

99012012006000, 99012011006000

Heruntergeladen am 18.06.2025

<https://fimportal.de/xzufi-services/3798/L100042>

Modul	Sachverhalt
Leistungsschlüssel	99012012006000, 99012011006000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Land use plan and development plan; application for approval
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	

Modul	Sachverhalt
Fachlich freigegeben am	23.01.2025
Fachlich freigegeben durch	Bayerisches Staatsministerium für Wohnen, Bau und Verkehr (Bavarian State Ministry of Housing, Building and Transport)
Handlungsgrundlage	http://bundesrecht.juris.de/bbaug/_6.html http://bundesrecht.juris.de/bbaug/_6.html http://bundesrecht.juris.de/bbaug/_10.html http://bundesrecht.juris.de/bbaug/_10.html https://www.gesetze-im-internet.de/baunvo/index.html https://www.gesetze-im-internet.de/baunvo/index.html http://www.gesetze-im-internet.de/planzv_90/index.html http://www.gesetze-im-internet.de/planzv_90/index.html https://www.gesetze-bayern.de/Content/Document/BayBauGBZustV-2 https://www.gesetze-bayern.de/Content/Document/BayBauGBZustV-2
Teaser	Land use plans and certain development plans require approval by the relevant competent authority.
Volltext	Land use plans and certain development plans may only come into force if they have been approved. The preparation, amendment, supplementation and also the revocation of land use plans is always subject to approval (Section 6 (1) in conjunction with Section 1 (8) BauGB). Development plans are generally not subject to approval. The exceptions to this principle are regulated conclusively in Section 10 (2) BauGB. Development plans are subject to approval if they are not developed from the land use plan (Section 8 (2) sentence 2 BauGB) or are drawn up, amended, supplemented or revoked in accordance with Section 8 (4) BauGB before the land use plan is drawn up (early development plan). The same applies to development plans that are drawn up, amended, supplemented or revoked at the same time as the land use plan (parallel procedure) and then published before the land use plan (Section 8 In the case of development plans for inner-city development, Section 13a (2) no. 2 BauGB exceptionally permits their preparation in deviation

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from the representations of the land use plan. This is only to be corrected editorially. The correction is not subject to approval. The same applies to the development plan for internal development that deviates from the land use plan.

Approval for the plans of municipalities belonging to the district is granted by the district administration offices. In the case of plans and statutes of independent towns or large district towns, the respective government is responsible for the decision on approval. Details are regulated by the Ordinance on Competence in the Construction Industry (ZustVBau). Approval may only be refused if the plan or bylaws have not been drawn up properly or contradict the Building Code or other legal provisions.

Since 07.07.2023, the deadline for approval is only one month instead of the previous three months (Section 6 (4) sentence 1 BauGB).

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