

99126016088001

Supplementary Guardianship Order of the Foster Parents

Heruntergeladen am 30.06.2025

<https://fimportal.de/xzufi-services/S1000020010000013275/S100002>

Modul	Sachverhalt
Leistungsschlüssel	99126016088001
Leistungsbezeichnung I	Supplementary Guardianship Order of the Foster Parents
Leistungsbezeichnung II	Order of foster parents as additional carers
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">foster parents as additional carers</div>, <div lang="en-x-mtfrom-de">More powers for foster parents</div>, <div lang="en-x-mtfrom-de">foster parents with custody</div>
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	

Modul	Sachverhalt
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	15.10.2024
Fachlich freigegeben durch	
Handlungsgrundlage	§§ 1809 ff. German Civil Code (BGB) § 1777 German Civil Code (BGB) § 151 No. 5 Law on Proceedings in Family Matters and in Matters of Voluntary Jurisdiction (FamFG)
Teaser	A supplementary guardian must be appointed for foster children if the parents or guardian are actually or legally prevented from taking care of certain matters. If you are caring for a child, you can suggest that you be appointed as a supplementary guardian.
Volltext	Supplementary guardianship is the judicial transfer of part of the parental responsibility for a minor to another person, namely the so-called supplementary guardian. The rights and duties of the supplementary guardian are limited to certain parts of personal care or financial care when appointed. These can be the following areas: personal care financial care health care right to determine place of residence representation in criminal proceedings The family court at the relevant local court appoints the guardian. If you are caring for a foster child, you can suggest that you be appointed as an additional guardian for your foster child.
Erforderliche Unterlagen	Statement from the Youth Welfare Office.
Voraussetzungen	A supplementary guardian is appointed if the child is under parental care or guardianship, but the parents or guardian are prevented from taking care of certain matters for factual or legal reasons. This is the case, for example, if only part of the parental care is suspended or withdrawn. This may be the case, among other things, if parents with custody point out that they are overwhelmed by a situation, an authority indicates that

Modul

Sachverhalt

guardianship appears necessary, it is determined in court proceedings that guardianship must be established. If a foster child is integrated into his or her foster family and will remain there permanently, the foster parents can also be appointed as carers and thus receive part of the custody. When making its decision, the family court will pay particular attention to whether you are suitable to take on the role of guardianship based on your personal circumstances, your financial situation and other circumstances. Guardianship can only be transferred to you if you are of legal age and have legal capacity. If several people apply for foster care and there are relatives of the foster child among them, they are usually given priority.

Kosten

There are no fees. If the parties consider legal representation to be necessary, the costs of this representation must of course be borne. If necessary, it is possible to make use of legal aid or legal costs aid.

Verfahrensablauf

The transfer of supplementary guardianship for a child to its foster parents can be initiated by the foster parents themselves, by a youth welfare office, but also by other persons, for example the child's parents. If you would like to take on this additional guardianship, we recommend that you discuss the matter with the responsible youth welfare office. It is easier if the youth welfare office has already submitted a positive suggestion to the court. Otherwise, the opinion of the Youth Welfare Office must be obtained during the procedure. The court decides on a case-by-case basis what information it considers necessary and which persons should be involved. As a rule, you will be required to conscientiously carry out your duties during your court hearing. When deciding on a change in custody, the following parties must be heard: the youth welfare office the biological parents (if they still have custody) the child if he or she is older than 14 years (Basically, the older the child, the more important his or her opinion is.) the foster parents The court will decide on your application, taking into account the child's best interests, and appoint you as additional guardian.

Modul	Sachverhalt
Bearbeitungsdauer	The duration of the procedure depends on the individual case.
Frist	There are no deadlines to be observed.
weiterführende Informationen	https://www.hamburg.de/politik-und-verwaltung/behoerden/sozialbehoerde/einrichtungen/oera/ https://www.hamburg.de/oera
Hinweise	Legal advice is not available at the district court. Please contact the persons authorized to provide legal advice. These are lawyers or notaries. Affordable legal advice for people with low incomes is provided by the Public Legal Advice (ÖRA).
Rechtsbehelf	Complaint
Kurztext	Order of foster parents as additional carers If necessary, a guardianship can be established for a minor for a specifically defined area of responsibility. Parents or guardians must be prevented from taking care of certain matters for factual or legal reasons. If you are caring for a foster child, you can suggest that you be appointed as an additional carer for your foster child.
Ansprechpunkt	If you want to find out exactly who is responsible for your request, please follow the link to Hamburg Service
Zuständige Stelle	Hamburg District Court
Formulare	
Ursprungsportal	Hamburg Service, Hamburg Service (Currently this link is only available in german)