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Assertion of a claim for the distribution of household effects in the case of separated partners

Heruntergeladen am 15.07.2025

<https://fimportal.de/xzufi-services/117064558/L100027>

Modul	Sachverhalt
Leistungsschlüssel	99046044221000
Leistungsbezeichnung I	Assertion of a claim for the distribution of household effects in the case of separated partners
Leistungsbezeichnung II	Assertion of a claim for the distribution of household effects in the case of separated partners
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Mecklenburg-Vorpommern
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gerichtliche Leistungen (046)
Verrichtungskennung	Entscheidung (221)

Modul	Sachverhalt
SDG-Informationsbereich	Leben in einer binationalen Partnerschaft, auch einer gleichgeschlechtlichen Partnerschaft (Eheschließung, zivile/eingetragene Partnerschaft, Trennung, Scheidung, Güterrecht, Rechte von Lebenspartnern)
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	02.07.2021
Fachlich freigegeben durch	Senator for Justice and Constitution of the Free Hanseatic City of Bremen Ministry of Justice Mecklenburg-Western Pomerania
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/_1361a.html https://www.gesetze-im-internet.de/famfg/_111.html https://www.gesetze-im-internet.de/famfg/BJNR25870008.html#BJNR258700008BJNG002701160 https://www.gesetze-im-internet.de/famfg/_269.html https://www.gesetze-im-internet.de/famfg/_270.html https://www.gesetze-im-internet.de/bgb/_1361a.html https://www.gesetze-im-internet.de/famfg/_111.html https://www.gesetze-im-internet.de/famfg/BJNR25870008.html#BJNR258700008BJNG002701160 https://www.gesetze-im-internet.de/famfg/_269.html https://www.gesetze-im-internet.de/famfg/_270.html
Teaser	If you are married or in a registered civil partnership but living separately, you can request a distribution of household goods for the period of separation.
Volltext	If you are unable to reach an agreement with your separating partner about the distribution of household goods, you can take a claim for the distribution of household goods to court.
Erforderliche Unterlagen	• Evidence of ownership of the household items, if applicable. • If applicable, inventory list of household items with the respective ownership relationships and, if applicable, the intended distribution in the event of a subsequent divorce, countersigned by your spouse or partner • If applicable, evidence of the circumstances relevant

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	for weighing equity, e.g. medical certificates
Voraussetzungen	As a spouse or civil partner, you are entitled to the distribution of household effects if • you cannot agree on the distribution of the household effects, • you are separated spouses or partners, • the objects in dispute are household goods, • the property belongs to you personally, • you do not have to give the item to your partner to use because he or she needs the item to run a separate household. • Objects belonging jointly to the partners shall be distributed between them in accordance with the principles of equity
Kosten	• Court costs • If applicable, attorney's fees • both are based on the amount in dispute
Verfahrensablauf	An application for the distribution of household effects in the event of separation must be submitted to the local court - family court - with jurisdiction under sections 201 et seq. of the Family Proceedings Act. • The court may impose an obligation to provide information on each of the spouses in order to facilitate its decision in accordance with section 206 I FamFG. • The court shall discuss the matter with the spouses at a hearing. It shall order the personal appearance of the spouses. • The court shall decide on the distribution of household goods by order. It may fix a reasonable remuneration for the use of the household effects.
Bearbeitungsdauer	At least 3 months due to the prescribed procedure, possibly longer in more complex procedures, depending on the individual case
Frist	You must make your claim in good time during your separation period.
weiterführende Informationen	For information on separation see https://www.bmfsfj.de/

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	https://www.bmfsfj.de/
Hinweise	
Rechtsbehelf	• Appeal pursuant to §§ 58 et seq. FamFG against the family court decision within one month
Kurztext	• Distribution of household effects in case of separation Decision • Can only be claimed during the period of separation until divorce (the final distribution for the period after divorce is regulated in § 1568b BGB) • Requirements for the claim: lack of agreement on the distribution of property spouses or partners living separately objects in dispute are household objects the object belongs to the claimant personally the object does not have to be left to the partner for use • competent: Local Court - Family Court -
Ansprechpunkt	
Zuständige Stelle	The family court at your local district court will decide on the application. https://www.justizadressen.nrw.de/de/justiz/suche https://www.justizadressen.nrw.de/de/justiz/suche
Formulare	None
Ursprungsportal	Geltendmachung eines Anspruchs auf Verteilung der Haushaltsgegenstände bei getrenntlebenden Partnern, Assertion of a claim for the distribution of household effects in the case of separated partners, Assertion of a claim for the distribution of household goods in the case of separated partners