

99010020001002, 99010020001002

Granting a residence permit for employment as a skilled worker regardless of qualification

Heruntergeladen am 15.06.2025

<https://fimportal.de/xzufi-services/231163237/L100039>

Modul	Sachverhalt
Leistungsschlüssel	99010020001002, 99010020001002
Leistungsbezeichnung I	Granting a residence permit for employment as a skilled worker regardless of qualification
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Rheinland-Pfalz
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Aufenthaltstitel (010)
Verrichtungskennung	Erteilung (001)
SDG-Informationsbereich	Anforderungen in Bezug auf Aufenthaltskarten für

Modul	Sachverhalt
	Unionsbürger und ihre Familienmitglieder, einschließlich Familienmitglieder, die keine Unionsbürger sind
Lagen Portalverbund	Einwanderung (1080100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	03.06.2020
Fachlich freigegeben durch	Ministry of the Interior and Municipal Affairs of the State of Brandenburg
Handlungsgrundlage	<p>§ Section 19c (1) AufenthG in conjunction with the Employment Ordinance</p> <p>https://www.gesetze-im-internet.de/aufenthg_2004/index.html</p> <p>https://www.gesetze-im-internet.de/beschv_2013/index.html#BJNR149910013BJNE003801311</p> <p>https://www.gesetze-im-internet.de/aufenthg_2004/index.html</p> <p>https://www.gesetze-im-internet.de/beschv_2013/index.html#BJNR149910013BJNE003801311</p>
Teaser	Regardless of your qualification as a skilled worker, you can obtain a residence permit for employment if you meet certain requirements.
Volltext	<p>The residence permit, regardless of the qualification as a skilled worker, can be issued for employment stays resulting from the provisions of the Employment Ordinance, e.g. for seasonal employment, for domestic workers, specialty cooks, professional drivers.</p> <p>Citizens of certain countries may also be granted a residence permit for any employment, regardless of their personal qualifications, if they meet further requirements. These are nationals of the following countries:</p> <ul style="list-style-type: none"> • Andorra, Australia, Israel, Japan, Canada, Republic of Korea, Monaco, New Zealand, San Marino, USA (Section 26 (1) Employment Ordinance) • until the end of 2020 also: Albania, Bosnia and Herzegovina, Kosovo, Macedonia, Montenegro and

Modul

Sachverhalt

Serbia (Section 26 (2) Employment Ordinance, so-called Western Balkans regulation)

It is not a requirement that you are a skilled worker within the meaning of the Residence Act, i.e. you do not need to have a university degree or qualified vocational training.

The residence permit for employment regardless of the qualification as a skilled worker is a temporary residence permit. The duration of the time limit depends on the duration of the employment contract or is determined by the provisions of the Employment Ordinance.

Before the residence permit is issued, the Federal Employment Agency must generally approve the employment, unless the provisions of the Employment Ordinance state that the approval of the Federal Employment Agency is not required.

Erforderliche Unterlagen

- Valid passport
 - Visa, if this was required for entry
 - Original of your employment contract or a binding job offer (please use the standardized nationwide [employment declaration](https://www.make-it-in-germany.com/fileadmin/MiiG_Unternehmen/PDFs/Erklaerung_zum_Beschaeftigungsv_erhaeltnis_Stand_03-2020.pdf) form for this)
 - Current biometric photo
 - Proof of your health insurance
 - Current registration certificate
 - Tenancy agreement

Voraussetzungen

- You have a recognized and valid passport or passport substitute and - if this was required for entry - an appropriate visa.
 - There is no interest in deporting you.
 - You have a job or a job offer.
- Professional drivers and nationals of Albania, Bosnia and Herzegovina, Kosovo, Macedonia, Montenegro or Serbia who have reached the age of 45 must provide proof of an employment contract or a binding job offer

Modul

Sachverhalt

with a certain minimum salary. The minimum salary must reach 55% of the annual contribution assessment ceiling for general pension insurance. This results in a minimum salary for 2020 of 45,540 euros per year. Even if this minimum salary is not reached, a residence permit can be issued upon presentation of proof of adequate pension provision or in special cases (e.g. if there is a public interest in the employment). The Federal Ministry of the Interior, Building and Community publishes the contribution assessment ceiling for each year in the Federal Gazette by December 31 of the previous year (see further information).

- You can cover your living expenses and health insurance from your income without claiming public benefits.
- Your stay does not jeopardize or impair the interests of the Federal Republic of Germany.
- Further requirements may arise from the provisions of the Employment Ordinance.
- For further information on this, please contact the relevant immigration authority.

