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# Applying for a residence permit for cases of exceptional hardship

Heruntergeladen am 04.07.2025

<https://fimportal.de/xzufi-services/113306605/L100027>

Modul	Sachverhalt
Leistungsschlüssel	99010022001012, 99010022001012
Leistungsbezeichnung I	Applying for a residence permit for cases of exceptional hardship
Leistungsbezeichnung II	Applying for a residence permit for cases of exceptional hardship
Typisierung	2/3b - Bund: Regelung, Land: Ausführungsvorschriften, Kommune: Vollzug
Quellredaktion	Mecklenburg-Vorpommern
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Aufenthaltstitel (010)
Verrichtungskennung	Erteilung (001)
SDG-Informationsbereich	Anforderungen in Bezug auf Aufenthaltskarten für Unionsbürger und ihre Familienmitglieder,

Modul	Sachverhalt
	einschließlich Familienmitglieder, die keine Unionsbürger sind
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	29.10.2020
Fachlich freigegeben durch	Saxon State Ministry of the Interior Ministry of the Interior and Europe Mecklenburg-Western Pomerania
Handlungsgrundlage	<p>§ 5 AufenthG</p> <p>§ Section 12 AufenthG</p> <p>§ Section 25 (4) sentence 2 AufenthG</p> <p>§ Section 29 (3) AufenthG</p> <p>§ Section 44 AufenthG</p> <p>§ Section 44a AufenthG</p> <p>§ Section 78 AufenthG</p> <p>§ Section 78a AufenthG</p> <p>§ Section 45 AufenthV</p> <p>§ Section 50 AufenthV</p> <p>§ Section 53 AufenthV</p> <p><a href="https://www.gesetze-im-internet.de/aufenthg_2004/">https://www.gesetze-im-internet.de/aufenthg_2004/</a></p> <p><a href="https://www.gesetze-im-internet.de/aufenthv/">https://www.gesetze-im-internet.de/aufenthv/</a></p> <p><a href="https://www.gesetze-im-internet.de/aufenthg_2004/">https://www.gesetze-im-internet.de/aufenthg_2004/</a></p> <p><a href="https://www.gesetze-im-internet.de/aufenthv/">https://www.gesetze-im-internet.de/aufenthv/</a></p>
Teaser	
Volltext	You are in possession of a residence permit. Your residence permit cannot be extended in accordance with the general regulations. A residence permit in accordance with other regulations is also out of the question. This residence permit can be extended if,

## Modul

## Sachverhalt

due to special circumstances of the individual case, leaving the federal territory would mean exceptional hardship for you.

The general requirements for the granting of a residence permit must also be met (in particular securing your livelihood, clarified identity, no interest in deportation).

The residence permit does not entitle you to pursue gainful employment. It can be granted on application by the immigration authority.

A residence requirement may be imposed on you.

You are entitled to social benefits (basic income support for jobseekers under Social Security Code II or basic income support in old age or in the event of reduced earning capacity under Social Security Code XII) and child benefit.

Family reunification is excluded.

You are not entitled to participate in an integration course. You can only be admitted to a course if there are places available.

## Erforderliche Unterlagen

- Presentation of the currently valid residence permit
- Current biometric photo
- Proof of identity, e.g. passport, ID card, birth certificate, marriage certificate; proof of citizenship
- Employment contract or binding job offer
- for regulated professions: Your professional license (e.g. license to practice medicine or professional license)
- Proof of your health insurance
- rental agreement

## Voraussetzungen

- Possession of a residence permit
- No possibility of extending or issuing another residence permit
- Special circumstances of the individual case justify exceptional hardship
- Threat of an enforceable obligation to leave the country

Modul	Sachverhalt
	<ul style="list-style-type: none"> <li>• Presentation of the general requirements for granting a permit (e.g. securing a livelihood, sufficient living space, passport requirement)</li> <li>• No interest in deportation</li> <li>• No entry and residence ban</li> </ul>
Kosten	<p>A fee of 100 euros is payable when the residence permit is issued (50 euros for minors)</p> <p>Exemption from fees if you receive social benefits</p>
Verfahrensablauf	<p>As a rule, you must apply in person for an extension of your residence permit due to exceptional hardship.</p> <p>Arrange an appointment with your local immigration office. You can also find out about the application process and which documents you need to submit and in what form on the relevant immigration authority website.</p> <p>Your fingerprints will be taken during your appointment.</p> <p>If your application is approved, the foreigners authority will commission the Federal Printing Office to produce the electronic residence permit. The residence permit is in the form of a check card with additional electronic functions.</p> <p>For information on the duration of the procedure until the residence permit is issued, please contact the relevant immigration authority.</p>
Bearbeitungsdauer	<p>When applying for a residence permit, you will usually be informed of the duration of the procedure by the responsible immigration authority (approx. 6 to 8 weeks). Note: The residence permit is issued as an electronic residence permit.</p>
Frist	<p>Validity of the residence permit: • Generally only for the period required to achieve the purpose of residence</p> <p>No longer than three years</p>
weiterführende Informationen	

Modul	Sachverhalt
Hinweise	Exceptional hardship can only be assumed if you are in an emergency situation that differs significantly from the situation of other foreigners.
Rechtsbehelf	
Kurztext	<ul style="list-style-type: none"> <li>• Possession of a residence permit</li> <li>• Extension or granting of a residence permit on the basis of other regulations is out of the question</li> <li>• Leaving the federal territory constitutes exceptional hardship due to special circumstances of the individual case</li> <li>• Fulfillment of the general requirements for granting a residence permit</li> </ul> <p>Legal consequences of the granting of a residence permit:</p> <ul style="list-style-type: none"> <li>• Gainful employment only permitted with the permission of the immigration authority</li> <li>• Entitlement to social benefits</li> <li>• No family reunification possible</li> <li>• No entitlement to integration course, admission to integration course only within the scope of available course places</li> <li>• No entitlement to an extension of the residence permit by the immigration authority</li> <li>• Personal appearance required: yes</li> </ul> <p>Responsible: Your local foreigners authority</p>
Ansprechpunkt	<p>Locally responsible foreigners authority of your independent city or district</p> <p>The foreigners authority responsible for the applicant's place of residence.</p>
Zuständige Stelle	<p>Locally responsible foreigners authority of your independent city or district</p> <p>The foreigners authority responsible for the applicant's place of residence.</p>
Formulare	You will receive the following from your local foreigners authority

Modul	Sachverhalt
	Online procedure possible: no
	Personal appearance required: yes
Ursprungsportal	Aufenthaltserlaubnis für außergewöhnliche Härtefälle beantragen, Applying for a residence permit for cases of exceptional hardship