

99094002019002

Heruntergeladen am 03.06.2025

<https://fimportal.de/services/99094002019002>

Modul	Sachverhalt
Leistungsschlüssel	99094002019002
Leistungsbezeichnung I	
Leistungsbezeichnung II	Applying for registration of persons offering legal services in foreign law
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Baustein Leistungen
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	fachlich freigegeben (gold)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Legal services (individuell, 094)
Verrichtungskennung	Registrierung (019)
SDG-Informationsbereich	Anerkennung von Qualifikationen zum Zwecke der Beschäftigung in einem anderen Mitgliedstaat
Lagen Portalverbund	Befähigungs- und Sachkundenachweise (2010200), Berufszulassungen und Berechtigungen (1040500), Anerkennung ausländischer Berufsqualifikationen

Modul	Sachverhalt
	(1040400)
Einheitlicher Ansprechpartner	Ja
Fachlich freigegeben am	12.06.2024
Fachlich freigegeben durch	Federal Ministry of Justice (BMJ)
Handlungsgrundlage	https://www.gesetze-im-internet.de/rdg/_10.html https://www.gesetze-im-internet.de/rdg/_13.html https://www.gesetze-im-internet.de/rdg/_11.html https://www.gesetze-im-internet.de/rdg/_12.html https://www.gesetze-im-internet.de/rdg/_15.html
Teaser	<p>Would you like to offer legal services under foreign law? Then you need to be registered in the legal services register, for which you must provide proof of your specialist knowledge.</p>
Volltext	<p>Every legal service is a responsible activity for which you must fulfill various requirements. This serves to protect those seeking legal services from unqualified legal services.</p> <p>If you wish to offer legal services on foreign law on a commercial basis, you must prove your personal suitability and specialist knowledge and register in the legal services register. You apply for registration for advice on foreign law from one or more countries.</p> <p>You may also offer advice on the law of the European Union (EU) or the European Economic Area (EEA), provided that you are registered for:</p> <ul style="list-style-type: none"> • Law of a member state of the European Union (EU) • Law of a state of the European Economic Area (EEA) • the law of Switzerland <p>You can apply for registration as:</p> <ul style="list-style-type: none"> • natural person • legal entity • a partnership with legal capacity

Modul

Sachverhalt

Legal entities include, for example

- Limited liability company (GmbH)
- associations
- foundations

Partnerships with legal capacity include, for example

- Civil law partnership (GbR)
- General partnership (oHG)

As a legal entity or partnership with legal capacity, you must appoint a natural person to represent you externally and who meets the professional requirements.

Registration only allows you to work outside of court.

When registering, you may be subject to conditions that can be imposed or changed at any time. If you are established in another EU or EEA country to practice a comparable profession, you can apply for temporary registration.

You can also register via the Single Point of Contact (SPC) in your federal state.

Once you have been registered, the competent registration authority will arrange for your registration to be publicly announced in the Legal Services Register.

Erforderliche Unterlagen

- Description of your professional training with supporting documents
 - Description of your previous professional experience with supporting documents
 - Certificate of good conduct, which will be sent directly to the competent registration authority
 - Declaration that no insolvency proceedings are

Modul	Sachverhalt
	<p>pending against you as the applicant</p> <ul style="list-style-type: none"> • Declaration that you as the applicant have not been entered in the debtor register in the 3 years prior to submitting the application
Voraussetzungen	<ul style="list-style-type: none"> • You have the personal suitability and reliability. This means that <ul style="list-style-type: none"> • You have an orderly financial situation. • You have no significant criminal record. • You have theoretical and practical specialist knowledge. • You can prove your specialist knowledge through <ul style="list-style-type: none"> • Professional training • Professional practice • You have professional liability insurance with a minimum sum insured of EUR 250,000 for each insured event. • Legal entities and partnerships with legal capacity must nominate at least one natural person who meets all the necessary requirements.
Kosten	<p>Verwaltungsgebühr: 150€</p> <p>A fee of 150 euros is charged for registration. Registration can be made dependent on the prior payment of the fee.</p>
Verfahrensablauf	
Bearbeitungsdauer	
Frist	1 Monat(e)
weiterführende Informationen	<p>https://www.rechtsdienstleistungsregister.de</p> <p>https://www.rechtsdienstleistungsregister.de/Zustandigkeitsliste.pdf</p> <p>https://www.bmwk.de/Redaktion/DE/Artikel/Mittelstandard/einheitlicher-ansprechpartner.html</p>
Hinweise	<p>The following information is available:</p> <p>If you provide legal services under foreign law without being registered, you are committing an administrative offense. The offense can be punished with a fine of up to EUR 50,000.</p>
Rechtsbehelf	<ul style="list-style-type: none"> • Objection or immediately Action before the

Modul

Sachverhalt

administrative court

- In case of rejection Appeal decision: Action before the administrative court

Kurztext

- Legal services based on special expertise Registration of persons providing legal services in a foreign law
 - Legal services on foreign law are only permitted with registration in the legal services register, as special expertise must be demonstrated
 - the foreign law may be the national law of any country within or outside the European Union (EU)
 - Advice on the law of the European Union (EU) or the European Economic Area (EEA) is only possible if you are registered for:
 - Law of a member state of the European Union (EU)
 - Law of a state of the European Economic Area (EEA)
 - Law of Switzerland
 - Depending on the application, registration applies to advice on the foreign law of one or more countries
 - The registration can be obtained by
 - natural persons
 - legal entities
 - partnerships with legal capacity
 - Registration may be subject to conditions which may be imposed or amended at any time
 - Registration only permits extrajudicial activities
 - Temporary registration possible for applicants who are established in another country of the European Union (EU) or the European Economic Area to practice a comparable profession
 - Registration possible via the Single Point of Contact (SPC) of the respective federal state
 - Responsible: competent registration authority of the place of main establishment
 - Responsible for applicants who are not registered in Germany: any competent authority

Ansprechpunkt

Zuständige Stelle

Formulare

Ursprungsportal