

Formal Sanctions of the German Criminal Code



Preliminary Investigation

Either unconditional or combined with conditions and directives: § 153a StPO:

- Reparations for damages
- Community service
- fine
- compliance with maintenance obligations
- social skills training
- victim-offender mediation

Non-prosecution of petty offences §§ 153ff. StPO

Pre-Trial Detention

Verdict



Punishments



Measures

Discharge

Additional punishment

Driving ban (§ 44)

Principal punishment



Custodial Measures

Prison sentence (§ 38)

Probation (with/no Supervision) (§ 56)

Custodial measures of correction and security

Placement in psychiatric hospital (§ 63)

Placement in addiction treatment facility (§ 64)

Placement in preventive detention (§ 66)

Non-custodial measures of correction and security

Supervision of conduct (§ 68)

Disqualification from driving (§ 69)

Professional disqualification (§ 70)

Auxiliary measures

Loss of ability to hold public office, to vote and be elected in public elections (§ 45)

Publication of the judgement (§§ 165, 200)

Confiscation and destruction (§§ 73ff.)

Fine (§§ 40 ff.)

Exemption from punishment (§60)

Warning with suspended fine (§§ 59-59c)

Default imprisonment (§ 43)

Community Service (Art. 293 EGStGB)

Transition Management

Release Phase & Aftercare

Conditional Early Release with Probation Supervision (§ 57)

Supervision of conduct (§ 68)

Unsupervised Released at Full Term

Community Measures

Population (31.12.2017)	82,792,000
Prisoners (2017)	64,351
Offenders on probation (2017)	124,281
Probation rate/100,00 (2017)	150
No of Probation Officers (2017)	2,785

DBH Fachverband für Soziale Arbeit, Strafrecht und Kriminalpolitik

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