

99059002010001, 99059002010001

Certificate of no impediment to marriage: apply for exemption from the obligation to present a certificate for foreign nationals

Heruntergeladen am 20.05.2025

<https://fimportal.de/xzufi-services/116185043/L100027>

Modul	Sachverhalt
Leistungsschlüssel	99059002010001, 99059002010001
Leistungsbezeichnung I	Certificate of no impediment to marriage: apply for exemption from the obligation to present a certificate for foreign nationals
Leistungsbezeichnung II	Applying for exemption from presenting a certificate of no impediment to marriage for foreign nationals
Typisierung	2/3

Modul
Sachverhalt
Handlungsgrundlage(n)

- <https://www.gesetze-im-internet.de/bgbeg/BJNR006049896.html#BJNR006049896BJNG032101123>

- 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.gesetze-im-internet.de/pstg/_12.html

- https://www.gesetze-im-internet.de/gvgeg/_23.html

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<https://www.asyl.net/recht/gesetzestexte/voelkerrecht/genfer-fluechtlingskonvention-gfk>

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Teaser

If you do not have German citizenship and wish to marry in Germany, you will need a certificate of no impediment to marriage from your home country. If you are not issued with one, you can apply for an exemption from presenting a certificate of no impediment to marriage.

Volltext

If you want to get married in Germany as a foreign national, the requirements for marriage are determined by the law that applies in your home country.

This regulation is intended to prevent the marriage from being recognized in Germany but not in your home country. It is particularly important for future children that a marriage entered into in Germany is also recognized in the country of origin of the foreign parent.

You must therefore always submit a certificate of no impediment to marriage from your home country. This certificate of no impediment to marriage is issued by the competent authority in your home country and confirms that there is no impediment to marriage under the law of your home country.

If you have more than one nationality, the law of the

country with which you are most closely connected will apply. If you also have German nationality, this takes precedence.

In individual cases, you can apply for an exemption from the obligation to present a certificate of no impediment to marriage. This is done at the President of the competent Higher Regional Court in whose district you have registered the marriage.

This is possible for you if you belong to one of the following groups of people:

- * Nationals of countries whose authorities do not issue certificates of no impediment to marriage.
- * Nationals of countries that issue certificates of no impediment to marriage, but where this is objectively impossible. This applies, among other things, to situations in which foreign law prohibits marriage for reasons that are incompatible with the constitutionally guaranteed freedom to marry, for example, if the foreign law prohibits remarriage after a divorce.

You do not require a certificate of no impediment to marriage or an exemption if you belong to the following group of people:

- * Recognized persons entitled to asylum,
- * foreign refugees,
- * homeless foreign nationals and
- * stateless persons with permanent residence in Germany.

Their status must be proven by a corresponding travel document.

If you apply for an exemption from the certificate of no impediment to marriage, the President of the Higher Regional Court will check instead of the foreign authority whether there is an impediment to marriage under the law of your home country or whether a requirement for marriage is missing. There must also be no impediment to marriage under German law. It may therefore be necessary to check whether any previous marriages have been

effectively dissolved in this context.

The exemption is valid for a period of 6 months.

Begriffe im Kontext

Bearbeitungsdauer

Fristen You do not have to observe any deadlines. However, be sure to plan for the possible duration of the procedure when preparing for your wedding.

Formulare + Objekt Formular Forms:
Online procedure possible:
Written form required:
Personal appearance required:

Kurztext

- * Certificate of no impediment to marriage for foreigners
- * Foreign nationals who wish to marry in Germany require a certificate of no impediment to marriage from their home country
- * Exemption from presentation or proof of a certificate of no impediment to marriage possible on request
- * Exemption applies for a period of 6 months
- * Costs:
 - * For the exemption from the presentation/proof of the certificate of no impediment to marriage: EUR 15.00 to EUR 305.00
 - * If the application is rejected or withdrawn: half of the fee for granting the exemption, but at least EUR 15.00
- * Deadlines: none
- * Competent court: Higher Regional Court

weiterführende Informationen

Hinweise (Besonderheiten)

Rechtsbehelf Application for a court decision

fachlich freigegeben durch Federal Ministry of the Interior, Building and Community

fachlich freigegeben am 25.10.2021

Lagen Portalverbund

zuständige Stelle

Ansprechpunkt
