

**Annex 6 Question 15: Inter-prisoner violence and other violent incidents including cases of negligence on the part of law enforcement personnel (number of complaints, outcome):**

The following data – which were submitted by the individual *Länder* and are not nationally standardised – cover the 2019-2022 reporting period unless otherwise indicated.

**Baden-Württemberg**

**Prison:**

Significant inter-prisoner assaults (whereby the criterion of ‘significance’ depends, for example, on the victim being left unable to work, or due to the nature of the offence itself or other circumstances):

Year	2019	2020	2021	2022
Number	54	53	56	44

\*

Cases of violence by staff: 2 cases in the reporting period

- Investigative proceedings terminated under section 153a StPO on condition of payment of a sum of money
- Investigative proceedings terminated under section 170 (2) StPO due to lack of sufficient suspicion

**Forensic psychiatric detention:**

In forensic psychiatric detention, the following assaults on staff and fellow patients were registered in the reporting period:

Year	Assaults on staff	Assaults on fellow patients
2019	193	143
2020	199	179
2021	304	210
2022	364	191

**Bavaria**

**Prison**

Year	Violent incidents between prisoners (merely attempted in some cases)
2019	217

2020	200
2021	204
2022	155

## **Berlin**

### **Police**

There were no recorded incidents of violence in police custody.

### **Prison**

<b>Year</b>	<b>Physical assaults by prisoners on other prisoners</b>
2019	428
2020	377
2021	379
2022	347

### **Forensic psychiatric detention**

<b>Year</b>	<b>Cases of inter-prisoner violence reported as special incidents</b>
2019	207
2020	139
2021	202
2022 (until 31 Aug 2022)	70

**Brandenburg****Prison:**

<b>Year</b>	<b>Cases of inter-prisoner violence</b>
2019	74
2020	63
2021	76
2022	84

**Forensic psychiatric detention**

<b>Year</b>	<b>Cases of inter-prisoner violence reported as special incidents</b>
2019	7
2020	10
2021	4
2022 (until 12 Sept 2022)	2

**Bremen:****Police:**

Incidents of ordinary and dangerous bodily harm account for 90% of all recorded cases. The next largest category, with a total of 9 cases, is ‘threatening to commit a serious criminal offence’.

Overview of inter-prisoner offences in the period 1 May 2019 - 23 Aug 2022 according to offence and half-year period

<b>Offence</b>	<b>2019 - 1st half*</b>	<b>2019 - 2nd half</b>	<b>2020 - 1st half</b>	<b>2020 - 2nd half</b>	<b>2021 - 1st half</b>	<b>2021 - 2nd half</b>	<b>2022 - 1st half</b>	<b>2022 - 2nd half*</b>	<b>Total</b>

<b>Sexual offences (section 177 Criminal Code)</b>					1				1
Section 177 Criminal Code: Joint sexual assault; sexual assault by use of force or threat of force; rape					1				1
<b>Homicides (section 211 Criminal Code)</b>					1				1
Section 211 Criminal Code: Aggravated murder (attempted)					1				1
<b>Causing bodily harm (section 223 Criminal Code)</b>	10	14	19	16	21	28	11	2	121
Section 223 Criminal Code: Causing bodily harm	10	14	17	15	21	28	11	2	118
Section 223 Criminal Code: Causing bodily harm (attempted)			2	1					3
<b>Causing dangerous bodily harm (section 224 Criminal Code)</b>	1	4	7	3	5	3			23
Section 224 Criminal Code: Causing dangerous bodily harm	1		1		3				5
Section 224 Criminal Code: Causing dangerous bodily harm (attempted)			1			3			4
Section 224 Criminal Code: Causing dangerous bodily harm jointly with another person		1	1	1					3
Section 224 Criminal Code: Causing dangerous bodily harm using a weapon or other dangerous instrument		2	3	2	2				9

Section 224 Criminal Code: Causing dangerous bodily harm using a weapon or other dangerous instrument (attempted)		1	1						2
<b>Threatening to commit a serious criminal offence (section 241 Criminal Code)</b>			2		2		5		9
Section 241 Criminal Code: Threatening to commit a serious criminal offence			2		2		5		9
<b>Insult, coercion, extortion (sections 185, 240, 253 Criminal Code)</b>	2		1	1					4
Section 185 Criminal Code: Insult	1			1					2
Section 240 Criminal Code: Coercion	1								1
Section 253 Criminal Code: Extortion			1						1
<b>Total</b>	<b>13</b>	<b>18</b>	<b>29</b>	<b>20</b>	<b>30</b>	<b>31</b>	<b>16</b>	<b>2</b>	<b>159</b>

*Prison:*

The following assaults by prisoners on other prisoners occurred in the reporting period:

<b>Year</b>	<b>Number of physical assaults by prisoners on other prisoners</b>
2019	44
2020	47
2021	42
2022 (until October 2022)	30

## **Hamburg**

### **Prison**

<b>Year</b>	<b>Cases of inter-prisoner violence</b>
2019 (from May)	95
2020	116
2021	104
2022	94

### **Police**

The data on violent incidents in police custody cannot be evaluated using automatic statistical analysis. Using the search entries ‘violence’ and ‘detention’, a database query by the Complaints Management and Disciplinary Affairs Unit of the Hamburg Police revealed a total of 85 incidents for the area of complaints to the Hamburg Police Complaints Office in 2022.

