



# Detained Abroad

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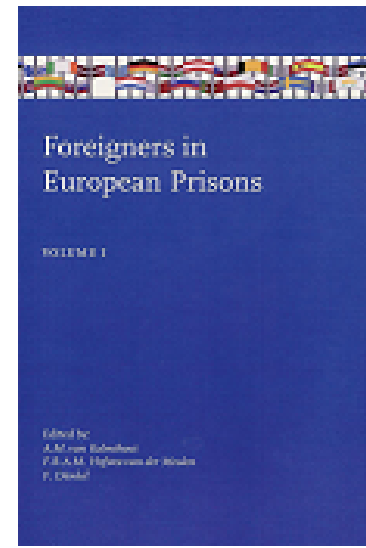
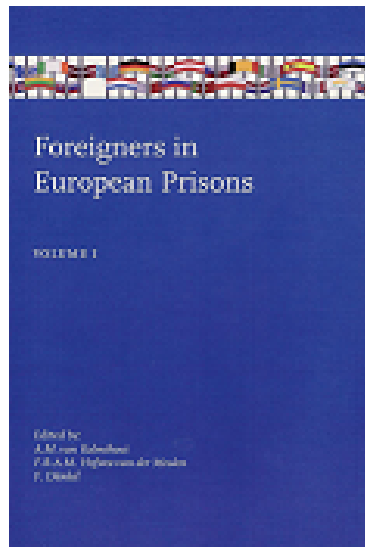


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## Admission of foreign prisoners

- Council of Europe
- EU





## Stock data

	2007	2012	
<b>Council of Europe</b>			
Number:	142,083	164,650	▲ 16%
Percentage:	8%	9½%	▲
<b>EU</b>			
Number:	110,738	122,206	▲ 10%
Percentage:	22%	19%	▼

Source: World Prison Brief, ICPS 19 November 2012



# Characteristics foreign prisoners

Foreign status

Lack of language skills

Distance family

Cultural and religious differences



## Characteristic issues

Exclusion non-custodial sentences / prison leave

Lack of information rights / rules

Discrimination

No contact diplomatic mission

Social isolation

Exclusion from resettlement activities

Lack of aftercare



## Examples of difficulties experienced by:

- foreign prisoners
- prison authorities





## Result

Difficult for foreign prisoners and for prison authorities

## Challenge

to manage complex prison populations

+

To achieve

*humane treatment*

*successful resettlement into society*

*Prevention of recidivism*

*Complying with international rules and standards*





## Legal protection

Rec(2012)12

European Prison Rules

Standard Minimum Rules

EU Roadmap on Procedural Rights

- Right to Interpretation and translation
- Right to information about rights and charges
- *Right to communicate with relatives, consular authorities*

—▶ Monitoring bodies (national (NPM), CPT, SPT)



**Do it yourself?**

**Or do it together with others?**



Consular authorities

NGO's

Volunteers

Family

Clergymen

Fellow foreign prisoners

ICT



# Consular assistance

## Vienna Convention on Consular Relations (1963)

(46 CoE Member States, except San Marino)

### Article 36.1

- a) Consular officers entitled to have free communication + access and allowed to arrange legal representation + provide assistance  
  
Foreign prisoner has right to make contact and to receive visits
- c) Prison authorities must, upon request, notify consular post



## Rec 2012(12)

### Rule 22.1

To alleviate the potential isolation of foreign prisoners, special attention shall be paid to the maintenance and development of their relationship with the outside world, including contacts with family and friends, consular representatives, probation and community agencies and **volunteers**.



## Key areas of concern

Emotional well-being and treatment

Awareness legal proceedings and rights

Contact with outside world

Social inclusion within prison

*Preparation for release and aftercare*



# Good practices

## Admission

Information leaflet (consular authorities, ngo's)

Translation rules (consular authorities, ngo's)

## During detention

Regular visits (volunteers, clergymen)

Oral information (appoint other foreign prisoners 'coordinator')

Special visits (consular staff, family)

Skype / webcam



# Good practices

Preparation release

Visits (consular staff, volunteers)

Skype / webcam

Aftercare

Facilities and assistance (NGO Prisoners Abroad)

Prison transfers?





Positive effects of innovative approaches  
like visits by volunteer .

Make sure that foreign prisoners are  
(and more importantly) feel seen!

Share good practices & involve others



**Thank you for your attention!**

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