

99013001024000

Heruntergeladen am 06.06.2025

<https://fimportal.de/xzufi-services/3926/L100042>

Modul	Sachverhalt
Leistungsschlüssel	99013001024000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Adoption of a child; 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	05.03.2025

Modul	Sachverhalt
Fachlich freigegeben durch	Bayerisches Staatsministerium der Justiz (Bavarian State Ministry of Justice)
Handlungsgrundlage	http://bundesrecht.juris.de/bgb/BJNR001950896.html#BJNR001950896BJNG015903377 http://bundesrecht.juris.de/bgb/BJNR001950896.html#BJNR001950896BJNG015903377 http://bundesrecht.juris.de/advermig_1976/ http://bundesrecht.juris.de/advermig_1976/ http://bundesrecht.juris.de/famfg/ http://bundesrecht.juris.de/famfg/ http://www.gesetze-im-internet.de/bgbeg/BJNR006049896.html#BJNR006049896BJNG033201360 http://www.gesetze-im-internet.de/bgbeg/BJNR006049896.html#BJNR006049896BJNG033201360
Teaser	The Local Family Court decides on the adoption of minors and adults as children and the termination of the adoption relationship.
Volltext	<p>Married couples or two people living in a stable partnership in a shared household, one of whom is a spouse/factual partner aged 25 and the other aged 21, as well as individuals over the age of 25, may adopt a minor child. The adoption of a minor as a child is permitted if it is in the best interests of the child and it is to be expected that a parent-child relationship will develop between the adopter and the child. An adult can also be adopted as a child (more on this under "Related topics" - "Adult adoption; application").</p> <p>When the adoption becomes legally effective, the adopted child acquires the legal status of a child of the adopter; in the case of adoption by a married couple or two people living in a stable partnership in a shared household, the legal status of a joint child of the spouses/de facto partners. If an adoption decision has been made abroad in the case of an international adoption, the adoptive parents must submit an application for recognition to the competent German family court. Without recognition by the family court, the foreign adoption decision has no legal effect in Germany. A recognition procedure is only not required if a certificate in accordance with Article 23 of the Hague Adoption Convention can be presented for the</p>

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foreign adoption.

Adoption mediation (the bringing together of children under the age of 18 and adoption applicants with the aim of adoption as a child) is carried out by the adoption mediation offices of the youth welfare offices and non-statutory welfare organizations after detailed consultation with the parties involved. In certain cases, the Central Adoption Office of the State Youth Welfare Office must be involved.

Erforderliche Unterlagen

Voraussetzungen

Adoption as a child is pronounced by the family court at the request of the adopter; if the adopter is an adult, an application by the adoptee is also required. The application must be notarized.

The consent of the child's parents - also notarized - is also required for the adoption of a minor child. Consent can only be given when the child is eight weeks old. The consent of the parents is irrevocable. However, it loses its validity if the adoptive parents withdraw their application or if the family court refuses the adoption.

The child's notarized consent is also required to adopt a child. If the child is not yet 14 years old, only their legal representative can give their consent. If the child is already 14 years old, it can only give its consent itself; it requires the consent of its legal representative.

The application to adopt a child and the necessary consents must be declared before the family court. The local family court in whose district the adopting party or one of the adopting spouses has their habitual residence is usually responsible.

Kosten

Verfahrensablauf

Bearbeitungsdauer

Frist

Modul	Sachverhalt
weiterführende Informationen	
Hinweise	
Rechtsbehelf	<ul style="list-style-type: none"> • Adoption decision itself: generally not contestable, only possible annulment proceedings, appeal against hearing or constitutional complaint • Rejection of the adoption and decisions accompanying the adoption: appeal if necessary
Kurztext	
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	BayernPortal, BayernPortal