

99046049256000, 99046049256000

Assignment of a lawyer for witnesses

Heruntergeladen am 08.06.2025

<https://fimportal.de/xzufi-services/484296046/L100040>

Modul	Sachverhalt
Leistungsschlüssel	99046049256000, 99046049256000
Leistungsbezeichnung I	Assignment of a lawyer for witnesses
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Niedersachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gerichtliche Leistungen (046)
Verrichtungskennung	Beiordnung (256)
SDG-Informationsbereich	
Lagen Portalverbund	Recht und Verbraucherschutz (1150000), Verbraucherschutz (1150300), Gerichtliche Verfahren, Anzeige und Klage (1150200)

Modul	Sachverhalt
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	
Fachlich freigegeben durch	
Handlungsgrundlage	https://www.gesetze-im-internet.de/stpo/_68b.html https://www.gesetze-im-internet.de/stpo/_68b.html
Teaser	
Volltext	<p>As a witness, you can call on a lawyer for the duration of the hearing. This also applies if you are not the victim of the crime.</p> <p>Witness lawyers are lawyers who exercise your rights for the duration of your examination. During the hearing, for example, you make sure that you do not provide any information if you do not have to answer certain questions.</p> <p>If, as a witness, you are not in a position to exercise the powers to which you are entitled yourself due to special circumstances and your interests cannot be taken into account in any other way, you must be assisted by a lawyer if you do not yet have assistance.</p>
Erforderliche Unterlagen	
Voraussetzungen	
Kosten	<p>If you bring a lawyer to the witness hearing as an assistant for support, you will generally have to pay the lawyer's fees yourself.</p> <p>On the other hand, if the conditions for the appointment of a witness by the competent court are met, the lawyer's fees will be covered by the state treasury for you.</p>
Verfahrensablauf	<p>The appointment of a lawyer as witness counsel is generally carried out ex officio by the competent court within the framework of the procedural duty of care, i.e. without the need for an application.</p>

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	<p>Nevertheless, in the event that you are unable to represent your legal interests, it is often advisable to file a corresponding application with the competent court as a precautionary measure.</p> <p>Such a request may also be made by the prosecutor's office.</p> <p>There is no specific form.</p>
Bearbeitungsdauer	The time it takes to process a request for witness assistance depends on the circumstances of the case. As a rule, however, a decision on the assignment will be made by the beginning of the hearing at the latest.
Frist	The appointment of a witness is made on request or ex officio, as a rule, before the start of the hearing. In principle, however, an assignment can also take place during the hearing.
weiterführende Informationen	
Hinweise	
Rechtsbehelf	
Kurztext	
Ansprechpunkt	
Zuständige Stelle	The court having jurisdiction to appoint a witness or before which the proceedings in which the examination of witnesses is to be held is pending.
Formulare	
Ursprungsportal	Assignment of a lawyer for witnesses, Beiordnung eines Rechtsanwalts oder einer Rechtsanwältin für Zeuginnen und Zeugen