

Information about your period of probation and our probationary service

Language: **english**

Editor

ADB e.V. is the professional association of professional probation officers and staff members of the outpatient social service of judiciary system.

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Introduction

The German Federal Republic is a constitutional state. It means that every person living in Germany, must follow the law and rules of the German constitution. The legal system is complex and sometimes difficult to understand. But every law and legal regulation can be read up. Alternatively you can take legal advice.

An appeal against every court decision is possible. The decision then will be verified. But this can also cause higher costs.

This handout explains, what it means to be on probation.

What does probation mean?

You have committed a crime and were sentenced (judgment) to a prison sentence. But you don't have to go to prison, if you fulfill the requirements and rules (conditions and instructions) that court will determine for a certain time (period of probation).

These conditions and instructions are written in your probation order, which you will get from court.

The remission of punishment can be achieved, if you fulfill the requirements. In this case you don't have to go to prison and your sentence is declared settled.

If you don't follow the rules or commit another crime, your period of probation can for example be extended or be revoked. In this case you have to go to prison.

What is demanded from you?

- Court expects you to take your chance seriously and don't commit other crimes.
- During your period of probation , court always has to know where you live, so always communicate your address
- You have to fulfill the conditions and instructions. This also means that you have to meet regularly with your probation officer

What is the probation officers task?

A probation officer works on behalf of the court.

The probation officer is at your disposal to help and supervise you. The probation officers objective is to help you manage your period of probation. Please contact your probation officer if you have any difficulties.

Especially if there is a problem with the fulfillment of your conditions and instructions, so a solution can be found.

The probation officer also checks, if you fulfill the conditions and instructions and reports to the judge/ court. If you commit another crime there is an obligation to report to the court.

The decisions within your period of probation, are made by the court, not by the probation officer.

Only the court will get personal information about you from the probation officer. Talking to other institutions, requires your permission (professional discretion). This can be helpful to solve problems.

Conditions and instructions

The following conditions and instructions are a range of options

The probation officer will mark the ones applying to your case (based on your probation order) and will give you additional information.

- I. **Community service:** You have to fulfill hours of community service in a non-profit organisation, by (date) at the latest.
Please appeal to
.....
- II. **Payment of fines:** Until (date) you have to pay €
to monthly payment:.....€

II. a. You must present the **payment documents** (proof) to your probation officer

III. **Alcohol abstention:** During the period of probation you are not allowed to drink alcohol

III.a. **Verification of abstention:** To prove that you don't drink alcohol , the court can demand:

Urin test blood test hair samples

III.b. The **costs** are

At your own expense covered by the court

IV. **Drug abstention:**

During the period of probation you are not allowed to take drugs

IV.a. **Verification of abstention:** To prove that you don't use drugs , the court can demand:

Urin test blood test hair samples

IV.b. The **costs** are

At your own expense covered by the court

V. **Consultation:** You have to visit a counseling center

.....

V.a. You must present the confirmation of the consultation (proof) to your probation officer

VI. **Therapy:** You have to complete a therapy

Please appeal to:

.....

VI.a. You must present the confirmation of the therapy (proof) to your probation officer

VII. **Medical treatment:** Because of an illness you have to be treated regularly by a doctor or an outpatient clinic.

.....
VII.a. You must present the confirmation of the treatment (proof) to your probation officer

VIII. You have **to live in the following institution:**

.....

IX. **Other** (language class, integration course, training measure etc.)

.....

IX.a. You must present the confirmation (proof) to your probation officer