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Applying for the adoption of an adult

Heruntergeladen am 25.06.2025

<https://fimportal.de/xzufi-services/393147332/L100008>

Modul	Sachverhalt
Leistungsschlüssel	99013010170000, 99013010170000
Leistungsbezeichnung I	Applying for the adoption of an adult
Leistungsbezeichnung II	Applying for the adoption of an adult
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Sachsen-Anhalt
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (gold)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Adoption (013)
Verrichtungskennung	Aussprache (170)
SDG-Informationsbereich	
Lagen Portalverbund	Adoption und Pflegekinder (1020100)
Einheitlicher	

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Ansprechpartner	Nein
Fachlich freigegeben am	06.07.2022
Fachlich freigegeben durch	Federal Ministry of Justice (BMJ)
Handlungsgrundlage	https://www.gesetze-im-internet.de/famfg/BJNR25870008.html#BJNR258700008BJNG002600000 https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG016103377 https://www.gesetze-im-internet.de/famfg/BJNR25870008.html#BJNR258700008BJNG002600000 https://www.gesetze-im-internet.de/bgb/BJNR001950896.html#BJNR001950896BJNG016103377
Teaser	If you wish to adopt an adult, you and the person to be accepted can apply to the family court.
Volltext	<p>You can accept (adopt) an adult person as a child if you want a parent-child relationship with the person and this is morally justified. This is accepted in particular if there is already a parent-child relationship between you as the adopter and the adult person; for example, in the case of a stepchild or foster child. If such a relationship does not yet exist, there must be such a strong emotional connection that a relationship similar to the parent-child relationship can be expected. In addition, the assumption must appear morally justified in view of the purpose pursued. This means that the request for acceptance must not violate a moral prohibition and/or pursue exclusively a substantive purpose, such as the avoidance of inheritance tax or the establishment of a right of residence.</p> <p>In order to adopt the adult as a family member, you and the person concerned must file an application with the family court.</p> <p>The adoption of adults is basically an adoption with a weak effect. This means that the family relationships of the adopted adult to his biological family are not abolished, only the newly created relationship with the adopters is added.</p> <p>Under certain conditions and on request, adoption</p>

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with further legal consequences, such as those applicable to the adoption of minors, is also possible. This is also referred to as a "full adoption" or adoption with a "strong effect". This would result in an almost complete legal integration of the adult into your family. This means that the family relationship and thus, among other things, all inheritance and maintenance obligations towards the biological parents are abolished. In the case of stepchild adoption, this does not apply to the continuing relationship to the remaining parent.

Erforderliche Unterlagen

- notarized application of the adopter and the person of legal age; applications shall not be subject to any condition or timing
- if the adopter is married or partnered, a notarized declaration of consent of the spouse or life partner
- if necessary, the family court may request any other necessary documents; for example, proof of civil status (such as birth or marriage certificates)

Voraussetzungen

- You may accept an adult as a child if the assumption is morally justified. In other words, the request for acceptance is based on an existing parent-child relationship or a comparably strong inner connection and does not violate a moral prohibition and/or does not exclusively pursue a material purpose. This is the case, for example, if the person to be adopted has already lived in your family as a minor child.
- The adoption must not be opposed by the overriding interests of third parties, for example your biological children.
- According to case law, as a rule, there should be an age gap (at least 15 years) corresponding to a parent-child ratio.
- The applications and, if necessary, necessary consents (for example, of the spouses) must be in notarized form.

Kosten

The following are required:

- Notary fees
- Legal expenses
- lawyer's fees, if applicable

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	The respective amount depends on the individual case.
Verfahrensablauf	<p>You must submit the necessary documents and the applications (acceptors and acceptors) in writing to the locally competent family court. You can also commission a notary with the submission.</p> <p>The court then examines whether all the necessary conditions for adoption are met, such as:</p> <ul style="list-style-type: none"> • what is the relationship to the person to be assumed • whether the assumption is morally justified • whether the adopter has reached the minimum age necessary for adoption (completion of the 21st or 25th year of life) • whether there is a sufficient age gap to the person to be assumed • whether overriding interests of third parties preclude adoption; for example, the biological children of the adopter or the person to be accepted or the parents of the person to be accepted. <p>To this end, the court hears, among other things, the parties involved and, if necessary, other persons. If the conditions for an adult adoption are met, the court pronounces the acceptance of the adult by order.</p>
Bearbeitungsdauer	<p>4 - 12 Monat(e)</p> <p>There is no legally prescribed duration of proceedings. It depends on the complexity of the individual case and the completeness and correctness of all documents. On average, a procedure takes between 4 to 12 months.</p>
Frist	There is no deadline.
weiterführende Informationen	https://www.notar.de/
Hinweise	
Rechtsbehelf	It is possible to file a complaint.
Kurztext	<ul style="list-style-type: none"> • Adoption of an adult debate • Notarized applications of accepters and adopters • Assumption morally justified, especially given in the

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	<p>case of an existing parent-child relationship (for example, foster/stepchild)</p> <ul style="list-style-type: none"> • Competent: Family court at the local district court
Ansprechpunkt	Contact the family court.
Zuständige Stelle	
Formulare	<p>Forms available: NoWritten form required: YesInformal application possible: NoPersonal appearance necessary: No, not with regard to the submission to the court, but when notarizing the application before the notary (highly personal application).</p> <p>Online services available: No</p>
Ursprungsportal	Adoption eines Volljährigen beantragen, Applying for the adoption of an adult