Application to record an overseas birth in the register of births (section 36 of the Civil Status Act)

Note - identifying the competent registry office
The birth should be registered at the registry office in whose district the child, or the applicant if the child has never lived in Germany, is resident, or was last resident in Germany, or is habitually resident. A minor child is deemed to have the same residence as the parent(s) holding parental responsibility. Registry Office I in Berlin is only responsible if neither the child nor the applicant has <u>ever</u> been resident in Germany at any stage of their lives.

☐ **Embassy ☐ Consulate General ☐ Consulate ☐ Honorary Consul ☐**	
of the Federal Republic of Germany in	**Date:**
Applicant(s) (surname, surname at birth, first name, place of residence)	
Email:	
hereby applies/apply, as for the birth of the following child to be recorded:	

<table>
<tr><th rowspan="14">Mother / 1st parent</th><th colspan="2">Details about the biological mother (who gave birth to the child) at the time of the child's birth</th></tr>
<tr><td>Surname (including a l l components)</td><td>Surname at birth (if applicable)</td></tr>
<tr><td colspan="2">First names (a l l)</td></tr>
<tr><td colspan="2">Nationality/ies (a l l)   as evidenced by (e.g. passport, ID card, certificate of nationality; do not include the document number)
☐ German ☐</td></tr>
<tr><td colspan="2">Date of birth   Place of birth of the mother / 1st parent
of the mother / 1st parent   (town, country if not born in Germany)</td></tr>
<tr><td colspan="2">Registry office at which her birth was recorded and entry number in the register (only for births recorded in a German register)</td></tr>
<tr><td colspan="2">Mother's marital status
☐ single ☐ married ☐ in a civil partnership ☐ divorced
☐ widowed ☐ civil partnership dissolved ☐ civil partnership terminated
☐ by death ☐

Total number of a l l marriages/civil partnerships: ☐ 0 ☐ 1 ☐ 2 ☐ 3 or more</td></tr>
<tr><td colspan="2">if applicable, date of final divorce / dissolution of the civil partnership, court and file number, or date and place of husband/partner's death</td></tr>
<tr><td colspan="2">in the case of divorce / dissolution of a civil partnership: nationality of ex-husband/ex-partner at the time of divorce / dissolution of the civil partnership</td></tr>
</table>

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	Child's details at the time of birth
Child	*Surname (including a l l components)*
	First names (a l l); any discrepancies with the foreign birth certificate must be detailed below.
	Gender ☐ **female** ☐ **male** ☐ **not specified**
	Date of birth *Time of birth (hours and minutes); local time* **hours and** **minutes** ☐ **unknown**
	Place of birth (town, <u>not a part of town</u>) *District, province, federal state* *Country*
	The following legal acts of relevance to civil status have occurred since the birth: ☐ **Declaration on the name to be used by the child** ☐ **Marriage by the parents** ☐ **Acknowledgement/Determination of paternity** ☐ **Determination of non-paternity** ☐ **Adoption of the child** ☐

	Details about the father / 2ⁿᵈ parent (or, if applicable, the mother's spouse), at the time of the child's birth / acknowledgement of paternity
Father / 2ⁿᵈ parent	*Surname (including a l l components)* *Surname at birth (if applicable)*
	First names (a l l)
	Gender ☐ **male** ☐ **female** ☐ **not specified**
	Nationality/ies (a l l) as evidenced by (e.g. passport, ID card, certificate of nationality; do not include the document number) ☐ **German** ☐
	Date of birth *Place of birth of the father / 2ⁿᵈ parent* *of the father / 2ⁿᵈ parent* *(town, country if not born in Germany)*
	Registry office at which the birth was recorded and entry number in the register (only for births recorded in a German register)

Declaration on the child's first name(s)
I/We declare, as the person(s) exercising parental responsibility, that the first name(s) specified in this application to record a birth were bestowed on the child as spelled herein. Any discrepancies with foreign documentation of the birth are detailed below:

Application to register a birth – (11.17)

Parental responsibility was held at the t i m e o f t h e b i r t h by	
☐ **both parents** ☐ **mother / 1ˢᵗ parent** ☐ **father / 2ⁿᵈ parent** ☐	
Basis on which these persons have parental responsibility for the child:	
☐ **Law of the country of habitual residence** ☐	
Child's habitual residence at the t i m e o f t h e b i r t h :	
The child has been habitually resident in the following countries since 31 December 2010:	
Has the child been adopted or born of a surrogate?	
☐ **no** ☐ **yes, adopted** ☐ **yes, born of a surrogate**	
This is the xᵗʰ child of these parents (please always give this information) **child of these parents**	
Please give the surname, first name(s), date and place of birth of any siblings	
Place and date of parents' marriage (including the country) **date** **place**	
Registry office at which the marriage was recorded and entry number in the register (only for marriages recorded in a German register)	
Current address(es) of the parents (please give accurately and in full) **Mother / 1ˢᵗ parent:** **Father / 2ⁿᵈ parent:**	
Have you ever been resident to Germany? **1ˢᵗ applicant (child who has attained the age of majority or mother / 1ˢᵗ parent):** ☐ **no, I have never been resident in Germany (even as a child)** ☐ **yes; (most recent) German address:** **2ⁿᵈ applicant (father / 2ⁿᵈ parent, if required):** ☐ **no, I have never been resident in Germany (even as a child)** ☐ **yes; (most recent) German address:**	
Additional information, comments, etc.	
Marriage / Civil partnership of the child	
Children of the child	

(Left vertical label: **Further details**)

I/We declare that the information given above is true to the best of my/our knowledge and belief.

