

99010020001003, 99010020001003

Apply for a residence permit for the purpose of employment if you have extensive practical professional knowledge

Heruntergeladen am 04.07.2025

<https://fimportal.de/xzufi-services/389182517/L100008>

Modul	Sachverhalt
Leistungsschlüssel	99010020001003, 99010020001003
Leistungsbezeichnung I	Apply for a residence permit for the purpose of employment if you have extensive practical professional knowledge
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Sachsen-Anhalt
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Aufenthaltstitel (010)

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Verrichtungskennung	Erteilung (001)
SDG-Informationsbereich	Anforderungen in Bezug auf Aufenthaltskarten für Unionsbürger und ihre Familienmitglieder, einschließlich Familienmitglieder, die keine Unionsbürger sind
Lagen Portalverbund	Einwanderung (1080100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	19.05.2020
Fachlich freigegeben durch	Ministry of the Interior and for Local Affairs of the State of Brandenburg
Handlungsgrundlage	<p>§ Section 19c (2) Residence Act</p> <p>§ 42 Paragraph 1 Number 2 Residence Act (AufenthG)</p> <p>§ Section 6 Employment Ordinance (BeschV) https://www.gesetze-im-internet.de/aufenthg_2004/index.html https://www.gesetze-im-internet.de/beschv_2013/index.html#BJNR149910013BJNE003801311</p>
Teaser	With distinctive practical professional knowledge in the field of information and communication technology, you can obtain a residence permit under certain conditions. However, a formal qualification is not required.
Volltext	<p>If you have distinctive practical professional knowledge, you can obtain a residence permit for employment in the field of information and communication technology (IT sector).</p> <p>For this purpose, you must have worked in the IT sector for at least three years in the last seven years and thus have acquired distinctive skills and knowledge of your job. In addition, the granting of such a residence permit requires the existence of an employment contract or a concrete job offer with a certain minimum salary.</p>

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You do not have to have completed qualified vocational training or a course of study. Recognition of your qualification acquired abroad is also not required. It may be helpful if, in addition to your several years of professional experience, you can also show relevant theoretical knowledge (e.g. through certificates or testimonials).

Before the residence permit is issued, the Federal Employment Agency must approve the employment. This also checks whether certain prerequisites can be waived. The Federal Employment Agency grants its approval for a maximum of four years.

The residence permit is issued for a limited period. Its validity depends on your employment contract or the period of validity of the approval of the Federal Employment Agency.

Under certain circumstances, the Aliens' Registration Office may require you to attend an integration course. This will then be noted on your residence permit.

If you are an employer and would like to hire an IT specialist from abroad, you can apply to the Foreigners' Registration Office for the accelerated specialist procedure, which facilitates and accelerates the entry of specialists, with the power of attorney of the foreigner.

Erforderliche Unterlagen

- Valid passport
- Proof of at least three years of professional experience within the last seven years
- If available, further proof of your acquired theoretical knowledge (e.g. certificates)
- Your language certificate level B1
- Original of your employment contract or a binding job offer with salary details (please use the standard federal form Declaration of Employment Relationship)
- Current biometric photo
- Current certificate of registration
- Proof of health insurance
- Rental contract
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- Also

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- If you have recently entered the country:
- Visa, if this was required for the entry
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- as well as in case of previous residence:
- Current residence title or other certificate of right of residence (e.g. residence permit, toleration).
- For the implementation of the accelerated skilled worker procedure by the employer, further documents are required. Please contact the relevant foreigners authority for this purpose

Voraussetzungen

- You have a recognized and valid passport or passport replacement and - if required for entry - an appropriate visa.
- There is no interest in deportation against you.
- Your stay does not endanger or impair the interests of the Federal Republic of Germany.
- You have worked in the IT sector for at least three years within the last seven years.
- You have an employment contract or a binding job offer in the field of information and communication technology.
- Your salary will be at least 60% of the income threshold for pension insurance contributions. In 2020, 60% corresponds to a gross minimum salary of EUR 4,140 per month or EUR 49,680 per year (limit applies to the whole of Germany). The amount of the income threshold is published for each year by the Federal Ministry of the Interior, for Construction and Home Affairs in the Federal Gazette by December 31 of the previous year (see further information).
- You are able to secure your livelihood and health insurance coverage independently without recourse to public benefits.
- You have sufficient knowledge of German. This corresponds to language level B1. In individual cases, the requirement of German language skills can be waived. If this requirement is to be waived in your case, you must apply for this and give reasons.
- The Federal Employment Agency has agreed to your taking up employment (approval is usually obtained from the Foreigners' Registration Office). For the approval, among other things, your working conditions (especially salary) must be comparable to those of a German employee in the same position.

