

99126011044000

Guardianship cancellation

Heruntergeladen am 30.06.2025

<https://fimportal.de/xzufi-services/S1000020010000013219/S100002>

Modul	Sachverhalt
Leistungsschlüssel	99126011044000
Leistungsbezeichnung I	Guardianship cancellation
Leistungsbezeichnung II	Revocation of guardianship
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hamburg
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	<div lang="en-x-mtfrom-de">End of guardianship</div>, <div lang="en-x-mtfrom-de">Guardianship ends</div>, <div lang="en-x-mtfrom-de">Guardianship ends</div>
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	

Modul	Sachverhalt
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	25.07.2024
Fachlich freigegeben durch	
Handlungsgrundlage	§ 1806 German Civil Code (BGB) End of guardianship § 1807 , 1872 BGB Release of assets, final accounts and continuation of business Section 168b para. 3 Family Procedure Act (FamFG)
Teaser	Guardianship ends when the reasons for its establishment no longer exist.
Volltext	Guardianship ends when the reasons for its establishment no longer exist. This is the case, for example, if the parents of the ward regain the right to represent their child and the parental authority to care for the child is reinstated. For this to happen, it is sufficient if the parents or one parent regains the authority to legally represent the child, at least in the area of personal care or in the area of care for the child's assets. parental custody was suspended due to the limited legal capacity of one parent. Guardianship ends by law when the minor parent attains full legal capacity, i.e. when he or she reaches the age of majority. the guardianship was ordered because of a marital status that cannot be determined. The guardianship then ends automatically when the marital status is determined. For example, if the parents of an unaccompanied minor refugee travel to Germany. the ward reaches adulthood. If there is a need for help beyond the age of adulthood, care can be arranged. the ward dies.
Erforderliche Unterlagen	e.g. documents that prove the transfer of parental responsibility back to the parents (court order). As a rule, guardianship ends by law (e.g. upon reaching the age of majority)
Voraussetzungen	The reasons for establishing guardianship have ceased to exist.
Kosten	Court fees are incurred, which only have to be paid if the ward is wealthy.

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Verfahrensablauf	<p>In principle, guardianship ends by law when the requirements no longer apply. This also means that the guardian's office ends. Whether the conditions for guardianship have ceased to apply must be determined ex officio by the court. If there is doubt or disagreement as to whether and when the guardianship will end, the family court will issue a ruling determining the end of the guardianship and the date on which it will end. After termination of his or her term of office, the guardian must return the certificate of appointment or the youth welfare office must return the certificate issued. The guardian must release the assets under his administration and all documents to the ward, his heirs or any other authorized person. The guardian only has to prepare a final account of the asset management if the ward, his heirs or another authorized person requests this. The guardian must inform the ward or the authorized person of this right. The latter then has 6 weeks to inform the family court that the guardian wants a final account. The period begins as soon as the guardian has informed the ward or the other authorized person of their right. The released guardian does not have to prepare a final account, but only an overview of assets.</p>
Bearbeitungsdauer	no
Frist	no
weiterführende Informationen	https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera https://www.justizadressen.nrw.de/de/justiz/suche https://www.justizadressen.nrw.de/de/justiz/suche
Hinweise	<p>Legal advice is not available at the district court. Please contact the persons authorized to provide legal advice. These are lawyers or notaries. The Public Legal Advice Service (ÖRA) offers low-cost legal advice for people with low incomes.</p>
Rechtsbehelf	Complaint
Kurztext	<p>Guardianship ends when the reasons for its establishment no longer exist: Parents are allowed to</p>

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	<p>represent their child again. Minor parent becomes adult. By determining marital status if this could not be determined previously. When parents of unaccompanied minor refugees join their families. Ward reaches adulthood. If the need for help continues beyond adulthood, care can be arranged. Ward dies.</p>
Ansprechpunkt	<p>If you want to find out exactly who is responsible for your request, please follow the link to</p> <p>Hamburg Service</p>
Zuständige Stelle	Hamburg District Court
Formulare	
Ursprungsportal	Hamburg Service, Hamburg Service (Currently this link is only available in german)