

99082013056000, 99082013056000

Practice of the profession of lawyer in the public service

Heruntergeladen am 21.05.2025

<https://fimportal.de/xzufi-services/102011610/L100041>

Modul	Sachverhalt
Leistungsschlüssel	99082013056000, 99082013056000
Leistungsbezeichnung I	Practice of the profession of lawyer in the public service
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Brandenburg
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Rechtspflege (082)
Verrichtungskennung	Gestattung (056)
SDG-Informationsbereich	Anerkennung von Qualifikationen zum Zwecke der Beschäftigung in einem anderen Mitgliedstaat
Lagen Portalverbund	Anerkennung ausländischer Berufsqualifikationen

Modul	Sachverhalt
	(1040400), Befähigungs- und Sachkundenachweise (2010200), Prüfung und Nachweise für Sachkunde und Sicherheit (2120300)
Einheitlicher Ansprechpartner	Ja
Fachlich freigegeben am	
Fachlich freigegeben durch	No professional approval. If necessary, please contact the Ministry of Justice and for Europe and Consumer Protection. Phone (0331 866-0) Poststelle@mdjev.brandenburg.de
Handlungsgrundlage	https://www.gesetze-im-internet.de/brao/_47.html https://www.gesetze-im-internet.de/brao/_47.html
Teaser	Under what circumstances is a lawyer allowed to work in the public sector at the same time?
Volltext	In principle, the simultaneous activity of a lawyer in the public service is not permitted under professional law and leads to the loss of the lawyer's license in accordance with § 14 (2) No. 8 of the Federal Lawyers' Act (BRAO). § 47 BRAO formulates an exception to this rule: Insofar as the professional activity in the public service as a judge, civil servant, soldier and employee is limited in time, the admission is maintained, while a representative is appointed for the professional or, exceptionally, he remains permitted to continue to practise as a lawyer.
Erforderliche Unterlagen	Job profile and proof of fixed-term employment by means of suitable documents, e.g. a photocopy of the employment contract
Voraussetzungen	Notification of another, temporary activity in the public service with a concomitant, precise definition of the job profile and the conditions of employment (informal)
Kosten	
Verfahrensablauf	After receipt of application:

Modul	Sachverhalt
	• Assignment to the personnel file • Submission of the application to the Board of Directors for review and decision By Decision: • Letter of Approval • Registration in the personnel department and in the chamber's internal lawyer directory
Bearbeitungsdauer	approx. 2 weeks
Frist	
weiterführende Informationen	https://www.brak.de/anwaltschaft/berufsrecht/ https://www.brak.de/anwaltschaft/berufsrecht/
Hinweise	The authorisation to work as a lawyer in parallel for civil servants, judges and soldiers on a temporary basis is an exception provided for by law, which is virtually not applied in practice. For temporary employees, the job profile and the external appearance are decisive; the administrative, purely internal activity is generally permissible, the executive activity with a corresponding external appearance is not.
Rechtsbehelf	
Kurztext	
Ansprechpunkt	
Zuständige Stelle	The Bar Association is responsible
Formulare	
Ursprungsportal	Practice of the profession of lawyer in the public service, Ausübung des Berufs als Rechtsanwalt im öffentlichen Dienst Gestattung