

99094002019002, 99094002019002

Register as a legal service provider in a foreign law

Heruntergeladen am 31.05.2025

<https://fimportal.de/xzufi-services/308476401/L100040>

Modul	Sachverhalt
Leistungsschlüssel	99094002019002, 99094002019002
Leistungsbezeichnung I	Register as a legal service provider in a foreign law
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Niedersachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Rechtsdienstleistungen (094)
Verrichtungskennung	Registrierung (019)
SDG-Informationsbereich	Anerkennung von Qualifikationen zum Zwecke der Beschäftigung in einem anderen Mitgliedstaat
Lagen Portalverbund	Anerkennung ausländischer Berufsqualifikationen (1040400), Prüfung und Nachweise für Sachkunde und

Modul	Sachverhalt
	Sicherheit (2120300), Befähigungs- und Sachkundenachweise (2010200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	22.09.2021
Fachlich freigegeben durch	Lower Saxony Ministry of Justice
Handlungsgrundlage	https://www.gesetze-im-internet.de/rdg/_10.html https://www.gesetze-im-internet.de/rdg/_12.html https://www.gesetze-im-internet.de/rdg/_13.html https://www.gesetze-im-internet.de/rdg/_19.html https://www.gesetze-im-internet.de/rdv/_2.html https://www.gesetze-im-internet.de/rdv/_3.html https://www.gesetze-im-internet.de/rdv/_6.html https://voris.wolterskluwer-online.de/browse/document/cite/cb441d08-0aa9-3d6b-bccb-042c3591185c https://www.gesetze-im-internet.de/rdg/_10.html https://www.gesetze-im-internet.de/rdg/_12.html https://www.gesetze-im-internet.de/rdg/_13.html https://www.gesetze-im-internet.de/rdg/_19.html https://www.gesetze-im-internet.de/rdv/_2.html https://www.gesetze-im-internet.de/rdv/_3.html https://www.gesetze-im-internet.de/rdv/_6.html https://voris.wolterskluwer-online.de/browse/document/cite/cb441d08-0aa9-3d6b-bccb-042c3591185c
Teaser	Register in the Legal Services Register if you want to provide out-of-court legal services in a foreign law on a commercial basis.
Volltext	<p>Anyone wishing to provide out-of-court legal services in a foreign law must register with the competent authority.</p> <p>Without registration in the Legal Services Register, legal services in connection with another activity are permitted if they are part of the profession or activity profile as an ancillary service. Permitted ancillary services are legal services provided in connection with one of the following activities:</p> <ul style="list-style-type: none"> • Execution of wills, • Property management,

Modul

Sachverhalt

- Advice on subsidies.
<https://www.rechtsdienstleistungsregister.de/>
https://www.rechtsdienstleistungsregister.de
<https://www.rechtsdienstleistungsregister.de/>
https://www.rechtsdienstleistungsregister.de

Erforderliche Unterlagen

- Summary of the vocational training course and the previous practice of the profession
 - Certificate of good conduct for authorities (document type O)
 - Declaration as to whether insolvency proceedings are pending or whether an entry has been made in a list of debtors in accordance with Section 26 (2) of the Insolvency Code (InsO) or Section 882b of the Code of Civil Procedure (ZPO) in the last three years prior to the filing of the application
 - a statement as to whether a registration or admission to the bar has been refused, withdrawn, revoked or excluded from the bar in the three years prior to the application and, if so, a copy of the decision,
 - Documents proving practical expertise: References / other certificates of previous practical activity or qualification for judicial office in accordance with the German Judges Act (DRiG)
 - Documents to prove theoretical expertise: Certificate of successfully completed proficiency course, written supervisory work and its evaluation as well as a detailed description of the contents and procedure of the course or certificate of the first examination in accordance with § 5d para. 2 of the German Judges Act (DRiG)
- Proof of professional indemnity insurance (minimum sum insured 250,000 euros for each insured event)
- In addition, if a qualified person is indicated:

Documents showing that the qualified person is permanently employed in the company, is independent of instructions and authorized to issue

Modul
Sachverhalt

instructions and has an authorization to represent the company externally

Voraussetzungen

The applicant must be personally suitable and reliable. Important standards for the required reliability are the previous life (in particular any criminal offences) and the economic circumstances. Furthermore, proof of special expertise (theoretical and practical) in the relevant areas of law is required.

Anyone who can register

- personally suitable for the exercise of the activity and
- is also reliable, as well as beyond
- has a special expertise (theoretical and practical) and proves this with documents.

Important benchmarks for the required reliability are:

- the previous life (in particular any criminal offences) and
- the economic conditions.
- If this is necessary for the protection of litigants or legal transactions, registration may be made subject to conditions or subject to conditions.

Kosten

Gebühr: 75€
 For the revocation or withdrawal of the registration.
 Gebühr: 150€
 For the registration of another "qualified person".
 Gebühr: 150€
 Fee for registration. In the case of the registration of a legal entity, this also covers the simultaneous registration of a "qualified person".
 Fees are payable in accordance with No. 1110 of the List of Costs (Annex) to the Judicial Administration Costs Ordinance Act (JVKostG):

Verfahrensablauf

As soon as all the conditions have been fulfilled and all the evidence has been provided, the competent authority shall register and arrange for its public publication in the Legal Services Register.

Modul	Sachverhalt
Bearbeitungsdauer	3 Monat(e) Maximum
Frist	The activity may not be commenced until permission has been granted.
weiterführende Informationen	
Hinweise	Anyone who is established in the European Economic Area (EEA) for the purpose of exercising a profession related to the provision of legal services may, under certain conditions, practice this profession as a temporary legal service in Germany.
Rechtsbehelf	<p>Commonly available remedies</p> <p>If the competent authority does not decide in accordance with the application or revokes a registration (§ 14 RDG), an objection can be lodged with the competent authority within one month or an immediate action can be brought before the administrative court.</p> <p>An action against a negative notice of objection can also be brought before the administrative court.</p> <p>The registration authority shall not rule on disputes between registered legal service providers and recipients or between legal service providers. Civil law claims between the parties must be asserted before the ordinary courts.</p>
Kurztext	<ul style="list-style-type: none"> • Providing legal services in a foreign law <ul style="list-style-type: none"> • may only be carried out by persons registered in the register of out-of-court legal services. <p>Prerequisites for registration under the Legal Services Act are personal suitability and reliability, theoretical and practical expertise in the area in which the legal service is to be provided, and professional indemnity insurance.</p>
Ansprechpunkt	

Modul

Sachverhalt

Zuständige Stelle

Formulare

Ursprungsportal

Als Rechtsdienstleister in einem ausländischen Recht registrieren lassen, Register as a legal service provider in a foreign law