

99046044221000, 99046044221000

Distribution of household items in case of separation Decision

Heruntergeladen am 01.07.2025

<https://fimportal.de/xzufi-services/370425435/L100001>

Modul	Sachverhalt
Leistungsschlüssel	99046044221000, 99046044221000
Leistungsbezeichnung I	Distribution of household items in case of separation Decision
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hessen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gerichtliche Leistungen (046)
Verrichtungskennung	Entscheidung (221)
SDG-Informationsbereich	Leben in einer binationalen Partnerschaft, auch einer gleichgeschlechtlichen Partnerschaft (Eheschließung, zivile/eingetragene Partnerschaft, Trennung,

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	Scheidung, Güterrecht, Rechte von Lebenspartnern)
Lagen Portalverbund	Scheidung (1020400)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	22.06.2021
Fachlich freigegeben durch	Hessian Ministry of Justice
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/_1361a.html https://www.gesetze-im-internet.de/famfg/_111.html https://www.gesetze-im-internet.de/famfg/BJNR25870008.html#BJNR258700008BJNG002701160 https://www.gesetze-im-internet.de/famfg/_269.html https://www.gesetze-im-internet.de/famfg/_270.html https://www.gesetze-im-internet.de/bgb/_1361a.html https://www.gesetze-im-internet.de/famfg/_111.html https://www.gesetze-im-internet.de/famfg/BJNR25870008.html#BJNR258700008BJNG002701160 https://www.gesetze-im-internet.de/famfg/_269.html https://www.gesetze-im-internet.de/famfg/_270.html
Teaser	If you are married or in a registered partnership but live separately, you can request a distribution of household items for the period of separation.
Volltext	If you cannot agree with your separated partner on the distribution of household items, you can assert a claim for distribution of household items in court.
Erforderliche Unterlagen	• where applicable, proof of ownership of household items • If applicable, inventory list of household items with the respective ownership structure and, if applicable, the distribution idea in the event of a later divorce, countersigned by your marriage or partner • if applicable, evidence of the circumstances relevant to the assessment of equity, e.g. medical certificates
Voraussetzungen	As a spouse or partner, you are entitled to the distribution of household items if • you cannot agree on the distribution of items, • you are a separated marriage or partner, • the matters in dispute are household items;

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	• the object belongs to you personally, • You do not have to leave the item to your partner for use, as he or she needs the item to run a separate household. • Items common to the partners shall be distributed between them in accordance with the principles of equity.
Kosten	• Legal expenses • if applicable, lawyer's fees • both depend on the value of the object
Verfahrensablauf	An application for the distribution of household items in the event of separation must be submitted to the competent district court – family court – pursuant to §§ 201 et seq. FamFG. • In order to facilitate its decision pursuant to Paragraph 206(1) of the FamFG, the court may impose an obligation on each of the spouses to provide information. • The court should discuss the matter with the spouses in an appointment. It is intended to order the personal appearance of the spouses. • The court decides on the distribution of household items by order. It may fix an appropriate remuneration for the use of household items.
Bearbeitungsdauer	At least 3 months due to the given procedure, in more complex procedures possibly longer, depending on the individual case.
Frist	You must assert your claim in good time during your separation phase.
weiterführende Informationen	
Hinweise	For information on separation, see https://www.bmfsfj.de/ https://www.bmfsfj.de/
Rechtsbehelf	• Appeal according to §§ 58 ff. FamFG against the family court decision within one month
Kurztext	• Distribution of household items in case of separation

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	Decision • can only be demanded in the period of separation until divorce (the final distribution for the period after the divorce is regulated in § 1568b BGB) • Eligibility requirements: lack of agreement on the distribution of items Separated spouses or partners Matters of dispute are household items the object belongs to the applicant personally the object does not have to be left to the partner for use • Jurisdiction: District Court – Family Court –
Ansprechpunkt	Below you will find the local courts responsible for you with further contact options and service hours. https://www.justizadressen.nrw.de/de/justiz/suche https://www.justizadressen.nrw.de/de/justiz/suche
Zuständige Stelle	The family court will decide on the application at your local court with local jurisdiction. In Hesse, not all local courts have family courts (§ 5 of the Jurisdiction of Justice Ordinance). You can find the local court with local jurisdiction for you via the Federal and State Justice Portal.
Formulare	• Forms: none • Online procedure possible: no • Written form required: yes • Personal appearance required: yes
Ursprungsportal	Distribution of household items in case of separation Decision, Verteilung der Haushaltsgegenstände bei Getrenntleben Entscheidung