

99050036005000, 99050036005000

# Auctioneer business permit application

Heruntergeladen am 08.07.2025

<https://fimportal.de/xzufi-services/744009/L100038>

Modul	Sachverhalt
Leistungsschlüssel	99050036005000, 99050036005000
Leistungsbezeichnung I	Auctioneer business permit application
Leistungsbezeichnung II	Auctioneer trade - apply for permission
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Thüringen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gewerbe (050)
Verrichtungskennung	Erlaubnis (005)
SDG-Informationsbereich	Erlangung von Lizenzen, Genehmigungen oder Zulassungen im Hinblick auf die Gründung und Führung eines Unternehmens, Eintragung, Änderung der Rechtsform oder Schließung eines Unternehmens

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	(Registrierungsverfahren und Rechtsformen für geschäftliche Tätigkeiten)
Lagen Portalverbund	Erlaubnisse und Genehmigungen (2010400), Anmeldepflichten (2010100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	23.11.2021
Fachlich freigegeben durch	Thuringian Ministry for Economy, Science and Digital Society
Handlungsgrundlage	<a href="http://www.gesetze-im-internet.de/gewo/_34b.html">http://www.gesetze-im-internet.de/gewo/_34b.html</a> <a href="http://www.gesetze-im-internet.de/gewo/_34b.html">http://www.gesetze-im-internet.de/gewo/_34b.html</a> <a href="http://www.gesetze-im-internet.de/verstv_2003/index.html">http://www.gesetze-im-internet.de/verstv_2003/index.html</a> <a href="http://www.gesetze-im-internet.de/gewo/_34b.html">http://www.gesetze-im-internet.de/gewo/_34b.html</a> <a href="http://www.gesetze-im-internet.de/gewo/_34b.html">http://www.gesetze-im-internet.de/gewo/_34b.html</a> <a href="http://www.gesetze-im-internet.de/verstv_2003/index.html">http://www.gesetze-im-internet.de/verstv_2003/index.html</a>
Teaser	If you wish to auction off movable property, land or rights belonging to third parties on a commercial basis, you need a permit.
Volltext	<p>If you wish to auction off movable property, land or rights belonging to third parties on a commercial basis, you require permission from the competent authority. The permit may be subject to conditions if this is necessary for the protection of the general public, the clients or the bidders.</p> <p>In the case of partnerships (e.g. OHG, KG), each managing partner is a trader. In the case of legal entities (e.g. GmbH, AG), permission is granted to the legal entity.</p> <p>As an auctioneer you may not:</p> <ul style="list-style-type: none"> <li>• bid at your auctions yourself or through another person for yourself or buy auction goods entrusted to you,</li> <li>• allow relatives or your employees to bid at your auctions or to purchase auction goods entrusted to</li> </ul>

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you,

- bid for another person at your auctions or purchase auction goods entrusted to you, unless you have a written bid from the other person,
- auction movable property from among the goods you carry in your commercial business, unless it is customary to do so,
- sell goods at auction, you have a lien on, or if they belong to the goods that you offer in open sales outlets and which are unused or whose intended use consists in their consumption (consumer goods).

## Erforderliche Unterlagen

- Identity card or comparable identification document (copy)
- Non-EU citizens: residence permit (copy)
- Proof of entrepreneurial legal form Company registered office in Germany: Commercial register excerpt for registered company If applicable, a copy of the partnership agreement (e.g. in the case of a partnership under civil law (GbR)) Company domicile abroad: documents from this country proving the legal form of the company
- Proof of personal reliability Residence in Germany: Certificate of good conduct Extract from the central business register for natural persons and, if applicable, legal entities Residence abroad: documents from your home country proving that you have the personal reliability to perform the requested service The authority may request further documents on a case-by-case basis that are suitable for making a statement about your personal reliability as an applicant.
- Proof of orderly financial circumstances Residence in Germany: Extract from the debtors' register Certificate from the insolvency court Certificate from the tax office in tax matters Residence abroad: documents from your home country proving that you are living in orderly financial circumstances

## Voraussetzungen

Prerequisites are

- personal reliability and
- orderly financial circumstances.

You will not receive a permit if

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- facts justify the assumption that you, as the applicant, do not possess the reliability required for the business operation. As a rule, you do not have the required reliability if you have been convicted of a crime or of theft, embezzlement, extortion, fraud, embezzlement, money laundering, forgery of documents, receiving stolen goods, usury or of an offense against the law against unfair competition in the last five years prior to filing the application.
- you, as the applicant, are living in disorderly financial circumstances. This is usually the case if insolvency proceedings have been opened against your assets or you are entered in the register kept by the insolvency court or the enforcement court.

**Kosten**

Depending on the case, the fees can range from 50.00 to 1,500.00 euros.

**Verfahrensablauf**

You must apply for permission to hold auctions in writing or in person to the relevant authority.

After the examination, you will either receive the permit or a notice of refusal. A permit may be subject to certain conditions. It is also permissible to add, change and supplement conditions at a later date.

**Bearbeitungsdauer**
**Frist**

3 Monat(e)

You must apply for the permit before starting the activity. Only after the permission is granted, you are entitled to practice the trade.

**weiterführende  
Informationen**
**Hinweise**

In addition to obtaining permission, you must register the trade with the relevant municipality.

The authorities have information and inspection rights vis-à-vis traders. At the request of the authorities, the parties concerned must provide the information required to monitor business operations. Furthermore, the authorities are authorized to enter the business premises in order to carry out inspections and surveys.

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Furthermore, as an auctioneer, you are subject to the requirements of the Auctioneer Ordinance when practicing your trade. For example, you must

- prepare a list of the items to be auctioned no later than two weeks before the auction, in which the items to be auctioned from each client must be uniformly identified
- notify the competent authority and the chamber of industry and commerce in whose district the auction is to be held in writing of each auction at least two weeks before the planned auction date, stating the place and time of the auction as well as the type of goods to be auctioned off
- give the auctioneer the opportunity to inspect the goods to be auctioned for a period of at least two hours
- keep a record of each auction order and its execution.

On application, particularly competent auctioneers, with the exception of legal entities, may be publicly appointed and sworn in by the competent authority. As a publicly appointed auctioneer, you must take an oath that you will perform your duties conscientiously and impartially.

Retailers and manufacturers of goods may sell goods they carry in their business operations at retail to the ultimate consumer by auction only as holders of an auctioneer's license or through an auctioneer appointed by them.

## Rechtsbehelf

### Kurztext

- Anyone wishing to operate commercially as an auctioneer requires a permit from the competent authority.
- Certain requirements must be met
- Costs are incurred.
- Responsible: the trade authority responsible for the place of business

### Ansprechpunkt

Please contact the relevant trade authority.

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Zuständige Stelle	
Formulare	
Ursprungsportal	Versteigerergewerbe Erlaubnis beantragen, Auctioneer business permit application