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Residence permit for family reasons Issued for the family reunification of a foreign minor child with a German parent

Heruntergeladen am 07.06.2025

<https://fimportal.de/xzufi-services/121312571/L100002>

Modul	Sachverhalt
Leistungsschlüssel	99010023001002, 99010023001002
Leistungsbezeichnung I	Residence permit for family reasons Issued for the family reunification of a foreign minor child with a German parent
Leistungsbezeichnung II	Applying for a residence permit for a foreign child to join a German parent
Typisierung	2/3b - Bund: Regelung, Land: Ausführungsvorschriften, Kommune: Vollzug
Quellredaktion	Nordrhein-Westfalen
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung

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Leistungsgruppierung	Aufenthaltstitel (010)
Verrichtungskennung	Erteilung (001)
SDG-Informationsbereich	Anforderungen in Bezug auf Aufenthaltskarten für Unionsbürger und ihre Familienmitglieder, einschließlich Familienmitglieder, die keine Unionsbürger sind
Lagen Portalverbund	Einwanderung (1080100), Kinderbetreuung (1020200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	16.08.2024
Fachlich freigegeben durch	National editorial office
Handlungsgrundlage	https://www.gesetze-im-internet.de/aufenthg_2004/_28.html
Teaser	Unmarried foreign minors can obtain a residence permit for family reunification in order to establish a family relationship with a German parent.
Volltext	<p>As a legal representative, you can apply for a residence permit for a foreign unmarried minor child if you have your habitual residence in Germany and would like the child to be able to live with you in Germany.</p> <p>Please note that the child must not be married, divorced or widowed. Minor means that the child must not have reached the age of 18.</p> <p>The establishment of a family relationship between you and the child is a prerequisite for obtaining a residence permit. This must be intended and actually possible. If you, as the parent, have custody of the child, it can generally be assumed that there is the intention and possibility of establishing a family relationship. However, it is not necessarily the case that you are entitled to exercise custody. However, it must be proven that you are the father or mother of the minor child.</p> <p>If only the father is German, there must be a valid</p>

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acknowledgement of paternity.

The residence permit is issued for at least one year. It is extended as long as the family partnership continues.

After holding the residence permit for three years, it is possible to obtain a settlement permit.

Stepchildren and foster children are not entitled to reunification. However, it is possible to obtain a residence permit on the basis of § 32 of the Residence Act (reunification of children) or § 36 paragraph 2 of the Residence Act (reunification as other family members).

Erforderliche Unterlagen

- Recognized and valid identity document (e.g. passport or passport substitute) of the child and the German parent
 - Visa of the child, if this was required for entry
 - Current biometric photo of the child in passport format (45 x 35 mm)
 - Birth certificate of the child
 - Proof of acknowledgment of paternity if the parents are not married and the child is to join the German father.
 - If one parent with custody rights remains abroad:
 - Proof of custody
 - Declaration of consent from the parent living abroad.

The documents and information must always be submitted in German. In individual cases, the Immigration Office may require less or further proof.

Voraussetzungen

- One custodial parent has German citizenship.
 - The child has a valid identity document.
 - The child has the required visa if this was necessary for entry.
 - The child is a minor at the time of application and is neither married nor divorced or widowed.
 - The German parent has his/her habitual residence in

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Germany.

- The paternity or maternity of the child is proven.
- The German parent is actually and legally willing and able to establish a family relationship with the child moving to Germany. This is assumed to be the case if custody of the child exists. However, custody rights are not a prerequisite for the granting of a residence permit.
- There is no reason to deport the child.

Kosten

50 Euro Remark: Additional fees may apply for the issuing of a residence permit in the form of an electronic residence permit, which can also be used as electronic proof of identity.

Verfahrensablauf

- If required for entry into Germany, a national visa for the child must be applied for at a German diplomatic mission abroad before entering the country.
- After entering Germany, you must apply for a residence permit for the child at the immigration authority before the period of visa-free stay or the validity of the visa ends.
- Find out whether the relevant immigration authority allows you to apply online or has a special application form.
- If the application can only be made in person, an appointment must be made at the immigration office. If you apply online, the Foreigners' Registration Office will contact you after receiving your application to arrange an appointment.
- During the appointment, your identity and the identity of the child as well as the available documents will be checked (please bring all documents, if possible in the original, to the appointment).
- If your application is approved, the child's fingerprints will be taken to produce the electronic residence permit (eAT card for short). Children under the age of six will not be fingerprinted.
- The foreigners authority will commission the Bundesdruckerei to produce the eAT card. After completion, you will receive information and can collect the eAT card from the responsible office. The eAT card must always be collected in person.
- If your application is rejected, you will receive a notice of rejection.

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Bearbeitungsdauer	About 6 to 8 weeks. The production of the electronic residence permit by the Bundesdruckerei takes about 4 to 6 weeks.
Frist	The application should be received by the Foreigners' Registration Office at least six to eight days before the visa-free period or visa expires.
weiterführende Informationen	Information on reunification with German family members on the website of the Federal Office for Migration and Refugees (BAMF): https://www.bamf.de/DE/Themen/MigrationAufenthalt/ZuwandererDrittstaaten/Familie/NachzugZuDeutschen/nachzug-zu-deutschen-node.html Information on reunification with German family members on the website of the Federal Government: https://www.make-it-in-germany.com/de/visum-aufenthalt/familiennachzug/kindernachzug
Hinweise	
Rechtsbehelf	<ul style="list-style-type: none"> • Appeal against the decision of the immigration authority • Legal action before the court named in the notice of objection if the objection is not upheld
Kurztext	<ul style="list-style-type: none"> • Residence permit for family reasons Issued for the family reunification of a foreign minor child with a German parent. <ul style="list-style-type: none"> • Right of unmarried minor children to join their German parent. • Conditions for granting <ul style="list-style-type: none"> • The paternity or maternity of the child to be reunited must be established. • The reunification must serve to establish a family partnership. • The child must be unmarried and have not yet reached the age of 18. • The German parent must have their habitual residence in Germany. • Residence permits are issued for at least one year and extended as long as the family partnership continues. • Responsible: the foreigners authority responsible for the applicant's place of residence

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Ansprechpunkt	
Zuständige Stelle	The foreigners authority responsible for the applicant's place of residence is responsible for processing the application.
Formulare	
Ursprungsportal	Residence permit for family reasons Issued for the family reunification of a foreign minor child with a German parent, Aufenthaltserlaubnis aus familiären Gründen Erteilung für den Familiennachzug eines ausländischen minderjährigen Kindes zu einem deutschen Elternteil