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Kosten	<p data-bbox="507 383 1098 416">Issuance of a residence permit: EUR 100,00</p> <p data-bbox="507 459 1248 640">Modification of an existing residence permit for the purpose of obtaining a residence permit for the purpose of employment in case of distinctive practical professional knowledge (change of purpose): EUR 98.00</p> <p data-bbox="507 683 1158 757">Under certain conditions, a fee reduction or fee exemption may be considered.</p> <p data-bbox="507 799 1230 904">Note: The residence permit is issued as an electronic residence title. The fee for reissuing the card body is EUR 67.00.</p>
Verfahrensablauf	<p data-bbox="507 940 1257 1046">The residence permit must be applied for at the aliens' registration office responsible for your place of residence. The procedure is as follows:</p> <ul data-bbox="507 1088 1262 2029" style="list-style-type: none"> • Depending on the foreigners authority and your concerns, it may be possible to apply via the Internet. Find out whether your foreigners authority offers electronic application for the residence permit. • If the application is only possible in person, make an appointment with the Aliens' Registration Office. During the appointment, your application will be received and your supporting documents will be checked (bring them with you to the appointment). For the production of an electronic residence permit (eAT card) your fingerprints will be taken. • In the case of an electronic application, the Aliens' Registration Office will contact you after receiving your online application to arrange an appointment at the Aliens' Registration Office if necessary. During the appointment, your documents will be checked (please bring them with you to the appointment) and your fingerprints will be taken for the production of the electronic residence permit (eAT card). • If your application is approved, the Aliens Department will arrange for the eAT card to be produced. • After about six to eight weeks, you can collect the eAT card from the Aliens' Registration Office. • The eAT card must always be collected in person.

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	Fees are charged for the issuance of the residence permit. The timing and form of payment vary depending on the authority.
Bearbeitungsdauer	about six to eight weeks
Frist	<ul style="list-style-type: none"> • The residence permit should be applied for at least eight weeks before your valid visa or residence permit expires. • The residence permit is issued for a limited period of time. The validity depends on the period of validity of your employment contract and the approval of the Federal Employment Agency. • Objection period: 1 month
weiterführende Informationen	<ul style="list-style-type: none"> • Portal of the federal government for skilled workers from abroad https://www.make-it-in-germany.com/de/ueber-das-portal/kontakt/hotline/ • Information on the residence of skilled workers without vocational training or academic education, including IT specialists without formal qualifications, on the website of the Federal Office for Migration and Refugees (German): https://www.bamf.de/DE/Themen/MigrationAufenthalt/ZuwandererDrittstaaten/Arbeit/FachkraefteOhneAusbildung/fachkraefte-ohne-ausbildung-node.html • Information on the stay of skilled workers without vocational training or academic education, among others for IT specialists without formal qualification, on the website of the Federal Office for Migration and Refugees (English): https://www.bamf.de/EN/Themen/MigrationAufenthalt/ZuwandererDrittstaaten/Arbeit/FachkraefteOhneAusbildung/fachkraefte-ohne-ausbildung-node.html • This is the way to access the annual announcements of the Federal Ministry of the Interior on the minimum salary required for residence permits for IT specialists without formal qualifications: Open the website of the Federal Gazette and enter the words "Bekanntmachung zu § 6 der Beschäftigungsverordnung" in the search mask there. • You can also obtain free advice on the topics of entry, residence and occupation from the "Working and Living in Germany Hotline" from the Federal Government's portal for skilled workers from abroad.

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Phone: 030 1815-1111 Service hours: Monday to Friday from 8:00 a.m. to 4:00 p.m.

Hinweise

Rechtsbehelf

Kurztext

- Residence permit for the purpose of gainful employment, issued for the purpose of employment with distinctive practical professional knowledge.
- Foreign IT specialists can be allowed qualified employment in the field of information and communication technology, regardless of qualification, if they have worked in the IT field for at least three years in the last seven years and have thus acquired distinctive skills and knowledge of their job.
- The residence permit is issued for a limited period of time. The period of validity depends on the employment contract or the approval of the Federal Employment Agency.
- Under certain circumstances, the foreigners authority may require the IT specialist to attend an integration course.
- Depending on the foreigners authority and the request, the application can be made via the Internet or in person.
- A fee is charged for the issuance of the residence permit. The timing as well as the form of payment varies depending on the authority.
- Employers can apply to the Foreigners Authority for the accelerated procedure for skilled workers if they wish to hire an IT specialist from abroad.
- Responsible: the foreigners authority responsible for the applicant's place of residence; for the accelerated skilled worker procedure: Foreigners' authority at the place of business where the foreigner is to be employed, unless a central office has been set up for the procedure.

Ansprechpunkt

The foreigners authority responsible for the applicant's place of residence;

For the accelerated skilled worker procedure:

The foreigners authority at the place of business where the foreigner is to be employed, unless a central office

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	has been set up to carry out the procedure
Zuständige Stelle	
Formulare	<ul style="list-style-type: none"> • Forms: Declaration of employment relationship (standardized nationwide); further authority-specific forms can be obtained from your foreigners authority, possibly also offered online • Online procedure possible: occasionally • Written form required: yes • Personal appearance required: yes
Ursprungsportal	Apply for a residence permit for the purpose of employment if you have extensive practical professional knowledge, Aufenthaltserlaubnis zum Zweck der Beschäftigung bei ausgeprägten berufspraktischen Kenntnissen beantragen