

99010009012001

Submit information on the issuance of a residence card for third-country nationals of family members of EU/EEA citizens (except Germany)

Heruntergeladen am 14.07.2025

<https://fimportal.de/xzufi-services/401771568/L100008>

| Modul | Sachverhalt |
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| Leistungsschlüssel | 99010009012001 |
| Leistungsbezeichnung I | Submit information on the issuance of a residence card for third-country nationals of family members of EU/EEA citizens (except Germany) |
| Leistungsbezeichnung II | Submit information on the issuance of a residence card for third-country nationals of family members of EU/EEA citizens (except Germany) |
| Typisierung | 3b - Bundesaufsichtsverwaltung: Regelung, Land: Ausführungsvorschriften, Kommune: Vollzug |
| Quellredaktion | Sachsen-Anhalt |
| Freigabestatus Katalog | unbestimmter Freigabestatus |
| Freigabestatus Bibliothek | unbestimmter Freigabestatus |

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| Begriffe im Kontext | |
| Leistungstyp | Leistungsobjekt mit Verrichtung |
| Leistungsgruppierung | Aufenthaltstitel (010) |
| Verrichtungskennung | Ausstellung (012) |
| 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 | 28.11.2022 |
| Fachlich freigegeben durch | Ministry of the Interior and Municipal Affairs of the State of Brandenburg |
| Handlungsgrundlage | https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_1.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_2.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_3.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_4.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_5.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_5a.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_12.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_1.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_2.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_3.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_4.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_4.html |

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| | <p>_5.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_5a.html https://www.gesetze-im-internet.de/freiz_gg_eu_2004/_12.html</p> |
| Teaser | <p>If you are a family member of an EU or EEA citizen and come from a third country, you will need a residence card for your further stay in Germany no later than three months after your entry.</p> |
| Volltext | <p>As a third-country national family member of a citizen of the European Union (EU) or a state of the European Economic Area (EEA: Iceland, Liechtenstein, Norway), you have the right to move freely with your caregiver in the European Union, to enter and reside in any member state of the EU or EEA state if the requirements under EU law are met. This also includes the free choice of residence.</p> <p>You are a third-country national if you are not a citizen of an EU member state, the EEA or Switzerland.</p> <p>"Family members" means the following persons:</p> <ul style="list-style-type: none"> • Spouses • Life partner • relatives in the direct descending line (e.g. children) of the EU/EEA citizen or spouse or partner who have not yet reached the age of 21 or who are dependent on them, and • Relatives in the direct ascending line (e.g. parents and grandparents) of the EU/EEA citizen or spouse or partner who are dependent on them. <p>In the case of EU or EEA citizens who are students, the group of family members entitled to join them is limited to spouses and life partners as well as children who are dependent.</p> <p>During the first three months of your stay in Germany, your stay is subject to the condition that there is a family relationship with the caregiver entitled to freedom of movement, that you accompany this person and that you are in possession of a recognised</p> |

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or otherwise approved passport or passport substitute.

For a stay of more than three months, you need a residence card, which will be issued to you by the Foreigners' Registration Office ex officio and within six months.

The Foreigners' Registration Office checks whether the conditions for freedom of movement are met. Among other things, it depends on whether your caregiver is employed or not.

Until a decision has been made on the issuance of the residence card, your stay in Germany is considered lawful.

With the issuance of the residence card, the existence of the right of freedom of movement is established. The residence card is usually issued for five years, unless your caregiver's stay results in a shorter period.

If you have not yet reached the age of 18, the persons entitled to your personal custody must agree to your planned stay in Germany.

Erforderliche Unterlagen

- Recognized and valid identity document (e.g. passport or passport substitute)
- Visa, if it was required for entry
- Up-to-date biometric photo in the passport (45 x 35 mm)
- Proof of the existence of the family relationship with the caregiver (e.g. marriage or birth certificate)
- Proof that the caregiver is exercising his or her right to freedom of movement (e.g. confirmation of registration, employment contract or assurance of employment, trade license)
- In the case of minors: consent of all persons with custody to the planned stay (declaration of consent); if the parents with custody are unable to submit the application jointly for their child, a written power of attorney from the absent parent is required; if custody is granted to only one parent, the signature of that parent is sufficient

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In the case of reunification with a non-gainfully employed reference person, the Foreigners' Registration Office may also require:

- Proof of sufficient means of subsistence
- Proof of health insurance coverage (e.g. confirmation of health insurance coverage or insurance policy)

In the case of reunification with a caregiver during your studies, the Foreigners' Registration Office may also require:

- University admission or certificate of enrollment of the reference person
- Proof of sufficient means of subsistence
- Proof of health insurance coverage (e.g. confirmation of health insurance coverage or insurance policy)

Please note: This proof must also be provided for third-country nationals who join the caregiver.

The documents and information must always be submitted in German. In individual cases, the Foreigners' Registration Office may require less or more evidence.

Voraussetzungen

- You are not a citizen of an EU member state, the EEA or Switzerland.
- You are a family member of an EU or EEA citizen residing in Germany.
- You have a close family relationship with the EU or EEA citizen (you do not necessarily have to live together for this).
- You would like to stay in Germany for more than three months.

Kosten

Cost amount (fixed):

- 37,00 for persons aged 24 and over
- 22.80 for persons under 24 years of age

Remark:

The timing and form of fee collection and payment vary depending on the authority.

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Additional fees may apply for the issuance of the residence card in credit card format with additional electronic functions.

