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Permanent settlement permit for persons entitled to subsidiary protection or holders of a residence permit with a federal approval for admission (service)

- Have you been granted subsidiary protection by the Federal Office for Migration and Refugees (BAMF)?
- Or have you been granted a residence permit on the basis of a federal government promise of admission?

In this case, you will be granted a permanent settlement permit after 5 years of legal residence and upon application if you meet the requirements.

Do you have a humanitarian residence permit for another reason? Then, please read more about which permanent settlement permit is right for you in the "More information" section.

Procedure

1. Please note the following information before submitting an application:

- **Please use the Quick-Checks first (under "Do it online now")** to find out quickly and easily whether your application is likely to be successful.
- Check once again whether you meet all the requirements and have the documents and evidence listed in the "Documents required" section.
- The online application is extensive, so it will take some time to complete. However, you can interrupt the application at any time, save it temporarily and continue at a later date.

2. Carry out the online application „Niederlassungserlaubnis für Asylberechtigte und anerkannte Flüchtlinge“

- Please have all the necessary documents ready for this in PDF format if possible. However, you can also still photograph and upload the documents during the application process using your smartphone or tablet. The following file formats are accepted: PDF, JPG, JPEG, and PNG. The total size of your files must not exceed 100 MB. A single file must not exceed 7 MB in size.
- Before you can send off the application, you need to pay the service fee.
- At the end you will receive a PDF document to confirm your application. This document will certify that your current residence title remains valid in the federal territory beyond the previous validity date. (This does not apply if you hold a Schengen visa (C visa) for a short-term stay).
- Please therefore make sure to save this document and print a copy if possible.

3. Once you have carried out the online application, we will check it and then contact you as soon as possible. Where necessary, we will request further documents.

4. If your application is considered to be successful, you will be given an

appointment for an in-person interview.

- Because of the high number of applications, however, this can take some time. We ask you for your understanding and patience.
- Please bring all documents in the original specified in the invitation letter.

Prerequisites

- **You have reached the age of 18 and are therefore of legal age**
- **Possession of a residence permit for at least 5 years**
 - You hold a residence permit in accordance with either Section 23 (2) AufenthG or Section 25 (2) AufenthG (subsidiary protection / subsidiärer Schutz)
 - Periods of asylum proceedings are generally recognised for up to 2 years.
 - Periods in which only a temporary suspension of deportation status (Duldung) was issued cannot be taken into account.
- **Secured livelihood through own income**
 - Your livelihood and that of your close family members (spouse/life partner and children) is secured. You must not receive or be entitled to any benefits from a job center or social welfare office under the second or twelfth German Social Code (such as the Bürgergeld citizen's allowance or social assistance).
 - In the case of a domestic partnership in the context of a marriage or same-sex civil partnership, proof of income can also be provided by the spouse or civil partner.
 - With the Quick-Check (under “Do it online now”) you can check free of charge whether your income currently covers your living expenses.
 - This requirement is waived if you are permanently unable to secure your livelihood due to physical, mental or psychological illness. A specialist medical certificate is required for this.
- **Adequate health insurance**

You have health insurance in Germany, either in the statutory health insurance system or a comparable private health insurance.
Foreign health insurance is not sufficient. For more information, please read the leaflet.
- **Old-age provision**
 - You have paid contributions to the statutory pension insurance scheme for at least 60 months. Expenses for an entitlement to comparable benefits from a private insurance company or a pension institution are also accepted.
 - Periods of absence from work due to childcare or care at home are taken into account accordingly if you were in gainful employment before or after this period.
 - Self-employed persons can also prove that they have adequate private pension provision through their own assets or business assets.
 - In the case of a domestic partnership in the context of a marriage or same-sex civil partnership, proof of old-age provision can also be provided by the spouse or civil partner.
- **In certain cases: No proof of old-age provision required**
 - If you are age 67 or

- in the event of a physical, mental or psychological illness or disability as determined by a specialist
- **No indications of a threat to public safety or order**
 - Fines alone can prevent the granting of a permanent settlement permit.
 - An application for a permanent settlement permit may not be processed while investigation proceedings are ongoing.
 - You pose no threat to the free democratic basic order or the security of the Federal Republic of Germany.
 - You are not involved in acts of violence in pursuit of political or religious goals, do not publicly call for the use of violence and do not threaten to do so.
- **Sufficient command of German**

Sufficient German language skills corresponding to level B 1 of the Common European Framework of Reference for Languages (CEFR).
The fulfilment of this requirement can be proven in particular by successful completion of an integration course.
Proof of language proficiency is not required if learning German is unreasonable due to a permanent physical, mental or psychological illness. A specialist medical certificate is required for this.
- **Basic knowledge of the German legal and social order and living conditions in Germany**

Basic knowledge is assumed to be present in particular if

 - an integration course or the orientation course “Living in Germany” has been successfully completed,
 - a school or vocational qualification has been obtained in Germany or
 - school or vocational training has been completed in Germany for at least one year.

These basic skills are not required if it is unreasonable to expect the applicant to acquire them due to a permanent physical, mental or psychological illness. A specialist medical certificate is required for this.
- **Sufficient living space**

You have sufficient living space for yourself and the family members living with you at home.
- **Main residence in Berlin**

You live in Berlin. A second residence in Berlin is not sufficient.
- **Current email address**

The Berlin Immigration Office will contact you via your current email address. Please also check your spam folder regularly.

