



APPLICATION FOR CONSENT TO THE ACKNOWLEDGEMENT OF PATERNITY

ANTRAG AUF ZUSTIMMUNG ZUR ANERKENNUNG DER VATERSCHAFT

We, // Wir,

_____, _____
 (Mother's surname) (Mother's first name) (Date of birth) (Nationality)
 (Name Mutter) (Vorname Mutter) (Geburtsdatum) (Staatsangehörigkeit)

_____, _____
 (Father's surname) (Father's first name) (Date of birth) (Nationality)
 (Name Vater) (Vorname Vater) (Geburtsdatum) (Staatsangehörigkeit)

hereby request the consent of the Berlin Immigration Office to the acknowledgement of paternity¹

beantragen hiermit die Zustimmung des Landesamtes für Einwanderung Berlin zur Anerkennung der Vaterschaft²

☐ for the child // für das Kind _____, born on // geboren am _____
 (Surname, first name) // (Name, Vorname) (Date of birth) // (Geburtsdatum)

☐ for the child due on // für das erwartete Kind mit Entbindungstermin _____
 (Due date as stated in the antenatal record) // (Entbindungstermin lt. Mutterpass)

pursuant to Section 85a(1) of the Residence Act (AufenthG). // gemäß § 85a Abs. 1 AufenthG.

We have been made aware of our obligations to cooperate under Section 85c(5) of the Residence Act and the potential consequences of noncompliance. In particular, our attention was drawn to the presumption rule set out in Section 85b(2)(5) of the Residence Act (see page 2, 'Notice pursuant to Section 85c(6) of the Residence Act'). // Auf unsere Mitwirkungspflichten aus § 85c Abs. 5 AufenthG und die möglichen Folgen einer Nichterfüllung wurden wir hingewiesen. Insbesondere wurden wir auf die Vermutungsregelung des § 85b Abs. 2 Nr. 5 AufenthG hingewiesen (siehe Seite 2, „Hinweis nach § 85c Abs. 6 AufenthG“).

 Place, date // Ort, Datum

 Signature (mother)
 Unterschrift (Mutter)

 Signature (person acknowledging paternity)
 Unterschrift (Anerkennender)

Please upload the completed and signed application form via the LEA Contact Form, Department R1 [<https://www.berlin.de/einwanderung/aufenthalt/formular.1689564.php>] // Bitte laden Sie den ausgefüllten und unterschriebenen Antrag im Kontaktformular des LEA, Referat R1

¹ Please tick as appropriate

² Zutreffendes bitte ankreuzen



NOTICE PURSUANT TO SECTION 85C PARA. 6 RESIDENCE ACT (AUFENTHG)

You are obliged, pursuant to Section 85c(5) Residence Act, to disclose any facts and take any actions that are material to the decision of the Foreigners' Registration Office on the application for consent and to submit any necessary supporting evidence that you are able to provide; this applies in particular to facts and evidence within the meaning of Section 85b(2) (presumption that the acknowledgement of paternity is abusive) and Section 85b(3), second sentence, Residence Act (presumption that the acknowledgement of paternity is not abusive). Furthermore, Section 82 Residence Act applies (duties of cooperation); under this provision, a foreign national is obliged to assert without delay their interests and any circumstances favourable to them, provided these are not obvious or already known, by stating verifiable facts, and to submit without delay the necessary evidence regarding their personal circumstances, other necessary certificates and permits, as well as any other necessary evidence that they are able to provide. A reasonable time limit for them to comply may be set. Circumstances asserted and evidence submitted after the expiry of that time limit may be disregarded. This applies accordingly if the person acknowledging paternity or the mother holds German nationality or has a permanent right of residence.

Should you fail to fulfil your obligations to cooperate, a decision will be made on the basis of the evidence on record and in accordance with the statutory presumptions set out in Section 85b Residence Act. Please note in particular that, pursuant to Section 85b(2)(5) Residence Act, the acknowledgement of paternity is presumed to be abusive if you have repeatedly and without valid reason failed to comply with an order to appear in person at a hearing, have failed to provide, or have provided only partial information regarding your personal details, the circumstances and the reasons for the acknowledgement of paternity, or if, during an in-person hearing, you have provided no information, or false or incomplete information in response to material questions, or have failed to submit the required evidence without valid excuse.

Section 95(2)(1b) Residence Act states that a person shall be liable to a term of imprisonment or a fine if they, contrary to the first half-sentence of the first sentence of Section 85c(5), fail to provide accurate or complete information in order to obtain consent to the acknowledgement of paternity under Section 85c(1) Residence Act, or they knowingly use the consent obtained in this way for the purpose of deception in legal matters.

If you provide incorrect or incomplete information in order to obtain a residence title or temporary suspension of deportation status (Duldung) for yourself or another person, this is punishable by a fine or a prison sentence of up to three years (Section 95(2)(2) Residence Act).

A foreign national may also be deported if, amongst other things, they have provided false or incomplete information in order to obtain a residence title, a passport substitute or a temporary suspension of deportation status (Duldung) (Section 53(1) in conjunction with Section 54(2)(8a) Residence Act).