

Criminal Detention in the EU Conditions and Monitoring

National Standard

Country	Detention Issues	Key provision	Legal Instrument	NPM Recommendation	NPM Recommendation year	NPM report URL
Austria	Solitary confinement	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.	Code of Conduct for Detention (Anhalteordnung)	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.	2016	https://volksanwaltschaft.gv.at/en/reports#anchor-index-2950

Country	Detention Issues	Key provision	Legal Instrument	NPM Recommendation	NPM Recommendation year	NPM report URL
Austria	Solitary confinement	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 for the rest of the day. A person held in solitary confinement for the rest of the 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 four weeks if this was ordered by the court. In case the court orders solitary confinement for longer than six months if he/she asks for it and the prison doctor agrees.	Penal Code (Strafvollzugsgesetz)	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.	2016	https://volksanwaltschaft.gv.at/en/reports#anchor-index-2950

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Austria	Solitary confinement	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, 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.	Penal Code (Strafvollzugsgesetz)	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 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. The technical surveillance of specially secured inmate cells should be carried out using video surveillance that is independent of any light source and protects the prisoner's privacy. Padded or rubberised inmate cells should be subject to constant personal surveillance, tiled security cells should be subject to surveillance at least every 15 minutes, and other single cell should be subject to at least hourly surveillance. The reason, commencement and end of detention in a single cell and the attendance of a doctor during detention in a single cell must be documented.	2017	https://volksanwaltschaft.gv.at/en/reports#anchor-index-2950

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http://fra.europa.eu/en/databases/criminal-detention/

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