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Public appointment and swearing-in of samplers

Heruntergeladen am 29.06.2025

<https://fimportal.de/xzufi-services/218472758/L100038>

Modul	Sachverhalt
Leistungsschlüssel	99050022108000, 99050022108000
Leistungsbezeichnung I	Public appointment and swearing-in of samplers
Leistungsbezeichnung II	Public appointment and swearing-in of samplers
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Thüringen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gewerbe (050)
Verrichtungskennung	Öffentliche Bestellung und Vereidigung (108)
SDG-Informationsbereich	Erlangung von Lizenzen, Genehmigungen oder Zulassungen im Hinblick auf die Gründung und Führung eines Unternehmens
Lagen Portalverbund	Befähigungs- und Sachkundenachweise (2010200),

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	Erlaubnisse und Genehmigungen (2010400)
Einheitlicher Ansprechpartner	Ja
Fachlich freigegeben am	06.11.2020
Fachlich freigegeben durch	Association of German Chambers of Industry and Commerce
Handlungsgrundlage	https://www.gesetze-im-internet.de/gewo/_36.html https://www.gesetze-im-internet.de/gewo/_36.html
Teaser	With a public appointment as a sampler, you are available to courts, authorities, industry and the general public as a particularly reliable, credible and experienced person.
Volltext	<p>As a sampler, you check the quality, quantity, weight or correct packaging of goods in production and in the movement of goods. If you can demonstrate special expertise, personal suitability and the necessary independence, you can be publicly appointed and sworn in.</p> <p>This means that you are subject to additional professional and objectivity obligations.</p> <p>The purpose of public appointment is to provide courts, authorities and the public with particularly knowledgeable and personally suitable experts whose statements are particularly credible.</p> <p>Public appointment is a special public seal of quality for experts in Germany. There is no higher qualification in the field of expert witness work.</p> <p>Administrations and courts should give preference to these experts. However, they are also available to business and private clients.</p> <p>In addition to all chambers of industry and commerce, in some federal states other professional chambers such as chambers of engineers, architects or chambers of agriculture and other state bodies are also authorized to make public appointments.</p>

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The contact details of the publicly appointed and sworn experts are published in standardized directories.

The designation "publicly appointed and sworn" is legally protected.

Erforderliche Unterlagen

- Professional background
- Copies of certificates, training and further education certificates
- Professional and personal references
- Certificate of good conduct for submission to an authority
- Expert reports and work samples
- List of the expert opinions you have prepared in your requested field in the last two years
- Declaration of financial and economic independence
- Declaration of exemption from your employer

Please contact the chamber responsible for you to find out whether you need to submit further documents.

Voraussetzungen

- Through training and further education as well as professional experience, you have acquired a level of expertise that is well above average.
- You have also already provided expert services in your field for several years.
- You are mentally and physically capable of meeting the requirements for experts in your field.
- There must be no reason to doubt your independence and objectivity. You live in orderly financial circumstances. You are impartial and independent.
- Further requirements are set out in the expert regulations of the relevant chamber and the appointment requirements for your area of expertise.

Kosten

The fees vary and are set by the individual chambers. Fee range: EUR 500 - 3,500. Expenses for specialist committees and information must be added: EUR 1,000 - 2,000

Verfahrensablauf

The procedure is very complex and varies slightly depending on the subject area. It is advisable to seek personal advice from the relevant chamber before

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submitting your application.

- The application form must be completed in full, signed and submitted with all the required attachments.
- You must apply for the certificate of good conduct for submission to an authority in accordance with § 30 Para. 5 BZRG at your registration office.
- The Chamber will request advance payments for fees and expenses.
- The IHK will check the documents you have submitted for completeness and compliance with the minimum formal requirements.
- Your personal suitability will be assessed in a personal interview after evaluation of the references submitted. If necessary, other committees or bodies will be involved.
- The Chamber commissions independent experts to assess your expertise. For this purpose, the expert reports and work samples you submit will be reviewed. Depending on the subject area, there will also be a written examination and an expert discussion or a practical examination.
- The IHK then makes a final decision based on the professional assessment.

Bearbeitungsdauer

The necessary examinations are extensive and can take between six and twelve months, depending on the area of appointment.

Frist

- Public appointment and swearing-in is limited in time in accordance with the expert regulations, for a maximum of five years.
- Upon application, an appointment can be renewed if the applicant can again prove their personal suitability and special expertise.

weiterführende Informationen

Hinweise

Rechtsbehelf

- In some federal states, an objection must first be lodged.
- Administrative court action
- Specific details can be found in the information on legal remedies in the original decision.

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Kurztext	<ul style="list-style-type: none"> • Sampler: Public appointment and swearing-in • Particularly suitable persons are publicly appointed and sworn in to inspect goods and certain activities. • Special expertise, personal suitability and the necessary independence must be demonstrated in detail. • Duration of the procedure approx. 6 - 18 months • Appointment is limited to a maximum of five years • The Chamber of Industry and Commerce is responsible for the district in which the expert's activities are centered
Ansprechpunkt	
Zuständige Stelle	
Formulare	<ul style="list-style-type: none"> • Forms: none • Online procedure possible: no • Written form required: yes • Personal appearance required: yes
Ursprungsportal	Public appointment and swearing-in of samplers, Öffentliche Bestellung und Vereidigung von Probenehmern