

Criminal Detention in the EU

National Standard

COUNTRY	DETENTION ISSUES	KEY PROVISION	LEGAL INSTRUMENT	NPM RECOMMENDATION	NPM RECOMMENDATION YEAR	NPM REPORT URL
Austria	Solitary confinement	<p>Conditions for solitary confinement (Einzelhaft) foreseen, in case an inmate turned violent against another inmate, if the courts ask for it, or if she/he holds risks of infection. Furthermore, solitary confinement is possible if it seems commanded because of the crime or if this is in the interest of other inmates.</p> <p>, One of the security measures for prisoners with flight risk, risk of violence or self harm or other relevant danger for security and order. A prisoner who either works during the day or is kept in his/her spare time in common areas for two hours might be taken into solitary confinement for the rest of the day. A person held in solitary confinement, who does not receive visitors, has to be visited by a prison officer at least once a day. A prisoner may only be kept in solitary confinement for longer than four weeks if this was ordered by the court. In case the court orders solitary confinement, it has to speak out on the duration of it. A prisoner may only be kept in solitary confinement for longer than six months if he/she asks for it and the prison doctor agrees.</p>	Code of Conduct for Detention (Anhalteordnung) , Penal Code (Strafvollzugsgesetz)	<p>Potentially suicidal inmates may not be housed in a single cell. Video Monitoring does not rule out suicide by the persons at risk during an unobserved moment.</p> <p>, In all police arrest centres (PAZ) there has to be a sufficient number of cells which are suitable for implementing solitary confinement according to § 5 and 5b (2) Z4 AnhO. All cells have to have an alarm button. Solitary cells according to § 5 AnhO have to have a sink, hot and cold water, a toilet, a bed as well as a table and possibilities to sit. Reasons, start, progress and end of solitary confinement as well as consultation of a doctor upon accommodation in a specially secured cell have to be documented.</p>	2016 , 2017	<p>https://volksanwaltschaft.gv.at/en/reports#anchor-index-2950</p> <p>, https://volksanwaltschaft.gv.at/en/reports#anchor-index-2950</p>

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<https://fra.europa.eu/en/databases/criminal-detention/en/databases/criminal-detention/criminal-detention>

