

99056001080000, 99056001080000

Help for people who have been harmed by unjust imprisonment

Heruntergeladen am 24.05.2025

<https://fimportal.de/xzufi-services/8969586/L100012>

Modul	Sachverhalt
Leistungsschlüssel	99056001080000, 99056001080000
Leistungsbezeichnung I	Help for people who have been harmed by unjust imprisonment
Leistungsbezeichnung II	Help for people who have been harmed by unjust imprisonment
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Schleswig-Holstein
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Häftlingsversorgung (056)
Verrichtungskennung	Gewährung (080)
SDG-Informationsbereich	Rechte und Pflichten im Bereich der sozialen Sicherheit in der Union, auch im Zusammenhang mit Renten

Modul	Sachverhalt
Lagen Portalverbund	Hilfen für Geschädigte (1160200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	
Fachlich freigegeben durch	
Handlungsgrundlage	https://www.gesetze-im-internet.de/hhg/_4.html
Teaser	Former political prisoners can apply for pension benefits if they meet the requirements.
Volltext	<p>Pension claims for former political prisoners can be based on different laws:</p> <ul style="list-style-type: none"> • Germans and their surviving dependants who were imprisoned for political reasons in the former GDR, in the former East Berlin or in the expulsion areas specified in the Federal Expellees Act and who suffered damage to their health as a result are entitled to benefits under the **Prisoners' Assistance Act**. • The same applies under the **Criminal Rehabilitation Act** for persons and their surviving dependants who have suffered damage to their health as a result of a criminal decision contrary to the rule of law or an admission to a psychiatric institution contrary to the rule of law. • A person is entitled to claim under the **Administrative Rehabilitation Act** if they or their surviving dependants have suffered damage to their health as a result of an administrative measure taken by the GDR authorities in violation of the rule of law. <p>Upon application, various forms of compensation are granted for the consequences of the damage to health:</p> <ul style="list-style-type: none"> • Persons who have been rehabilitated by the courts following an unlawful deprivation of liberty in the GDR or who are in possession of a certificate in accordance with Section 10 (4) of the Prisoners' Assistance Act receive capital compensation on application in accordance with the Criminal Rehabilitation Act

Modul
Sachverhalt

(Section 17 StrRehaG).

- Victims of imprisonment whose economic situation is particularly impaired and who have been deprived of their liberty for a total of at least six months will receive a special monthly allowance for victims of imprisonment upon application (Section 17a StrRehaG).

The allowance is granted upon application in analogous application of the provisions of the **Federal Pension Act**.

Unless a certificate has already been issued in accordance with Section 10 (4) of the Prisoner Assistance Act, social compensation benefits for disadvantages suffered by the person concerned as a result of deprivation of liberty or an administrative decision contrary to the rule of law are always subject to rehabilitation under criminal or administrative law. Applications for rehabilitation can be submitted to the competent courts and rehabilitation authorities in the new federal states and Berlin until December 31, 2019.

Erforderliche Unterlagen

- Certificate pursuant to Section 10 (4) of the Prisoner Assistance Act or
- Rehabilitation decision by a court with a rehabilitation chamber.

Voraussetzungen
Kosten

None

Verfahrensablauf
Bearbeitungsdauer
Frist

- None in the case of an application for care due to the health consequences of an injury.
- The application for capital compensation pursuant to Section 17 (4) StrRehaG must be submitted by December 31, 2019.
- The special allowance for prison victims pursuant to Section 17a StrRehaG always begins with the month following the submission of the application.

Modul	Sachverhalt
weiterführende Informationen	
Hinweise	<p>A persecuted person who was unable to pursue a profession that they had previously practiced, started, learned or demonstrably aspired to by starting vocational training, or who was unable to pursue a profession that is socially equivalent, may be entitled to benefits under the **Vocational Rehabilitation Act** (BerRehaG).</p> <p>Victims of imprisonment who are particularly affected by economic hardship, but who have been deprived of their liberty for less than six months in total, receive support from the Foundation for Former Political Prisoners.</p>
Rechtsbehelf	
Kurztext	
Ansprechpunkt	<ul style="list-style-type: none"> • To the State Office for Social Services (LAsD) or • to the authority that made the rehabilitation decision.
Zuständige Stelle	
Formulare	
Ursprungsportal	Hilfen für Menschen, die durch eine Unrechtshaft zu Schaden gekommen sind, Help for people who have been harmed by unjust imprisonment