Kosten

- Issuance of a residence permit for qualified employment regardless of qualification as a skilled worker: EUR 100
- Under certain conditions, a fee reduction or fee exemption may be possible.

Verfahrensablauf

You must apply for a residence permit at the foreigners authority responsible for your place of residence (in BB: at the foreigners authority of the district/city)

- Depending on the foreigners authority and your request, it may be possible to apply online. Find out whether your foreigners authority offers electronic application for a residence permit.
- If the application can only be made in person, arrange an appointment with the immigration office.
- During the appointment, your application will be accepted and your supporting documents checked (please bring these with you to the appointment). Your fingerprints will be taken to issue the electronic residence permit (eAT).

Modul	Sachverhalt
	<ul style="list-style-type: none"> • In the case of an electronic application, the Foreigners' Registration Office will contact you after receiving your online application to arrange an appointment for an interview at the Foreigners' Registration Office. During the appointment, your documents will be checked (please bring them with you to the appointment) and your fingerprints will be taken for the eAT card to be issued. • If your application is approved, the Foreigners' Registration Office will arrange for the eAT card to be issued. • After about six to eight weeks, you can collect your eAT card from the immigration office
Bearbeitungsdauer	about six to eight weeks
Frist	<ul style="list-style-type: none"> • Applying for a residence permit to work regardless of your qualifications as a skilled worker: no later than eight weeks before your valid visa or residence permit expires. • Objection period: 1 month
weiterführende Informationen	<ul style="list-style-type: none"> • Information on immigration for the purpose of unskilled or low-skilled employment: [https://www.bmi.bund.de/DE/themen/migration/zuwanderung/arbeitsmigration/arbeitsmigration-artikel.html] • Free advice on entry, residence and employment is also available from the "Hotline Working and Living in Germany" Telephone: 030 1815-1111 • Service hours: Monday to Friday from 8:00 to 16:00
Hinweise	
Rechtsbehelf	
Kurztext	<ul style="list-style-type: none"> • Residence permit for the purpose of gainful employment Issued for the purpose of employment regardless of qualification as a skilled worker. • The residence permit may be issued for the purpose of employment, irrespective of qualification as a skilled worker, in accordance with the provisions of the Employment Ordinance.

Modul
Sachverhalt

- Citizens of certain countries (Andorra, Australia, Israel, Japan, Canada, Republic of Korea, Monaco, New Zealand, San Marino, USA, Albania, Bosnia and Herzegovina, Kosovo, Macedonia, Montenegro, Serbia) can also be admitted to any employment irrespective of their qualification as a skilled worker.
- The residence permit for employment regardless of the qualification as a skilled worker includes the "work permit".
- The residence permit is issued for a limited period.
- The period of validity depends on the duration of the employment contract or is determined by the provisions of the Employment Ordinance.
- Persons with a residence permit for non-skilled employment can obtain a settlement permit after fulfilling certain requirements
- Spouses of persons with a residence permit to pursue employment regardless of their qualification as a skilled worker are also entitled to a residence permit.
- Depending on the foreigners authority and the matter in question, applications can be made online or in person.
- A fee is payable for the issue of the residence permit. The time and form of payment vary depending on the authority.
- Responsible: the foreigners authority responsible for the applicant's place of residence

Ansprechpunkt

The foreigners authority responsible for the applicant's place of residence

Zuständige Stelle

The foreigners authority responsible for the applicant's place of residence

Formulare

- Forms: [Declaration of employment](https://www.make-it-in-germany.com/fileadmin/MiiG_Unternehmen/PDFs/Erklaerung_zum_Beschaefigungsv_erhaeltnis_Stand_03-2020.pdf) (standardized [nationwide](https://www.make-it-in-germany.com/fileadmin/MiiG_Unternehmen/PDFs/Erklaerung_zum_Beschaefigungsv_erhaeltnis_Stand_03-2020.pdf))); you can obtain other forms specific to the authorities from your foreigners authority; these may also be available online.
- Online procedure possible in some cases

Modul	Sachverhalt
	<ul style="list-style-type: none"> • Written form required: yes • Personal appearance required: yes
Ursprungsportal	Aufenthaltserlaubnis erteilen zur Beschäftigung als Fachkraft unabhängig einer Qualifikation, Granting a residence permit for employment as a skilled worker regardless of qualification