No related disciplinary proceedings were recorded for 2022.

## **Hesse:**

### **Police:**

There were nine reported cases of violence in police custody, each of which resulted in investigation proceedings, mostly for causing bodily harm in the course of official duties. Seven of these investigation proceedings were terminated by the competent public prosecution office. In these cases, no further disciplinary measures were necessary. The two other criminal proceedings are currently ongoing. Disciplinary proceedings have not yet been instituted.

In the reporting period, there were no reports of inter-prisoner violence within the meaning of the question.

### **Prison:**

In the reporting period (1 May 2019 – 31 December 2022), 683 physical altercations between prisoners were statistically recorded, with 655 of these cases involving ordinary bodily harm.

### Forensic psychiatric detention

In the 2019-2022 period, 23 cases of violence were reported as special incidents in psychiatric detention facilities in Hesse, comprising both inter-patient violence and violence against staff.

### **Mecklenburg-Western Pomerania**

#### Prison

Inter-prisoner violence:

Year	2019	2020	2021	2022
Number of incidents	66	111	46	119

No incidents of prison staff being violent to prisoners were recorded.

### Forensic psychiatric detention

Year	Cases of inter-patient violence
2019	13
2020	28
2021	28
2022	25

### **Lower Saxony:**

#### Police:

Year	Cases of causing bodily harm in the course of official duties
2019	-
2020	1
2021	1

Prison:

Period	Physical altercations between prisoners	Violence by staff
May 2019 to Dec 2019	279	
2020	356	1 <ul style="list-style-type: none"><li>- Conviction for causing bodily harm in the course of official duties, ongoing disciplinary proceedings</li></ul>
2021	365	3 <ul style="list-style-type: none"><li>- After the perpetrator self-reported, the investigation proceedings were terminated due to negligible guilt</li><li>- Conviction for causing bodily harm in the course of official duties, disciplinary proceedings resulted in temporary pay reduction</li><li>- Ongoing criminal proceedings for causing bodily harm in the course of official duties, staff member suspended, disciplinary proceedings stayed until completion of investigation</li></ul>
2022 (until July)	181	3 <ul style="list-style-type: none"><li>- 2 sets of ongoing criminal proceedings for causing bodily harm in the course of official duties, staff member suspended, disciplinary proceedings stayed until completion of investigation</li><li>- Ongoing criminal proceedings for causing bodily harm in the course of official duties</li></ul>

**North Rhine-Westphalia**

Prison

Year	Cases of low-intensity violence among prisoners	Cases of violence resulting in significant injuries
2019	860	3
2020	653	9
2021	647	10



2022	670	4
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### *Forensic psychiatric detention*

In the reporting period (1 May 2019 – 31 December 2022), a total of 551 violent incidents were reported to the competent supervisory authorities. This total includes violence between detainees as well as violence involving detainees, staff or third parties.

### **Rhineland-Palatinate**

#### *Police:*

There were no recorded incidents of violence between persons held in police custody.

#### *Prison*

<b>Year</b>	<b>Cases of inter-prisoner violence</b>
2019	68
2020	83
2021	68
2022	62

2022: 24 incidents of violence against staff

### **Saarland**

#### *Police:*

There were no recorded incidents of violence in police custody.

#### *Prison*

<b>Year</b>	<b>Cases of inter-prisoner violence reported as special incidents</b>
2019	— *

2020	2 *
2021	19
2022	14

\* Note:

Due among other things to technical problems with BASIS-WEB, no (plausible) figures are available for the years up to 2020.

## **Saxony**

### **Police**

There is no record of any violence on the part of police officers.

### **Prison**

<b>Year</b>	<b>Reported cases of inter-prisoner violence (also coercion and extortion, including attempts)</b>
2019	107
2020	148
2021	129
2022	63

### **Forensic psychiatric detention**

<b>Year</b>	<b>Cases of inter-patient violence</b>	<b>Cases of violence by staff against patients</b>
2019	9	
2020	1	1
2021	13	
2022	5	

## **Saxony-Anhalt**

### **Prison**

<b>Year</b>	<b>Reported cases of inter-prisoner violence</b>
2019	164
2020	175
2021	112
2022	103

### **Forensic psychiatric detention**

In the period from 2016 until 31 December 2022, there were three violent incidents between persons held in psychiatric detention in Saxony-Anhalt. Minor physical altercations between the detainees are not recorded in the statistics.

## **Schleswig-Holstein**

### **Prison**

No statistics are available on the frequency of inter-prisoner violence and other violent incidents.

### **Forensic psychiatric detention:**

<b>Year</b>	<b>Cases of inter-patient violence</b>	<b>Cases of violence in which staff were injured by patients</b>
2021	2	11
2022	2	5

## **Thuringia**

### **Prison**

Year	Reported cases of causing bodily harm between prisoners
2019	86
2020	126
2021	74
2022	68

### **Forensic psychiatric detention**

Special incidents	Number
Cases of inter-patient violence with visible injury	32
Other violent incidents	
Sexual assault of patients	3
Use of direct force	110
Negligence on part of staff	0

Complaints of staff violence in the reporting period 4

- One of the complaints was rejected because the facts could not be established,
- the other three were deemed unfounded after examination.