

99050004005000, 99050004005000

Applying for a security business permit

Heruntergeladen am 21.06.2025

<https://fimportal.de/xzufi-services/9245140/L100040>

Modul	Sachverhalt
Leistungsschlüssel	99050004005000, 99050004005000
Leistungsbezeichnung I	Applying for a security business permit
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	Gewerbe (050)
Verrichtungskennung	Erlaubnis (005)
SDG-Informationsbereich	Eintragung, Änderung der Rechtsform oder Schließung eines Unternehmens (Registrierungsverfahren und Rechtsformen für geschäftliche Tätigkeiten)
Lagen Portalverbund	Anmeldepflichten (2010100), Erlaubnisse und

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	Genehmigungen (2010400)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	14.04.2021
Fachlich freigegeben durch	Lower Saxony Ministry of Economic Affairs, Labour, Transport and Digitalization
Handlungsgrundlage	https://www.gesetze-im-internet.de/gewo/_34a.html https://www.gesetze-im-internet.de/gewo/_34a.html
Teaser	Anyone wishing to guard the lives or property of third parties on a commercial basis requires a permit from the competent authority.
Volltext	<p>Commercial guarding requires a permit. Guarding within the meaning of Section 34a of the Trade, Commerce and Industry Regulation Act (GewO) refers to activities aimed at protecting the lives or property of third parties from interference by third parties. The specific activities covered by the term "guarding" are wide-ranging. These include, among others</p> <ul style="list-style-type: none"> • conventional bicycle, vehicle and building security, • the event service, • air passenger control, • the transportation of money and valuables, • personal protection or • the guarding of industrial and military facilities and nuclear power plants. <p>Guarding requires an active custodial activity (e.g. supervision or checks). The guarding must consist of human activity.</p> <p>A guarding contractor can be a natural or legal person. In the case of partnerships (e.g. OHG, KG), the trader is any managing partner. In the case of legal entities (e.g. GmbH, AG), the permit is issued to the legal entity.</p>
Erforderliche Unterlagen	<ul style="list-style-type: none"> • Copy of identity card or other official identification document for all natural persons authorized to manage the company • Proof of personal reliability If resident in Germany:

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Extract from the central trade register Certificate of good conduct for all natural persons authorized to manage the company If resident abroad: documents from the home country that prove personal reliability

- Proof of the company's legal form if the company is based in Germany: For companies entered in a register: Extract from the commercial register or the partnership register otherwise a copy of the articles of association (e.g. for a civil law partnership (GbR)) if the company is based abroad: documents from the country of domicile that prove the legal form.
- Proof of orderly financial circumstances Current certificate in tax matters from the responsible tax office (to be submitted in the original); if applicable, certificate in tax matters from the municipal tax office Extract from the debtor register of the central enforcement court Submission of a statement of assets Information from the insolvency court as to whether proceedings have been opened (so-called negative certificate) Proof of the funds required for the business or corresponding collateral
- Proof of personal expertise for all natural persons authorized to manage the business: Submission of proof of the prescribed instruction, successful completion of the examination of expertise or proof recognized as equivalent
- Proof that the required liability insurance has been taken out
- In order to verify the necessary requirements (in particular your personal reliability), the competent authority may request further documents and obtain statements from other authorities (e.g. police, State Office of Criminal Investigation, Office for the Protection of the Constitution).

https://www.gesetze-im-internet.de/zpo/_882b.html
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Voraussetzungen

- You have the reliability required for commercial operations.
- You live in orderly financial circumstances.
- You have proof of your personal expertise by successfully passing an examination of expertise before the Chamber of Industry and Commerce or an equivalent qualification and proof of the required liability insurance.

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- The personal licensing requirements (reliability, proof of successful completion of an expert examination) must be fulfilled by the trader or the legal representatives of a legal entity. The following security activities require the successful completion of an expert examination:
- Patrols in public traffic areas or in domestic areas with actual public traffic;
- Protection against shoplifters;
- Guarding the entrance area of nightclubs;
- Guarding reception facilities in accordance with Section 44 of the Asylum Act, shared accommodation in accordance with Section 53 of the Asylum Act or other properties and facilities that are used for the official accommodation of asylum seekers or refugees, including temporary accommodation, in a managerial capacity;
- Guarding large events with protected access in a managerial capacity.

Kosten

"The trade authorities in Lower Saxony levy corresponding fees in accordance with the Ordinance on Fees and Expenses for Official Acts and Services (General Schedule of Fees - AllGO). For the security industry, the amount of fees is based on "time spent" in accordance with tariff number 40.1.12 of the Annex to Section 1 (1) AllGO.

Verfahrensablauf

You must apply for the permit from the responsible office.

In the case of legal entities (limited liability companies, business companies, public limited companies, registered cooperatives), you only need to complete the application form for the legal entity itself. You must submit all personal documents for all natural persons authorized to manage the business (e.g. identity card). For the legal entity, you also need an excerpt from the central trade register.

Partnerships (GbR, KG, OHG, PartG, GmbH & Co. KG) are not eligible for a license as such. Therefore, each managing partner requires a permit. You must submit a completed application form and all personal documents for each of these persons.

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Bearbeitungsdauer	
Frist	
weiterführende Informationen	
Hinweise	<p>If you have not resided in Germany or the EU in the last 3 years and therefore your "reliability" cannot be sufficiently checked, you cannot obtain a permit.</p> <p>You must register the persons you wish to employ as security guards or appoint to manage the business or a branch office with the competent authority via the security guard register prior to employment. At the request of the authorities, the persons concerned must provide the information required to monitor business operations. Furthermore, the authorities are authorized to enter the business premises in order to carry out inspections and visits.</p> <p>Violation of the licensing requirement and violation of an enforceable condition or an enforceable order prohibiting the employment of a person due to unreliability can be punished as administrative offenses with a fine. Breaches of obligations in connection with the employment of persons are also considered administrative offenses.</p>
Rechtsbehelf	<p>If the addressee (usually the applicant) has legal doubts or concerns regarding the decision on the permit or details thereof, these can be reviewed by the competent administrative court by way of an action to enforce or contest the decision, depending on its legal nature.</p> <p>In Lower Saxony, Section 80 of the Lower Saxony Judiciary Act does not provide for preliminary proceedings. Therefore, no objection is permitted; instead, an administrative court action must be brought directly.</p>
Kurztext	<ul style="list-style-type: none"> • Security services permit • You need a permit to work in the security industry • among other things, proof of personal reliability and

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	<p>orderly financial circumstances are required</p> <ul style="list-style-type: none"> • Proof of expertise must be provided for certain guarding activities • Liability insurance must be in place • Responsible: Municipality/city or district office
Ansprechpunkt	<p>Responsibility lies with the district, the independent city, the large independent city and the independent municipality.</p> <p>https://service.niedersachsen.de/dlp/ea</p> <p>https://service.niedersachsen.de/dlp/ea</p>
Zuständige Stelle	<p>Responsibility lies with the district, the independent city, the large independent city and the independent municipality.</p>
Formulare	
Ursprungsportal	<p>Bewachungsgewerbe Erlaubnis beantragen, Applying for a security business permit</p>