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Errichtung von Anlagen Genehmigungsfreistellung Mitteilung

Heruntergeladen am 16.06.2025

<https://fimportal.de/xzufi-services/S1000030002068672/S100003>

Modul	Sachverhalt
Leistungsschlüssel	99012100101000
Leistungsbezeichnung I	Errichtung von Anlagen Genehmigungsfreistellung Mitteilung
Leistungsbezeichnung II	Submit documentation for permit exemption for the construction of a facility
Typisierung	4 - Land: Regelung
Quellredaktion	Bremen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	

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Lagen Portalverbund	Bauverfahren (2050500)
Einheitlicher Ansprechpartner	
Fachlich freigegeben am	29.02.2024
Fachlich freigegen durch	
Handlungsgrundlage	https://www.transparenz.bremen.de/metainformation/en/bremische-landesbauordnung-vom-18-oktober-2022-185445?asl=bremen203_tpgesetz.c.55340.de&template=20_gp_ifg_meta_detail_d#jlr-BauOBR2022pP67 https://www.transparenz.bremen.de/metainformation/en/bremische-bauvorlagenverordnung-brembauvorlv-vom-1-september-2022-185587?asl=bremen203_tpgesetz.c.55340.de&template=20_gp_ifg_meta_detail_d https://www.transparenz.bremen.de/metainformation/en/bremisches-gebuehren-und-beitragsgesetz-bremgebbeitrg-vom-16-juli-1979-191874?asl=bremen203_tpgesetz.c.55340.de&template=20_gp_ifg_meta_detail_d#jlr-GebBeitrGBRV15P4 https://www.transparenz.bremen.de/metainformation/en/kostenverordnung-bau-baukostv-vom-3-september-2002-182857?asl=bremen203_tpgesetz.c.55340.de&template=20_gp_ifg_meta_detail_d https://www.gesetze-im-internet.de/bbaug/index.html#BJNR003410960BJNE007107116 https://www.gesetze-im-internet.de/baunvo/
Teaser	For the construction of a plant without a building permit, you need a permit exemption. For this purpose, you submit the required documents to the responsible municipality.
Volltext	<p>In accordance with Section 62 (1) of the Bremen Building Code, the exemption from approval applies to the construction, alteration and change of use of the following</p> <p>a) residential buildings, including those with rooms for the exercise of liberal professions in accordance with Section 13 of the Building Use Ordinance,</p> <p>b) other structures that are not buildings,</p>

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c) garages, parking spaces, outbuildings and ancillary facilities for construction projects in accordance with letters a and b,

with the exception of special buildings and advertising facilities.

The exemption from approval does not apply to the construction, alteration or change of use of one or more buildings if this creates units of use serving residential purposes with a total gross floor area of more than 5,000 m² that are located within a distance published in accordance with Section 13 (2) (2) (b) of the Bremen State Building Code. In these cases, the simplified approval procedure in accordance with Section 63 of the Bremen State Building Code must be carried out.

The exemption from approval is subject to a fee.

Erforderliche Unterlagen

- Explanation of the required documents

The documents must be submitted using the official building application form of the supreme building supervisory authority published under Applications & Forms - The Senator for Building, Mobility and Urban Development (bremen.de). You will find the link under "further information".

The following documents must be submitted in accordance with § 3 of the Bremen Construction Documents Ordinance:

- the site plan (§ 7),
- an excerpt from the development plan including legend,
- the construction drawings (§ 8),
- the building description with calculations (§ 9),
- the proof of stability (§ 10);
- as far as it is not checked by the building authorities, with the declaration of the structural engineer in accordance with the list of criteria in Annex 2;
- Note: the submission of the structural engineer's declaration is not required for residential buildings in

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building classes 1 and 2,

- the proof of fire protection (§ 11), insofar as it is not already included in the other building documents,

- the required information on the secured development with regard to the supply of water and energy as well as the disposal of waste water and the development in terms of traffic, insofar as the building project cannot be connected to a public water or energy supply or a public waste water disposal system or is not located in sufficient width on a public traffic area,

- applications for the approval of deviations, exceptions and exemptions (Section 67 (2) of the Bremen Building Code) with the information required for assessment,

- information on the application for approval decisions required for the project under other provisions of public law,

- a tree inventory declaration with all the information required under the tree protection ordinance, which must also be submitted directly to the lower nature conservation authority by the building owner when submitting the building application (the required information must be entered directly in the application screen).

