

99046074080000, 99046004018000

Heruntergeladen am 19.06.2025

<https://fimportal.de/xzufi-services/26289/L100042>

Modul	Sachverhalt
Leistungsschlüssel	99046074080000, 99046004018000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Counseling assistance; application
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Bayern
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	
Fachlich freigegeben am	02.06.2025

Modul	Sachverhalt
Fachlich freigegeben durch	Bayerisches Staatsministerium der Justiz (Bavarian State Ministry of Justice)
Handlungsgrundlage	http://www.gesetze-im-internet.de/berathig/ http://www.gesetze-im-internet.de/berathig/ http://www.gesetze-im-internet.de/zpo/BJNR005330950.html#BJNR005330950BJNG052302301 http://www.gesetze-im-internet.de/zpo/BJNR005330950.html#BJNR005330950BJNG052302301 https://www.gesetze-bayern.de/Content/Document/BayAGGVG https://www.gesetze-bayern.de/Content/Document/BayAGGVG http://www.gesetze-im-internet.de/brao/_49a.html http://www.gesetze-im-internet.de/brao/_49a.html http://www.gesetze-im-internet.de/rvg/_44.html http://www.gesetze-im-internet.de/rvg/_44.html
Teaser	You can apply for legal aid if you do not have the necessary funds for legal assistance in out-of-court proceedings or mandatory conciliation proceedings.
Volltext	Advice assistance is legal advice and, if necessary, representation of a person seeking legal advice outside of court proceedings and in mandatory conciliation proceedings in accordance with the Bavarian Conciliation Act (BaySchlG). The Otherwise, the person seeking legal assistance will be issued with a certificate of entitlement by the local court, which they can use to engage a counselor of their choice. Such advisors are lawyers and legal advisors who are members of a bar association, as well as tax advisors, tax agents, auditors, sworn accountants and pension consultants within the scope of their respective authorization to provide legal advice. The legal advisors are generally obliged to accept the legal advice granted by the local court. It can only be refused in individual cases for good cause. Advice assistance generally covers all legal matters. In matters of criminal law and administrative offense law, however, only advice - i.e. no representation - is granted. If the facts of the case have no connection to Germany and the law of other countries is applicable,

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	no advisory assistance is provided.
Erforderliche Unterlagen	e.g. proof of income • Declaration and supporting documents on personal and financial circumstances, e.g. proof of income
Voraussetzungen	Counseling assistance is granted upon application for the exercise of rights outside of court proceedings and in mandatory conciliation proceedings in accordance with the Bavarian Conciliation Act. Further requirements are • The person seeking legal assistance is unable to raise the necessary funds according to their personal and financial circumstances, • There are no other options available for assistance that the person seeking legal assistance can reasonably be expected to make use of, • The use of legal aid does not appear to be unreasonable. The personal and financial requirements are met if the applicant would be granted legal aid for court proceedings in accordance with the provisions of the Code of Civil Procedure without contributing to the costs.
Kosten	A fee of EUR 15 is payable for the consultation, which can also be waived.
Verfahrensablauf	The application for legal aid is generally submitted to the local court in whose district the person seeking legal assistance has their general place of jurisdiction (usually their place of residence). The application can be made there verbally or in writing and, under certain conditions, also electronically using the form available from the court or on the Internet via the federal and state justice portal. If the person seeking legal assistance contacts a legal advisor directly, the application for the granting of legal assistance can be made retrospectively. In this case, the application must be submitted no later than 4 weeks after the start of the legal aid activity. The application must be accompanied by a declaration from the person seeking legal assistance about their personal and financial circumstances as well as relevant supporting documents. In particular, the

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	declaration must contain information on marital status, occupation, assets, income and charges. The applicant must also provide an assurance that they have not previously been granted or refused legal aid by the court in the same matter and that no legal proceedings are or have been pending in the same matter.
Bearbeitungsdauer	
Frist	
weiterführende Informationen	https://justiz.de/service/formular/index.php https://justiz.de/service/formular/index.php https://www.justiz.bayern.de/media/pdf/lebenslagen/bayernportal/avr_069a_hinweisblatt_und_ausf%C3%BCllhinweise_zum_antrag_auf_beratungshilfe_%E2%80%93_onlineformular.pdf https://www.justiz.bayern.de/media/pdf/lebenslagen/bayernportal/avr_069a_hinweisblatt_und_ausf%C3%BCllhinweise_zum_antrag_auf_beratungshilfe_%E2%80%93_onlineformular.pdf https://www.justiz.bayern.de/media/pdf/lebenslagen/bayernportal/avr_069_hinweisblatt_und_ausf%C3%BCllhinweise_zum_antrag_auf_beratungshilfe.pdf https://www.justiz.bayern.de/media/pdf/lebenslagen/bayernportal/avr_069_hinweisblatt_und_ausf%C3%BCllhinweise_zum_antrag_auf_beratungshilfe.pdf
Hinweise	
Rechtsbehelf	
Kurztext	
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	BayernPortal, BayernPortal