

99046017002000

Unterhaltsanspruch aus Anlass der Geburt Festsetzung

Heruntergeladen am 13.07.2025

<https://fimportal.de/xzufi-services/S1000030001858597/S100003>

Modul	Sachverhalt
Leistungsschlüssel	99046017002000
Leistungsbezeichnung I	Unterhaltsanspruch aus Anlass der Geburt Festsetzung
Leistungsbezeichnung II	Assertion of the right to maintenance of the mother of a child born out of wedlock
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Bremen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	Trennung mit Kind (1020500)

Modul	Sachverhalt
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	31.01.2025
Fachlich freigegeben durch	
Handlungsgrundlage	https://www.gesetze-im-internet.de/famfg/__111.html https://www.gesetze-im-internet.de/famfg/__113.html https://www.gesetze-im-internet.de/famfg/__114.html https://www.gesetze-im-internet.de/famfg/__231.html https://www.gesetze-im-internet.de/famfg/__232.html https://www.gesetze-im-internet.de/bgb/__1615l.html https://www.gesetze-im-internet.de/famfg/__112.html
Teaser	You, as a non-married mother, can claim alimony from the child's father on the occasion of the birth of the common child.
Volltext	If you, as the mother of the child, cannot agree with the legal father of the child on an appropriate amount of maintenance, you can assert a claim for maintenance on the occasion of the birth in court. The course of such court proceedings is essentially governed by the rules applicable to civil proceedings. If you, as the mother of the child, cannot be expected to work due to the care or upbringing of the child, you are also entitled to a claim for childcare maintenance for the period of at least 4 months before the birth and at least 3 years after the birth, or longer if necessary, in addition to the existing claim for maintenance for the period of 6 weeks before and 8 weeks after the birth. The father may also be entitled to childcare maintenance from the mother if he looks after the child. The amount of maintenance is calculated according to the recognized principles of maintenance calculation, which fill in the undefined legal terms of maintenance law. For details, please contact the legal advice professions. Further information can also be found in the maintenance guidelines of the Higher Regional Courts.

Modul	Sachverhalt
Erforderliche Unterlagen	
Voraussetzungen	You as a non-married mother of a child can claim maintenance for the period of 6 weeks before and 8 weeks after the birth of the child, as well as care maintenance beyond that, under the following conditions: • Not married to the child's father. • Paternity is established or acknowledged. • You are needy because you cannot work full time due to pregnancy, care or upbringing of the child. • The child's father is capable of paying.
Kosten	- Legal costs - Lawyer's fees Both are based on the amount in dispute.
Verfahrensablauf	An application for the enforcement of the maintenance on the occasion of the birth can be filed only by a lawyer. • The further course of the court proceedings is essentially governed by the provisions on civil proceedings. • The court may order the parties to provide information on their income, assets and personal and economic circumstances. If the parties do not comply with this order, the court can obtain information independently, e.g. from employers or insurance companies.
Bearbeitungsdauer	At least 3 months due to the prescribed procedure, in more complex procedures longer if necessary, depending on the individual case.
Frist	In principle, maintenance can only be claimed for the future. For the past only under certain conditions.
weiterführende Informationen	https://www.oberlandesgericht.bremen.de/information/en/unterhaltsleitlinien-1616 https://www.bmfsfj.de/
Hinweise	
Rechtsbehelf	

Modul	Sachverhalt
Kurztext	
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	Serviceportal der Freien Hansestadt Bremen, Service portal of the Free Hanseatic City of Bremen