Documents required

- **Application for a permanent settlement permit for persons recognized as entitled to asylum and recognized refugees (with Quick-Check)**
 - only possible online
 - You will receive a PDF document to confirm your application. This document will certify that your current residence title remains valid in the federal territory beyond the previous validity date. (This does not apply if you hold a Schengen visa (C visa) for a short-term stay).
 - Please therefore make sure to save this document and print a copy if

possible.

- **In the case of an application being filed by an authorised representative: power of attorney stating the subject matter of the procedure**
- **Passport copies (in color)**
Copies of the data pages of your passport or passport replacement (with your photo and personal data) are required.
- **Copy of your current residence title**
- **If you or your spouse/life partner are employed: Proof of livelihood**
 - Employment contract,
 - Proof of net salary for the last 6 months (wage slips, bank statements),
 - current certificate from the employer (not older than 14 days) and
 - Pension insurance history
- **If you or your spouse/life partner work self-employed or freelance: Proof of livelihood**
 - last tax assessment statement
 - completed audit report form (Prüfungsbericht) together with the documents specified therein (the audit report must be completed by a tax consultant, auditor or tax agent) and
 - certificate in tax matters from the tax office (see section "Further information") and
 - For self-employed persons: extract from the commercial register or business registration (if no entry in the commercial register is required)
 - For freelancers: Registration as a freelancer with the tax office and chamber of commerce entry (if required)
- **If you are not gainfully employed: Proof of livelihood**
For example:
 - Assessment notice for Unemployment Benefit I (Arbeitslosengeld I)
 - Pension assessment notice
 - Proof of assets
 - Notification of receipt of citizen's allowance (Bürgergeld) or social assistance
 - Receipt of BAföG or vocational training allowance (Sozialhilfe)
- **Proof of other benefits**
Depending on your life situation, you may need to upload further proof for the online application, for example: Parental allowance, child benefit, housing benefit, child supplement, orphan's pension, integration bonus (Einstiegs geld), proof of maintenance payments
- **For pupils, trainees, students: certificates**
 - School certificate, training certificate or certificate of enrollment
 - Training contract
 - All school or vocational school certificates
- **Proof of health insurance in Germany**
 - If you have statutory health insurance: electronic health card (copy front and back) or a current confirmation from the health insurance company
 - In the case of private health insurance: certificate from the insurer regarding the scope and costs of the insurance in accordance with § 257 Para. 2a SGB V. Please point out to your insurer that you need the certificate for a permanent residence title.
- **Proof of the size and cost of the living space**

The floor space and the monthly rent or housing costs of your own property (house or apartment) must be demonstrated as follows.

In the case of a rental property:

- Tenancy agreement (without house rules or other annexes) and
- Proof of the current monthly costs (rent with utility costs included – “Warmmiete”), e.g. bank statements

In the case of an owned property:

- extract from the land register, third section,
- costs of the home-owner charges and
- possible monthly loan costs for the property

- **Proof of old-age provision**

- Pension information from the German Pension Insurance or
- Proof of entitlement to comparable benefits from another insurance or pension institution
- Proof of income from own assets or business assets

- **After vocational training or studies in Germany: Proof of the degree achieved**

Certificates

- **If you have NOT completed vocational training or a course of study in Germany: Proof of German language skills at level B1 of the CEFR**

In particular, the following certificates are possible:

- German test for immigrants
- German certificate or another language diploma
- Final integration course test

- **If available: Evidence of knowledge of the German legal and social order**

If you have not completed any school or vocational training in Germany, the following proof in particular is possible:

- Final test of an integration course
- Final test of the "Living in Germany" orientation course
- Successfully completed naturalisation test

- **In the case of physical, mental or psychological illness or disability: Medical certificate**

Forms

- **Audit report form (Prüfungsbericht) for self-employed and freelancers**

(https://www.berlin.de/formularverzeichnis/?formular=/labo/zuwanderung/_assets/pruefungsbericht_bis.docx)

Fees

None

Legal basis

- **Aufenthaltsgesetz (AufenthG) § 26 para. 4**

(https://www.gesetze-im-internet.de/englisch_aufenthg/englisch_aufenthg.html#p0785)

Average time to process request

You will receive an appointment for an interview if your application is reviewed positively. At the appointment, you will receive written confirmation of lawful residence until issue of the appointed residence title.

Following the appointment, it will take at least 4 weeks until the permanent settlement permit is issued as a electronic residence title and can be picked up.

More information

- **Health insurance leaflet (Berlin Immigration Office)**
(https://www.berlin.de/einwanderung/_assets/merkblatt_zur_krankenversicherung_englisch_.pdf)
- **Common European Framework of Reference for Languages (CEFR)**
(<https://www.europaeischer-referenzrahmen.de/>)
- **Permanent settlement permit - general (service)**
(<https://service.berlin.de/dienstleistung/121864/en/>)
- **Permanent settlement permit for persons recognized as entitled to asylum and recognized refugees (service)**
(<https://service.berlin.de/dienstleistung/326554/en/>)
- **Certification of tax-related matters (service)**
(<https://service.berlin.de/dienstleistung/324713/en/>)

Average time to process request

https://liste-antraege-bc01.bda.service.berlin.de/intelliform/forms/default/bda/LEA/Niederlassungserlaubnis_Asyloberechtigte_und_Fluechtlinge_Quick-Check/index

Notes on responsibility

The service can only be used at the Berlin Immigration Office (LEA) at the Friedrich-Krause-Ufer premises.