

Information and Declaration

I. Information

According to § 70 (2) of the Landesbeamtengesetz (LBG) [State Civil Service Act], civil servants and, according to § 8 of the Landesrichtergesetz (LRiG) [State Judiciary Act] in conjunction with § 70 (2) of the LBG, judges must fully adhere to the free democratic constitutional order within the meaning of the German Basic Law and work to preserve it.

Accordingly, pursuant to § 6 (1) No. 2 LBG and pursuant to § 9 No. 2 of the Deutsche Richtergesetz [German Judiciary Act], only persons guaranteeing that they will support the free democratic constitutional order at any time may be appointed as civil servants or, respectively, judges.

These political duties of loyalty also apply to employees under § 3 TV-L [public sector collective agreement for the Laender].

According to the judicature of the German Federal Constitutional Court (see decision of 23.10.1952, re: 1 BvB 1/51, Landesbeamtengesetz Volume 2 page 1 ff.; decision of 17.08.1956, re: 1 BvB 2/51, Collection of Decisions of the Federal Constitutional Court Volume 5 page 85 ff.), the free democratic constitutional order within the meaning of the Basic Law represents a form of government under the rule of law excluding any form of tyranny and despotism on the basis of the self-determination of the people according to the will of the respective majority and freedom and equality. The free democratic constitutional order is the opposite of the totalitarian state, which as the sole ruling power rejects human dignity, freedom and equality. The fundamental principles of this order include in particular:

- Respect for the human rights as defined in the Basic Law, above all the right of a person to life and free personal development
- The sovereignty of the people
- The separation of powers
- The responsibility of the government
- The legality of the administration
- The independence of the courts
- The multiparty principle
- The equality of opportunities for all political parties
- The right to a constitutional education and to exercise opposition

Participating in efforts in opposition to the above-mentioned fundamental principles of the free democratic constitutional order is irreconcilable with the duties of a civil servant. It is of no consequence whether these efforts are pursued within or outside an organization.

Applicants who participate in anti-constitutional efforts or support such efforts may not be considered for positions in the civil service.

Civil servants and judges who are guilty of such a breach of duty must expect the initiation of disciplinary proceedings against them with the aim of removing them from the civil service.

In such cases, employees must expect a dismissal for exceptional reasons according to § 626 BGB.

II. Declaration

Based on the above information, I hereby expressly affirm the above basic principles of the free democratic constitutional order within the meaning of the German Basic Law and declare that I will at any time fully support the free democratic constitutional order within the meaning of the German Basic Law and its observance.

I expressly assure that I do and will not support any efforts in opposition to the free democratic constitutional order or any of its above-mentioned fundamental principles and I am not a member of any organization that opposes them.

I am aware that if I violate these official duties and duties of loyalty, I must expect to be dismissed from the civil service.

Ulm,

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Unterschrift