Note: Depending on the purpose of the building project, further building documents may be requested by the municipality or a waiver may be declared.

Voraussetzungen

In accordance with Section 62 (2) of the Bremen Building Code, a building project is exempt from approval if

1. it is within the scope of a development plan within the meaning of Section 30 (1), Section 12 or Section 30 (2) of the Building Code with stipulations in accordance with the Building Use Ordinance,

2. it does not contradict the stipulations of the development plan or required exceptions or exemptions under planning law have already been granted in accordance with Section 31 of the Building Code as well as discretionary urban planning decisions in accordance with the Building Use Ordinance,

3. the development is secured within the meaning of

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the Building Code and the requirements of §§ 4 and 5 of the Bremen State Building Code are met,
4. the municipality does not declare within the period specified in Section 62 (3) sentence 2 of the Bremen Building Code that the simplified building permit procedure is to be carried out or applies for a temporary prohibition in accordance with Section 15 (1) sentence 2 of the Building Code.

If the requirements of numbers 1 to 4 are not met, the simplified approval procedure in accordance with Section 63 of the Bremen Building Code must be carried out.

Kosten

The amount of the fee is based on Section 1 of the Cost Ordinance for Construction, Tariff No. 101.08 Notification of the Municipality pursuant to Section 62 (3) Sentence 3 of the Bremen State Building Code and amounts to 1 per cent of the construction costs.

Verfahrensablauf

Submit a permit exemption for the construction of a facility through the online service or in text form using the published form. Attach the required construction documents.

Submit the documents to the appropriate municipality. If documents are missing or if there are other ambiguities, you will be asked to remove these processing obstacles. In this case, submit the missing or adjusted documents and/or the clarification.

The responsible municipality will check your documents. If you do not receive any feedback from the responsible municipality within one month or if it declares in writing beforehand that no approval procedure is to be carried out and that it will not apply for a prohibition in accordance with Section 15 (1) Sentence 2 of the Building Code, you may start construction. If the municipality decides that a simplified building permit procedure should be carried out, you will receive your documents back. When submitting the documents, you can specify that in this case your construction documents should be

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forwarded to the relevant building supervisory authority and treated as a building application.

The permit exemption is subject to a fee.

Bearbeitungsdauer

Frist

If you have a permit exemption, you must submit a notice of commencement of construction to the lower building supervisory authority at least one week before the start of construction work. If the construction work is to be started more than three years after the construction work has become permissible in accordance with Section 62 (3) sentences 2 and 3 of the Bremen Building Code, the documents must be submitted to the municipality again.

weiterführende Informationen

<https://bau.bremen.de/bau/planen-bauen/antraege-formulare-3555>
<https://www.akhb.de/>
<https://www.statistik-bw.de/baut/HTML>
<https://bau.bremen.de/bau/planen-bauen/rechtsgrundlagen-3559>

Hinweise

Building Activity Statistics Online

- The survey form for building permits or departures/disposals survey can be filled out online or printed out on the Building Activity Statistics Online (statistik-bw.de). The link to this can be found under "Further information" - "Where can I find out more?" - "Construction Activity Statistics Online."

Overview of legal bases

- You can also find a link to the overview of state and municipal legal bases under "Further information" - "Where can I find out more?" - "Overview of state and municipal legal bases" .

Rechtsbehelf

Kurztext

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Ansprechpunkt	
Zuständige Stelle	
Formulare	https://buergerservice-master.calypso.bremen.de/sixcms/media.php/5/Bauantragsformular_ab%2009.538195.pdf https://buergerservice-master.calypso.bremen.de/sixcms/media.php/5/Bauantragsformular_ab%2009.538199.pdf https://bau.bremen.de/bau/planen-bauen/antraege-formulare-3555 https://bau.bremen.de/bau/planen-bauen/antraege-formulare-3555
Ursprungsportal	Serviceportal der Freien Hansestadt Bremen, Service portal of the Free Hanseatic City of Bremen