

99079001044000

Heruntergeladen am 20.06.2025

<https://fimportal.de/services/99079001044000>

Modul	Sachverhalt
Leistungsschlüssel	99079001044000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Applying for dissolution of the civil partnership
Typisierung	3 - Bundesaufsichtsverwaltung: Regelung
Quellredaktion	Baustein Leistungen
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Civil partnership (individuell, 079)
Verrichtungskennung	Aufhebung (044)
SDG-Informationsbereich	Leben in einer binationalen Partnerschaft, auch einer gleichgeschlechtlichen Partnerschaft (Eheschließung, zivile/eingetragene Partnerschaft, Trennung, Scheidung, Güterrecht, Rechte von Lebenspartnern)
Lagen Portalverbund	Scheidung (1020400)
Einheitlicher	

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Ansprechpartner	Nein
Fachlich freigegeben am	02.10.2020
Fachlich freigegeben durch	Senator for Justice and Constitution of the Free Hanseatic City of Bremen
Handlungsgrundlage	<a href="https://www.gesetze-im-internet.de/famfg/_269.html">https://www.gesetze-im-internet.de/famfg/_269.html</a> <a href="https://www.gesetze-im-internet.de/lpartg/_15.html">https://www.gesetze-im-internet.de/lpartg/_15.html</a> <a href="https://www.gesetze-im-internet.de/famfg/_270.html">https://www.gesetze-im-internet.de/famfg/_270.html</a> <a href="https://www.gesetze-im-internet.de/famfg/_111.html">https://www.gesetze-im-internet.de/famfg/_111.html</a> <a href="https://www.gesetze-im-internet.de/famfg/_122.html">https://www.gesetze-im-internet.de/famfg/_122.html</a> <a href="https://www.gesetze-im-internet.de/famfg/_58.html">https://www.gesetze-im-internet.de/famfg/_58.html</a>
Teaser	If you want to end your civil partnership, you can apply to dissolve your civil partnership.
Volltext	<p>A civil partnership can be dissolved by the court under certain conditions.</p> <p>To file an application with the competent local court - family court - please contact a lawyer. Your civil partner does not need legal representation if he or she agrees to the dissolution and does not wish to make any applications themselves.</p> <p>The court proceedings will examine whether one of the grounds for annulment applies.</p>
Erforderliche Unterlagen	<p>As a rule, you will need to present</p> <ul style="list-style-type: none"> <li>• Your photo ID</li> <li>• the original marriage certificate or a certified copy of it</li> </ul> <p>Please seek legal advice as to which documents your lawyer will need from you.</p>
Voraussetzungen	<ul style="list-style-type: none"> <li>• You have been separated for a year and both want an annulment or</li> <li>• it cannot be expected that a partnership can be re-established between you or</li> <li>• You have already been separated for three years or</li> <li>• You have been separated for less than a year, but continuing the partnership would be an unreasonable hardship for you for reasons relating to the other person.</li> </ul>
Kosten	<ul style="list-style-type: none"> <li>• Lawyers' fees in accordance with the Lawyers' Fees Act (RVG)</li> </ul>

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- Court costs, Section 43 of the Act on Court Costs in Family Matters (FamGKG)
- each calculated according to the amount of the object value (depending on income and assets)
- Legal aid can be applied for if you are indigent
- As a rule, the court orders the costs to be waived. This means that each partner bears their own legal fees and half of the court costs.
- If the partners have reached a different agreement on the costs, the court may agree to this in full or in part.
- If the application for annulment is rejected, the applicant must bear all costs.
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**Verfahrensablauf**

- Your lawyer must apply to the family court for the annulment on your behalf.
- The court will serve the application for annulment on your partner. There is no obligation to have a lawyer to consent to the application for divorce.
  - At the hearing on the application for annulment, the partners are usually heard in person on the conditions for annulment.
  - If the conditions for dissolution are met, the family court will issue an order dissolving the civil partnership.

**Bearbeitungsdauer**

- At least 3 months due to the prescribed procedure, possibly longer in more complex procedures, depending on the individual case

**Frist**

None

**weiterführende Informationen**

<https://www.service-bw.de/web/guest/leistung/-/sbw/Lebenspartnerschaft%20Aufhebung%20beantragen-1907-leistung-0#sb-id-toc-block8>

**Hinweise**
**Rechtsbehelf**

Appeal pursuant to §§ 58 ff. FamFG against the family court decision within one month through a lawyer

**Kurztext**

- Dissolution of civil partnership
- Compulsory legal representation for the applicant
- Civil partner does not require legal representation if he or she agrees to the dissolution and does not wish

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	<p>to submit any applications himself or herself</p> <ul style="list-style-type: none"> <li>• Separation for one year and both partners want the annulment or</li> <li>• it cannot be expected that a cohabitation between the partners can be re-established or</li> <li>• Prerequisites: one partner applies for annulment and the partners have been separated for 3 years <ul style="list-style-type: none"> <li>• if they have been separated for less than one year, the continuation of the partnership would be an unreasonable hardship for the applicant for reasons relating to their partner</li> </ul> </li> <li>•</li> <li>• competent court: Local Court - Family Court -</li> </ul>
Ansprechpunkt	<ul style="list-style-type: none"> <li>• Please contact a lawyer.</li> </ul>
Zuständige Stelle	<ul style="list-style-type: none"> <li>• The local court responsible for you pursuant to Section 270 (1) sentence 1 in conjunction with. § 122 FamFG - Family Court - will be determined by the lawyer appointed by you.</li> </ul>
Formulare	None
Ursprungsportal	