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Charitable Institute for Protecting Social Victims
UPR
Germany

Mr. President

The German Constitution provides that a detained person "may not be subjected to mental or physical ill-treatment". There is, however, no provision in the Constitution explicitly outlawing torture. There are credible reports that police officers alleged to have committed ill-treatment have been summoned for questioning by police officers from their own unit because there are no effective, independent police oversight bodies.

Charitable Institute for Protecting Social Victims is deeply concerned that cases of ill-treatment by police or excessive use of force are not always investigated promptly, impartially, independently, adequately and effectively as required by international human rights standards.

Foreigners entering Germany via an airport and making an asylum claim on arrival can be detained in the transit area while their claims are being processed if the authorities deem the country they come from a "safe country of origin", or if they do not possess a valid passport or other means of identification.

We urge Germany to:

Take necessary steps to prevent any actions that may lead to the stigmatization of migrants, asylum-seekers and ethnic or religious groups living in Germany, and address its role as a country of immigration by explicitly acknowledging the positive contribution of immigrants to German society

And also to comply with international refugee and human rights law and standards, and ensure that the best interest principle is taken into consideration in any decision concerning child asylum applicants, including unaccompanied or separated asylum-seeking children.