

**Notice of rights and entitlements**  
**Detention of individuals who are not suspects for the purpose of**  
**identification**

(Detention of individuals who are not suspects pursuant to ss 163b(2) and 163c of the German Code of Criminal Procedure (*StPO*))

Office and case number \_\_\_\_\_

Family and given names of the person under arrest \_\_\_\_\_

Date, place of birth and nationality of the person in detention

**You are not suspected of a crime but have been detained with a view to establishing your identity. Failure to provide your personal details may result in prosecution for an administrative offence.**

**Your detention is part of the prosecution of someone else for a criminal or administrative offence.**

You will be given details of the offence and told why it is necessary to establish your identity. Detention to establish your identity must not exceed twelve hours.

**These are your rights:**

1. You must be brought before a judge without delay. The judge will decide whether you are allowed to be detained and whether your detention can continue, unless it would presumably take longer to obtain a judicial decision than to establish your identity.
2. You may consult a lawyer of your choice at any time at your own cost, even before you are questioned. If you wish, you will be given information that makes it easier to get in touch with a lawyer.
3. You can request to be examined by a doctor of your choice. You might then be asked to pick up the cost.
4. You may notify a friend or family member of your arrest, as long as this does not significantly harm the investigation).
5. If the judge decides to keep you in detention, you are free to appeal.

If you are a foreign national, you can also demand that your country's consulate be notified, if this has not been done automatically on the strength of international legal obligations, even without or against your will. You are free to communicate with the consulate.

If your German is not good enough, you may request the assistance of someone who interprets or translates for you throughout the proceedings. If you have a hearing or speech impediment, you are free to opt for other forms of verbal or written communication, or communicate through an interlocutor. Assistive technology will be provided as required. If you do not have a defence lawyer (including if, for example, defence counsel is deemed unnecessary at a later stage), you will typically be provided with written translations of detention orders, charge sheets, summary judgments or verdicts. This will come at no cost to you, unless you have incurred the resulting expenses due to culpable neglect or culpable and unnecessary actions.

**I have today been handed a sheet containing the above notice.**

**( ) I have also been verbally informed.**

**( ) I have understood the notice.**

(Place, date, time)

(Signature of the detained person or legal representative, if applicable)

( ) Refused to sign.

(Name, official title of the person delivering the notice)

(Signature of the person delivering the notice)