
Formulare	
Ursprungsportal	Application for post-marital maintenance, Nachehelicher Unterhalt Beantragung