

99025002005000

Apply for a restaurant licence

Heruntergeladen am 20.05.2025

<https://fimportal.de/xzufi-services/526/L100022>

Modul	Sachverhalt
Leistungsschlüssel	99025002005000
Leistungsbezeichnung I	Apply for a restaurant licence
Leistungsbezeichnung II	Apply for a restaurant licence
Typisierung	2/3

Modul	Sachverhalt
Handlungsgrundlage(n)	[Landesgaststättengesetz (LGastG)](https://www.landesrecht-bw.de/bsbw/document/jlr-GastGBW2009rahmen) * § 1 Geltung des Gaststättengesetzes in Verbindung mit * § 2 Erlaubnis GastG und * § 9 StellvertretungserlaubnisGastG [Gaststättengesetz (GastG)](https://www.gesetze-im-internet.de/gastg/index.html#BJNR004650970BJNE001102377) * § 2 Erlaubnis * § 9 Stellvertretungserlaubnis [Gaststättenverordnung (GastVO)](https://www.landesrecht-bw.de/bsbw/document/jlr-GastVBW1991rahmen) * § 1 Sachliche Zuständigkeit * § 3 Verfahren [Landesverwaltungsverfahrensgesetz (LVwVfG)](https://www.landesrecht-bw.de/bsbw/document/jlr-VwVfGBW2005rahmen) * § 42a Genehmigungsfiktion in Verbindung mit * § 6a Absatz 2 Entscheidungsfrist, Genehmigungsfiktion * § 3a Elektronische Kommunikation [Gewerbeordnung (GewO)](https://www.gesetze-im-internet.de/gewo/) * § 6a Absatz 2 Entscheidungsfrist, Genehmigungsfiktion
Teaser	In certain cases, you need a licence to operate a catering business.
Volltext	In certain cases, you need a licence to operate a catering

business.

A catering business is operated by anyone who

- * Serves drinks for consumption on the premises (pub business) or
- * serves prepared food for consumption on the premises (catering),

if the business is open to the general public or certain groups of people.

A catering business is also operated by anyone who, as an independent trader in the travelling trade, serves drinks or prepared food for consumption on the premises from a fixed business premises for the duration of the event if the business is accessible to everyone or certain groups of people.

If these conditions are met, you must always apply for a licence.

However, you do not need a licence if you only serve

- * non-alcoholic drinks,
- * free samples,
- * prepared food or
- * serve drinks and prepared food to house guests in connection with an accommodation establishment.

However, if you operate a restaurant as a travelling trade in these cases, you will need a travelling trade licence.

You only need a licence for a pub or restaurant where drinks are usually served if alcoholic beverages are involved.

You can obtain a catering licence as a

- * A new licence,
- * A licence after conversion work or
- * A licence for the management of a restaurant by a deputy.

Begriffe im Kontext

Bearbeitungsdauer The authority must decide on your application within a period of three months. This period begins with the receipt of the complete documents. Once this period has expired, the licence applied for is deemed to have been granted if your application is sufficiently specific.

Note: The authority may extend the deadline once if this is justified by the difficulty of the matter. The authority must justify this extension and inform you in good time.

Fristen none

**Formulare + Objekt
Formular**

Kurztext

**weiterführende
Informationen**

**Hinweise
(Besonderheiten)** none

Rechtsbehelf Objection or complaint

**fachlich freigegeben
durch**

**fachlich freigegeben
am**

Lagen Portalverbund

zuständige Stelle

Ansprechpunkt