Verfahrensablauf

- You can provide the necessary information for obtaining the residence card when you register with the registration office. From there, your details will be forwarded to the Foreigners' Registration Office. You can also submit your details directly to the immigration office responsible for your place of residence.
- Find out whether your Foreigners' Registration Office allows submission online or has a special form.
- If the submission is only possible in person, make an appointment at the Foreigners' Registration Office. In the case of online filing, the Foreigners' Registration Office will contact you after receipt of your information to arrange an appointment.
- During the appointment, your identity and documents will be checked (please bring your documents, if possible in the original, with you to the appointment).
- Regardless of the result of the examination by the Foreigners' Registration Office, you will immediately receive a certificate stating that you have provided the necessary information for the issuance of the residence card in order to be able to prove that you are legally resident.
- If there are no reasons to the contrary, your fingerprints will be taken for the production of the residence card. You will also need to provide a signature.
- The Foreigners' Registration Office commissions Bundesdruckerei to produce the residence card in credit card format with additional electronic functions. After completion, you will receive information and can pick up the residence card from the responsible office. The collection must always be done in person.
- As a rule, the residence card is issued within six months.
- If the issuance of a residence card is refused, you will receive a notification.

Bearbeitungsdauer

Duration (at span): approx. 6 to 6 Note for further information on processing time: The processing time

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may vary depending on the workload of the Foreigners' Registration Office. However, the issuance of the residence card should take a maximum of six months. It takes about 4 weeks to 6 weeks for Bundesdruckerei to produce the electronic residence permit.

Frist

Application deadline: In order to obtain the residence card, the required information should be submitted to the Foreigners' Registration Office no later than three months after entry. : 5 Remark: As a rule, the residence card is issued for five years, unless a shorter period results from the stay of your caregiver from whom you derive your right of residence.

weiterführende Informationen

<https://www.bmi.bund.de/DE/themen/migration/aufenthaltsrecht/freizuegigkeit-eu-buerger/freizuegigkeit-eu-buerger-artikel.html>
<https://www.bmi.bund.de/SharedDocs/faqs/DE/themen/migration/freizuegigkeit/freizuegigkeit-liste.html>
<https://www.bamf.de/DE/Themen/MigrationAufenthalt/ZuwandererEuropa/zuwanderereuropa-node.html>
https://europa.eu/youreurope/citizens/residence/documents-formalities/non-eu-family-members-residence-card/index_de.htm
<https://www.bmi.bund.de/DE/themen/verfassung/europa/brexit/brexit-artikel.html>

Hinweise

- The procedure is usually carried out in German.
- Once the residence card has been issued, its continued existence can be checked for special reasons. If the requirements for the right of residence cease to apply within five years of the establishment of the residence in Germany or are no longer met, the residence card can be withdrawn.
- All information provided to the Foreigners' Registration Office should be correct and complete to the best of our knowledge and belief so that the request can be processed without major delays.
- Incorrect or incomplete information can slow down the procedure and be detrimental to the persons concerned. In the event of an emergency, incorrect or incomplete information that is not completed or corrected in time vis-à-vis the Foreigners' Registration Office may result in the revocation of residence rights already granted, a fine, imprisonment of up to three

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years or expulsion from the federal territory.

- If you have been legally resident in Germany with your caregiver for five years, you can apply for a permanent residence card.
- The residence card is not issued to nationals of Switzerland, the United Kingdom of Great Britain and Northern Ireland. Other provisions apply to these persons (see "Further information").
- Due to the complexity of the right of residence and freedom of movement, this description is for information purposes only and is not legally binding.

Rechtsbehelf

- Objection to the decision of the Foreigners' Registration Office within one month of notification
- Bringing an action before the court named in the notice of opposition if the objection is not upheld

Kurztext

- Residence card issuance for third-country nationals family members of EU/EEA citizens
- Third-country nationals, family members of EU and EEA citizens can move freely with the reference person in the EU, enter and reside in any Member State of the EU or EEA State if the conditions under EU law are met.
- Family members are: Spouses Life partner relatives in the direct descending line (e.g. children) of the EU/EEA citizen or spouse or partner who have not yet reached the age of 21 or who are dependent on them, and Relatives in the direct ascending line (e.g. parents and grandparents) of the EU/EEA citizen or spouse or partner who are dependent on them.
- If the caregiver is studying in Germany, only spouses and life partners as well as children (who are granted maintenance) are entitled to join them.
- A visa is required to enter the country, unless entry can be made without a visa.
- The stay in Germany is unconditional for three months; only a passport / passport substitute must be available and an accompaniment of the caregiver must be recognizable. For stays of more than three months, third-country nationals require a residence card.
- Residence card is issued by the Foreigners' Registration Office ex officio and within six months. This means that no application is required; it is only necessary to provide the necessary information for the issuance of the residence card; these can be submitted

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as part of the registration process to the registration office or directly to the Foreigners' Registration Office.

- The Foreigners' Registration Office examines the conditions for freedom of movement and may demand proof of this; no proof of language proficiency required.
- Until a decision has been made on the issuance of the residence card, residence in Germany is considered lawful.
- As a rule, the residence card is issued for five years, unless the stay of the reference person results in a shorter period. After five years, a permanent residence card can be applied for
- With the possession of the residence card, any gainful employment is permitted.
- In the case of persons who have not yet reached the age of 18, the consent of the persons entitled to custody is required to stay in Germany.
- The residence card is not issued to nationals of Switzerland, the United Kingdom of Great Britain and Northern Ireland. Different provisions apply to these persons.
- Responsible: the immigration authority responsible for the residence of the family member

Ansprechpunkt

the immigration authority responsible for the residence of the family member

Zuständige Stelle
Formulare

Forms available: No

Written form required: No

Informal application possible: Yes

Personal appearance required: Yes

Ursprungsportal

Submit information on the issuance of a residence card for third-country nationals of family members of EU/EEA citizens (except Germany), Angaben zur Ausstellung einer Aufenthaltskarte für drittstaatsangehörige Familienangehörige von EU-/ EWR-Bürgern (außer Deutschland) einreichen