99059002010001, 99059002010001

Certificate of no impediment to marriage Exemption for foreigners

Heruntergeladen am 20.05.2025

https://fimportal.de/xzufi-services/365571793/L100001

Modul	Sachverhalt
Leistungsschlüssel	99059002010001, 99059002010001
Leistungsbezeichnung I	Certificate of no impediment to marriage Exemption for foreigners
Leistungsbezeichnung II	
Typisierung	2/3

Modul	Sachverhalt
Handlungsgrundlage(n)	Civil status ordinance of the respective federal state and: - https://www.gesetze-im-internet.de/bgbeg/BJNR006049896.html - https://www.gesetze-im-internet.de/bgb/__1309.html - https://www.gesetze-im-internet.de/bgb/__1306.html - https://www.gesetze-im-internet.de/jvkostg/__4.html - https://www.gesetze-im-internet.de/jvkostg/anlage.html - https://www.unhcr.org/dach/wp-content/uploads/sites/27/2017/03/Genfer_Fluechtlingskonvention_und_New_Yorker_Protokoll.pdf - https://www.gesetze-im-internet.de/pstg/index.html - https://www.gesetze-im-internet.de/gvgeg/__23.html - https://www.gesetze-im-internet.de/bgbeg/BJNR006049896.html - https://www.gesetze-im-internet.de/bgb/__1309.html - https://www.gesetze-im-internet.de/bgb/__1306.html - https://www.gesetze-im-internet.de/jvkostg/__4.html - https://www.gesetze-im-internet.de/jvkostg/anlage.html - https://www.unhcr.org/dach/wp-content/uploads/sites/27/2017/03/Genfer_Fluechtlingskonvention_und_New_Yorker_Protokoll.pdf - https://www.gesetze-im-internet.de/pstg/index.html - https://www.gesetze-im-internet.de/gvgeg/__23.html
Teaser	If you wish to marry in Germany as a foreign national or foreign national and your home country does not issue you with a certificate of no impediment to marriage, you can apply for exemption from the production of a certificate of no impediment to marriage.
Volltext	If you wish to marry in Germany as a foreign national, the conditions for marriage are determined by the law applicable in your home country. This regulation is intended to prevent the marriage from being recognised in Germany but not in your home country. Especially for future children, it is of great importance that a marriage concluded in Germany is also recognized in the country of origin of the foreign parent. Therefore, you must in principle submit a certificate of no impediment to marriage from your home country, in which the internal authority of your home country confirms that

there is no impediment to marriage under the law of the home country.

If you have more than one nationality, the applicable law is the law of the country with which you have the closest connection. If you are also german, German citizenship takes precedence.

In individual cases, you may be exempted from this obligation by the President of the competent Higher Regional Court in whose district the marriage was registered.

As a rule, this exemption is eligible for:

  * nationals of such States whose authorities do not issue certificates of no impediment to marriage,
  * Nationals of States which issue certificates of no impediment to marriage if this is objectively impossible. This applies, inter alia, to situations in which foreign law refuses to marry for reasons that are incompatible with the constitutionally guaranteed freedom to marry (e.g. if foreign national law prohibits remarrying after a divorce).

Recognised persons entitled to asylum, foreign refugees, homeless foreigners and stateless persons with permanent residence in Germany do not need a certificate of no impediment to marriage or exemption. Your legal status must be proven by an appropriate travel document.

In the case of an exemption, the President of the Higher Regional Court examines in place of the foreign authority whether the marriage is precluded by an impediment to marriage under the law of the country of origin or whether a marriage condition is missing. Even under German law, there may be no impediment to marriage. In this context, it may be necessary to check whether any pre-marriages are effectively dissolved. The exemption shall apply for a period of six months.

Begriffe im Kontext	
Bearbeitungsdauer	* depending on the individual case
Fristen	There are no deadlines to be observed.
Formulare + Objekt	

Formular	* Forms: at the registry office * Online procedure possible: no * Written form required: yes * Personal appearance necessary: OLG: no
Kurztext	* Certificate of no impediment to marriage Exemption for foreigners * Exemption from the production of a certificate of no impediment to marriage from the foreigner's home country * Application for exemption from the production of a certificate of no impediment to marriage always requires the registration of a marriage at the competent registry office. * Recognised persons entitled to asylum, foreign refugees, homeless foreigners and stateless persons with permanent residence in Germany do not require a certificate of no impediment to marriage or exemption. Your legal status must be proven by an appropriate travel document. * Responsible for the application: registry office at the domicile or habitual residence of one of the fiancées
weiterführende Informationen	
Hinweise (Besonderheiten)	Information on the certificate of no impediment to marriage exemption for foreigners in the portal of the state of Saxony. - https://amt24.sachsen.de/leistung/-/sbw/Ehefaehigkeitszeugnis%20fuer%20Auslaender%20Befreiung%20von%20der%20Beibringung-6000995-leistung-0 - https://amt24.sachsen.de/leistung/-/sbw/Ehefaehigkeitszeugnis%20fuer%20Auslaender%20Befreiung%20von%20der%20Beibringung-6000995-leistung-0
Rechtsbehelf	* Application for a judicial decision * Deadline: 1 month
fachlich freigegen durch	Hessian Ministry of Justice
fachlich freigegeben am	22.06.2021
Lagen Portalverbund	Urkunden und Bescheinigungen (1070200), Eheschließung (1020300)
zuständige Stelle	Jurisdiction lies with the Higher Regional Court responsible

for you.

| **Ansprechpunkt** | Please contact the registry office responsible for you. |