

99030001101000

Heruntergeladen am 15.06.2025

<https://fimportal.de/xzufi-services/2911/L100042>

Modul	Sachverhalt
Leistungsschlüssel	99030001101000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Citizens' petition and referendum in the municipality; implementation
Typisierung	4 - Land: Regelung
Quellredaktion	Bayern
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	
Fachlich freigegeben am	21.08.2024

Modul	Sachverhalt
Fachlich freigegeben durch	Bayerisches Staatsministerium des Innern und für Integration (Bavarian State Ministry of the Interior, for Sport and Integration)
Handlungsgrundlage	https://www.gesetze-bayern.de/Content/Document/Ba yGO-18a https://www.gesetze-bayern.de/Content/Document/Ba yGO-18a
Teaser	The "citizens' petition and referendum" instruments introduced in Bavaria in 1995 enable citizens to decide directly on many municipal matters.
Volltext	A referendum has the effect of a municipal council resolution.
Erforderliche Unterlagen	
Voraussetzungen	<p>Citizens' petitions/referendums are only permitted on matters within the municipality's own sphere of influence. Excluded from this are matters that are the responsibility of the first mayor by law, issues relating to the internal organization of the municipal administration, the legal relationships of municipal council members, the mayor and municipal employees and the budget statutes.</p> <p>The citizens' petition must be submitted to the municipality and contain a question to be decided by a "yes" or "no" vote as well as a statement of reasons. It must also name up to three people who are authorized to represent the signatories. Depending on the size of the municipality, the petition must be signed by at least 3% to 10% of the municipality's citizens.</p> <p>If there are no legal objections to the petition, the municipal council must determine its admissibility; a referendum must be held. In a referendum, the question posed is decided in the sense that it has been answered by the majority of valid votes cast. This majority must</p> <ul style="list-style-type: none"> • at least 20% in municipalities with up to 50,000 inhabitants, • up to 100,000 inhabitants at least 15 % and

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	<ul style="list-style-type: none"> • at least 10 % in municipalities with more than 100,000 inhabitants <p>of those entitled to vote (i.e. the members of the municipality entitled to vote).</p> <p>You can find out more from your municipality.</p>
Kosten	The costs incurred for a citizens' petition are not reimbursed by the municipality; in contrast, the costs of the referendum are borne by the municipality.
Verfahrensablauf	
Bearbeitungsdauer	
Frist	After the petition for a referendum has been submitted, the municipal council must decide on the admissibility of the petition for a referendum without delay, but at the latest within one month. Once admissibility has been established, the referendum must be held on a Sunday within three months; this period may be extended by a maximum of three months in agreement with the authorized representatives.
weiterführende Informationen	
Hinweise	
Rechtsbehelf	Administrative court action
Kurztext	
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	BayernPortal, BayernPortal