

99126016088000

# supplementary guardianship order

Heruntergeladen am 16.06.2025

<https://fimportal.de/xzufi-services/S1000020010000013268/S100002>

Modul	Sachverhalt
Leistungsschlüssel	99126016088000
Leistungsbezeichnung I	supplementary guardianship order
Leistungsbezeichnung II	supplementary caregiver appointment
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hamburg
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	<div lang="en-x-mtfrom-de">conflict of interest between child and parents in the process</div>, <div lang="en-x-mtfrom-de">Exclusion of parents from child representation</div>, <div lang="en-x-mtfrom-de">Parents cannot represent child</div>
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	

Modul	Sachverhalt
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	20.09.2024
Fachlich freigegeben durch	
Handlungsgrundlage	<ul style="list-style-type: none"> <li>• [§§ 1809 ff. German Civil Code (BGB)](<a href="https://www.gesetze-im-internet.de/bgb/_1809.html#:~:text=B%C3%BCrgerliches%20Gesetzbuch%20(BGB),%C2%A7%201809%20Erg%C3%A4nzungspflegschaft&amp;text=Der%20Pfleger%20hat%20die%20Pflicht,besorgen%20und%20diesen%20zu%20vertreten.">https://www.gesetze-im-internet.de/bgb/_1809.html#:~:text=B%C3%BCrgerliches%20Gesetzbuch%20(BGB),%C2%A7%201809%20Erg%C3%A4nzungspflegschaft&amp;text=Der%20Pfleger%20hat%20die%20Pflicht,besorgen%20und%20diesen%20zu%20vertreten.</a>)</li> <li>• [§ 151 No. 5 Law on Proceedings in Family Matters and in Matters of Voluntary Jurisdiction (FamFG)](<a href="https://www.gesetze-im-internet.de/famfg/_151.html">https://www.gesetze-im-internet.de/famfg/_151.html</a>)</li> </ul>
Teaser	An additional guardian is appointed if the parents or guardian are actually or legally prevented from taking care of certain matters.
Volltext	<p>Supplementary guardianship is the judicial transfer of part of the parental care for a minor to another person, namely the so-called supplementary guardian. The rights and duties of the supplementary guardian are limited to these parts of the personal care or the care of the property when appointed. The guardian is appointed by the family court at the respective local court.</p>
Erforderliche Unterlagen	No documents are required.
Voraussetzungen	<p>A guardianship is not a service that is actually applied for. It is established when the local court becomes aware that a guardianship is necessary.</p> <p>This may be the case, among other things, if</p> <ul style="list-style-type: none"> <li>• parents with custody point out that they are overwhelmed by a situation,</li> <li>• an authority indicates that guardianship appears necessary,</li> <li>• it is determined in court proceedings that</li> </ul>

Modul	Sachverhalt
	<p>guardianship must be established.</p> <p>A carer is appointed if the child is under parental care or guardianship, but the parents or guardian are or are prevented from taking care of certain matters for factual or legal reasons.</p>
Kosten	<p>The decision on supplementary guardianship will determine who will bear the costs of the proceedings and the guardianship. The decision depends on the reason for and content of the supplementary guardianship.</p> <p>If the parties consider legal representation to be necessary, the costs of this representation must of course be borne. If necessary, it is possible to apply for legal aid.</p>
Verfahrensablauf	<ul style="list-style-type: none"> <li>• The local court will appoint a suitable person as additional guardian by order if it becomes known that guardianship is necessary.</li> <li>• The local court decides who will be given responsibility for the guardianship.</li> <li>• The certificate of appointment defines the area of responsibility of the supplementary guardian.</li> </ul>
Bearbeitungsdauer	The appointment of an additional guardian will take place promptly.
Frist	There are no deadlines to be observed.
weiterführende Informationen	<a href="https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera">https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera</a> <a href="https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera">https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera</a>
Hinweise	<p>**Legal advice is not available at the district court. Please contact the persons authorized to provide legal advice. These are lawyers or notaries.</p> <p>The Public Legal Advice Service (ÖRA) offers low-cost legal advice for people with low incomes.**</p>
Rechtsbehelf	Complaint
Kurztext	<ul style="list-style-type: none"> <li>• supplementary caregiver appointment</li> <li>• If necessary, a guardianship can be established for a minor for a specifically defined area of responsibility.</li> </ul>

Modul	Sachverhalt
	<ul style="list-style-type: none"> <li>• Parents or guardians must be prevented from taking care of certain matters for factual or legal reasons.</li> </ul>
Ansprechpunkt	If you want to find out exactly who is responsible for your request, please follow the link to [Hamburg Service](https://www.hamburg.de/service/info/hasi/13268)
Zuständige Stelle	Hamburg District Court
Formulare	
Ursprungsportal	Hamburg Service, Hamburg Service (Currently this link is only available in german)