

99072003026000, 99072003026000

Apply for maintenance advance

Heruntergeladen am 30.06.2025

<https://fimportal.de/xzufi-services/108570327/L100041>

Modul	Sachverhalt
Leistungsschlüssel	99072003026000, 99072003026000
Leistungsbezeichnung I	Apply for maintenance advance
Leistungsbezeichnung II	Apply for an advance on maintenance payments to receive a financial advance if the other parent is unwilling or unable to pay maintenance (also applies in the event of the death of the partner). - Apply for guardianship to establish and, if necessary, certify maintenance claims and to receive support in claiming this maintenance
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Brandenburg
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Kindesunterhalt (072)
Verrichtungskennung	Beurkundung (026)
SDG-Informationsbereich	Geburt, Sorgerecht für Minderjährige, elterliche

Modul	Sachverhalt
	Pflichten, Vorschriften für Leihmutterschaft und Adoption, einschließlich Stiefkindadoption, Unterhaltspflichten für Kinder bei grenzüberschreitenden familiären Gegebenheiten
Lagen Portalverbund	Trennung mit Kind (1020500)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	08.07.2024
Fachlich freigegeben durch	The Senator for Social Affairs, Youth, Integration and Sport of the Free Hanseatic City of Bremen
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/_1601.html
Teaser	Do you want to commit to paying regular maintenance to your child? Or do you want to have the other parent's maintenance obligation notarized? Here you can find out how this can be documented.
Volltext	<p>Parents are obliged to pay maintenance to their children. The parent who does not live in the same household as the child must pay maintenance in cash. This is also known as cash maintenance. The amount of these payments depends on the income and financial circumstances and can be determined by the youth welfare office or lawyers, for example. Maintenance is based on the so-called Düsseldorf table. This table is published annually by the Senate for Family Matters of the Düsseldorf Higher Regional Court.</p> <p>Ideally, you as parents should agree on the amount to be paid as maintenance.</p> <p>The parent who has to pay maintenance can have the maintenance obligation fixed. This is done in the form of a special deed by the notary at the youth welfare office. This special document is called a maintenance obligation certificate. If the maintenance is not paid, an application for enforcement can be made immediately to the competent district court on the basis of the maintenance deed.</p>

Modul
Sachverhalt

As a rule, the child's maintenance claim is set out in a so-called dynamic maintenance title. However, it is also possible to determine maintenance in the form of a static deed (constant fixed amount).

Your child has a legal right to a maintenance order. If no maintenance order is presented, the child can submit a corresponding application to the family court.

The court proceedings involve costs and fees.

Erforderliche Unterlagen

- Identity card or passport (in the case of foreign nationals, the tolerated stay permit or residence permit if applicable),
- Written proof of the amount of maintenance to be determined (e.g. letter from a lawyer or youth welfare office),
- if available: previous maintenance determination (e.g. youth welfare office certificate or court maintenance regulation)
- All documents are required in the original.
- Please always have foreign documents or judgments translated by a sworn interpreter.

Further evidence may be required in individual cases.

Voraussetzungen

- Full legal capacity
- In the case of limited legal capacity, the guardian or custodian must appear in person for the notarization.

Kosten

None

Verfahrensablauf

- Please make an appointment for the notarization. Please appear in person with all documents on time at the agreed appointment.
- The notarization will be carried out in German. If you do not have sufficient knowledge of German, an interpreter/language mediator who is neither related by blood nor marriage to the parties/parents must be called in.
- Please let us know when you make the appointment if you require an interpreter.

Bearbeitungsdauer

Assistance: • After a personal meeting (approx. 30 to 60 minutes), processing usually takes place within 3 weeks. This also depends on the necessary measures.

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	Advance maintenance payments: • Once a complete application has been submitted, processing takes place immediately.
Frist	The child must still be a minor.
weiterführende Informationen	https://www.olg-duesseldorf.nrw.de/infos/Duesseldorfer_Tabelle/Tabelle-2024/index.php
Hinweise	
Rechtsbehelf	Contradiction
Kurztext	<ul style="list-style-type: none"> • Have maintenance claim notarized • Parents are obliged to pay maintenance to their children. • The parent who does not live in the same household as the child must pay maintenance in cash. This is also known as cash maintenance. • The amount of these payments depends on the income and financial circumstances and can be determined by the youth welfare office or by lawyers. • Maintenance is based on the Düsseldorf table. • Ideally, the parents should agree on the amount of maintenance to be paid. The parent who has to pay maintenance can have the maintenance obligation recorded in the form of a special document, the maintenance title. • In the event of non-payment of maintenance, an application for enforcement can be made immediately to the competent district court on the basis of the maintenance order. • The child's maintenance claim is usually set out in a dynamic maintenance title. However, it is also possible to determine maintenance in the form of a static deed (constant fixed amount). • The child has a legal right to a maintenance order. If no maintenance order is presented, the child can submit a corresponding application to the family court. • The court proceedings are subject to costs and fees. • Responsible: Youth welfare office
Ansprechpunkt	
Zuständige Stelle	Guardianship: Youth welfare office

Modul	Sachverhalt
	Advance payment of maintenance: local youth welfare office
Formulare	Assistance:none Advance on maintenance payments: none
Ursprungsportal	Unterhaltsvorschuss beantragen, Apply for maintenance advance