Definitions according to Youth Protection Act (Jugendschutzgesetz – JuSchG)

**Children**: People, who are not yet 14 years old

**Adolescents**: People, who are 14 but not yet 18 years old

**Custodial Person**: The person, who alone or together with another person, is entitled to custody (usually the parents) according to the rules of the German Civil Law Code (Bürgerliches Gesetzbuch – BGB)

**Legal Guardian**: A person, who is at least 18 years old and permanently takes on childrearing responsibilities or temporarily due to an agreement with the custodial person

Requirements to comply with according to the Youth Protection Act (JuSchG)

**Serving alcohol – § 9 JuSchG**

- The following applies to **beer, wine, wine-like beverages, sparkling wine, mixtures of beer, wine and wine-like beverages as well as sparkling with non-alcoholic beverages**:
  - It is prohibited to serve these beverages to children and adolescents less than 16 years of age, unless a custodian accompanies the adolescents.
  - Children and adolescents under 16 years old may not be permitted the consumption these beverages in restaurants, retail sales outlets or otherwise in public, unless a custodian accompanies the adolescents.

- The following applies to **other alcoholic beverages or foods, which contain other alcoholic drinks in not only minor amounts and so-called “alcopops”**:
  - It is prohibited to give these beverages to children and adolescents.
  - Children and adolescents may not be permitted the consumption these beverages in restaurants, retail outlets or otherwise in public.

**The presence of children and adolescents at events and in restaurants – §§ 4 to 8 JuSchG**

- **Restaurants**:
  - Children and adolescents under 16 years of age are only permitted to be in restaurants between 5:00 PM and 11:00 PM, if they are having a meal or a beverage. Otherwise, a custodial person or legal guardian must accompany them.
  - Adolescents at least 16 years old are permitted to stay in a restaurant until 12:00 AM/midnight unaccompanied, after this time only in the company of a custodial person or legal guardian.
  - People under 18 years of age are not permitted to enter nightclubs or bars.

- **Public Dance Events (i.e. Disco)**:
  - Children and adolescents under 16 years old may only attend public dance events in accompaniment of a custodial person or legal guardian.
  - Children and adolescents as of 16 years old may attend public dance events only until 12:00 AM/midnight without the accompaniment of a custodial person or legal guardian.
Gambling Halls: The presence of children and adolescents is not permitted.

Games with a chance to win prizes at Folk Festivals, marksmen’s fairs, markets and similar events: Children and adolescents may only participate if the prizes are of low value.

Smoking in public and the sale of Tobacco Products – § 10 JuSchG:

- It is prohibited to sale tobacco products as well as nicotine-free products such as electronic cigarettes or electronic shishas to children and adolescents.
- Children and adolescents are not permitted to smoke in restaurants, retail outlets or otherwise in public.

Who is responsible for compliance with Youth Protection Act?
Responsibilities of the business person/event organiser

Business people and event organisers as well as their agents (i.e. employees) are responsible for compliance with the youth protection act.

- Duty to Inspect: According to § 2 JuSchG the event organiser/business person is obliged to check the age of the guests in the case of doubt. They must also inform their employees about this duty to inspect.
- Announcement: According to § 3 JuSchG the event organiser/business person is obliged to announce which rules apply to their business and/or event with a clearly visible and easy to read notice. At public film screenings the age classifications of films or the provider identification must be made known with a clearly visible and easy to read notice.

Questions?

Business people and event organisers can contact the Department of Business Matters (Abteilung Gewerbeangelegenheiten) at the Public Order Office (Ordnungsamt) with questions regarding youth protection:

<table>
<thead>
<tr>
<th>Contact:</th>
<th>Office Hours</th>
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<tbody>
<tr>
<td>Ordnungsamt (Public Order Office) Abteilung Gewerbeangelegenheiten (Department of Business Matters) Theaterstraße 11 - 15, 01067 Dresden Telephone: +49 (0) 351 488 5811 E-Mail: <a href="mailto:gewerbeangelegenheiten@dresden.de">gewerbeangelegenheiten@dresden.de</a></td>
<td>Monday: 9:00 AM – 12:00 PM Tuesday: 9:00 AM – 6:00 PM Wednesday: Closed Thursday: 9:00 AM – 6:00 PM Friday: 9:00 AM – 12:00 PM</td>
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Imprint

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Central Government Hotline 115 – We love questions

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