	Declaration on the child's surname at birth (If the child has reached the age of 14, his/her consent must also be given.)
	I/We have been informed about the options for naming the child and of the irrevocable nature of this choice and declare:
Sections 1617 & 1617 b BGB (German Civil Code) (German law)	☐ *As joint holders of parental responsibility, we hereby decide that the child specified above shall use the surname (please insert):* ☐ _____ **(of the father / 2nd parent)** **or** ☐ _____ **(of the mother / 1st parent)** *We are aware that this choice of name may also be binding with respect to any further children of ours.*
Section 1617 a BGB (German Civil Code)	☐ *I, the sole holder of parental responsibility, hereby accord the child the surname of the other parent:* *I, the parent without parental responsibility, consent to the use of my surname.* *We are aware that this choice of name will not apply to any further children of mine/ours*
	If the child is to use a name pursuant to German legislation, one of these first two declarations should be made. The choice of law provisions under Article 10 (3) of the Introductory Act to the Civil Code may be used once only with the effect that, if you were to choose German law now, you would no longer be able to choose foreign law at a later date.
Art. 10 (3) EGBGB (Introductory Act to the Civil Code) (not German law)	☐ *I/We decide that the law of (insert country name):* **(of which one parent demonstrably holds nationality (= their national law)** *shall apply to the naming of the child specified above.* *On the basis of this law, the child shall use/should use the following surname*: *I am/We are aware that this choice of law and name will not apply to any further children of mine/ours.*

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Art. 48 EGBGB (Introductory Act to the Civil Code)	☐ *The naming of my/our child is subject to German law pursuant to Article 10 (1) and Article 5 (1) of the Introductory Act to the Civil Code.* *By the registration of his/her birth in the EU state* _____ *the child has acquired the following name (which may differ from his/her name pursuant to German law):* _____ *(surname, including all parts)* _____ *(a l l first names) and* _____ *(any other names such as patronymics or middle names)* *I/We thus declare that* ☐ *for the future (from entry at the competent German registry office)* ☐ *retroactively from the date of entry in the civil register of the other EU state (evidence of date of registration must be provided)* *the name acquired in the other EU state shall be deemed the child's surname at birth for the purposes of German law.* *I am/We are aware that this choice of name will not apply to any further children of mine/ours.*

Child's consent (sections 1617, 1617a, 1617 b, 1617 c BGB, Art. 10 (3) EGBGB and Art. 48 EGBGB)	☐ *The child has reached the age of 14 and agrees with the choice made above / consents to the declaration.* ☐ *The child already has a surname and has reached the age of five. He/She agrees with the choice of the parents' married name and shall henceforth have the surname:* *(Parents' married name)* ☐ *The child already has a surname and has reached the age of five. He/She agrees with the change of name of the parent from whom he/she derives his/her name and shall henceforth have the surname:* *(new surname of the relevant parent)* ☐ *As legal representative(s), I/we assent to the child's declaration of agreement/consent.*

For births prior to 1 April 1994:

☐ The child' surname was entered in a German identity document/civil register issued between 1 September 1986 and 31 March 1994 (copy enclosed).

☐ The child' surname was not entered in a German identity document/civil register issued between 1 September 1986 and 31 March 1994.

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I/We apply for the following certificates:

	Quantity
Birth certificate (A4)	
Birth certificate to insert into the family's "Stammbuch" (A5)	
Multilingual birth certificate (A4)	
Certified excerpt from the register ☐ with notes	

The fee charged by Registry Office I in Berlin for processing applications to enter an overseas birth in the register of births is 60 euros (irrespective of outcome). An additional 20 euros must be paid if foreign law is involved. The current charge for a birth certificate is **10 euros**, for each additional copy of the same certificate ordered at the same time a fee of **5 euros** will be charged. **The fees charged by other German registry offices may differ.**

A separate invoice for the fees will be issued by the competent German registry office. Please wait until you receive this invoice before transferring any money. Do not pay in advance!

Applicants' signatures
and authentication by the German mission abroad

_____   _____
(mother / 1st parent)   (child, if applicable)

_____
(father / 2nd parent)

_____, no.   , issued on   (mother / 1st parent)
(Identity document)

_____, no.   , issued on   (father / 2nd parent)
(Identity document)

_____, no.   , issued on   (child, if applicable)
(Identity document)

                    ,   (place, date)

_____   *(Seal)*
(Consular officer)

Please ensure that all pages of a form are well attached to each other.

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