

99128015037001, 99128015037001

# District council election

## Determination of grounds for exclusion

Heruntergeladen am 23.06.2025

<https://fimportal.de/xzufi-services/108322804/L100041>

Modul	Sachverhalt
Leistungsschlüssel	99128015037001, 99128015037001
Leistungsbezeichnung I	District council election Determination of grounds for exclusion
Leistungsbezeichnung II	
Typisierung	4 - Land: Regelung
Quellredaktion	Brandenburg
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Wahlen (128)
Verrichtungskennung	Feststellung (037)
SDG-Informationsbereich	Teilnahme an Kommunalwahlen und Wahlen zum Europäischen Parlament

Modul	Sachverhalt
Lagen Portalverbund	Wahlen (1100200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	24.04.2020
Fachlich freigegeben durch	Ministry of the Interior and Municipal Affairs Unit 23
Handlungsgrundlage	<a href="https://bravors.brandenburg.de/gesetze/bbgkwahlg">https://bravors.brandenburg.de/gesetze/bbgkwahlg</a> <a href="https://bravors.brandenburg.de/gesetze/bbgkwahlg">https://bravors.brandenburg.de/gesetze/bbgkwahlg</a>
Teaser	Anyone who has accepted a mandate in the district council or in the city council may not carry out an activity that is incompatible with this mandate in accordance with § 12 BbgKWahlG.
Volltext	<p>Anyone who holds a mandate in the district council of a district or in the city council of a district-free city may not work in an activity that is incompatible with this mandate.</p> <p>Grounds for incompatibility are:</p> <ul style="list-style-type: none"> <li>• Civil servant or collective bargaining employee of the district or city administration with the exception of the district administrator or mayor</li> <li>• Civil servants or collective bargaining employees of the Land who carry out preparatory or decisive tasks of municipal, special or specialist supervision of the district</li> <li>• senior civil servants or senior salaried employees,</li> <li>• who are in the service of a municipality or an office of the district,</li> <li>• which are in the service of a special-purpose association in which the rural or urban district is part of a member body</li> <li>• which are in the service of a municipal institution under public law, in which the rural or urban district is part of a sponsoring body</li> <li>• which are in the service of a savings bank in which the rural or urban district is the guarantor together with other local authorities</li> </ul> <p>Further provisions are regulated by § 12 BbgKWahlG.</p>

Modul	Sachverhalt
	If such a case of incompatibility exists, the mandate may not be accepted or the employment relationship must be terminated. Proof of termination of employment must be provided to the Returning Officer no later than four months after acceptance of the election.
<b>Erforderliche Unterlagen</b>	
<b>Voraussetzungen</b>	A mandate won in the municipal election in the district council or the city council
<b>Kosten</b>	
<b>Verfahrensablauf</b>	After the final election result has been determined, the district returning officer notifies all elected candidates and asks them to inform him within one week whether they accept the mandate. At the same time, it draws attention to the fact that the mandate and professional activity are incompatible in accordance with § 12 BbgKWahlG, which must be observed.
<b>Bearbeitungsdauer</b>	Notification of the elected candidates immediately after the district election committee meeting to determine the final result
<b>Frist</b>	Declaration of acceptance: 1 week after delivery of the notification
<b>weiterführende Informationen</b>	Commentary on § 12 Brandenburg Municipal Elections Act
<b>Hinweise</b>	
<b>Rechtsbehelf</b>	
<b>Kurztext</b>	<ul style="list-style-type: none"> <li>• Incompatibility of the activity as a representative if one works as a civil servant or collective bargaining employee in the district or city administration or has a supervisory function over it</li> <li>• Further grounds for incompatibility are possible</li> </ul>
<b>Ansprechpunkt</b>	
<b>Zuständige Stelle</b>	district-free city;  County

Modul	Sachverhalt
Formulare	
Ursprungsportal	District council election Determination of grounds for exclusion, Kreistagswahl Feststellung von Ausschlussgründen