**Appendix 16 Complaints on ill-treatment by Border Guard officers**

From 2018 to 2022, a total of 15 complaints were filed with the Border Guard authorities (including one renewed complaint) where allegations concerned ill-treatment and excessive use of force by Border Guard officers

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| **Years** | **Description** | **Resolution** |
| **2018** | - Two complaints examined by the General Commander of Border Guard (1. violation of rights of an EU citizen with disabilities; 2. improper manner of deportation of a female foreigner) | torture, ill-treatment, excessive use of force and abuse of rights was not confirmed; one complaint was found partially reasonable in that the female foreigner was not provided a meal during her convoy to the border crossing;  |
| **2019** | - Two complaints examined by the Commander of the Vistula Border Guard Regional Unit (1. violation of physical integrity of a citizen of the Republic of Poland during questioning; 2. citizen of Romania prevented from exercising their rights as apprehended person, including the right to contact an attorney)- One complaint examined by the Commander of the Sea Border Guard Regional Unit (improper manner of placing a citizen of the Republic of Poland in handcuffs) | torture, ill-treatment, excessive use of force and abuse of rights was not confirmed; |
| **2020** | - Three complaints examined by the Commander of the Sea Border Guard Regional Unit (1. threatening with a weapon of a citizen of the Republic of Poland; 2. unjustified use of physical force during a sanitary inspection of a citizen of the Republic of Poland; 3. apprehension of a citizen of the Republic of Poland using physical holds and handcuffs)- One complaint examined by the Commander of the Odra Border Guard Regional Unit (unjustified use of physical force in apprehension of a citizen of the Republic of Poland) | torture, ill-treatment, excessive use of force and abuse of rights was not confirmed; |
| **2021** | - One complaint examined by the Commander of the Podlaski Border Guard Regional Unit (failure to serve the court’s decision concerning prolonged detention on the foreigner);- One complaint examined by the Commander of the Vistula Border Guard Regional Unit (abuse of rights in apprehension of a foreigner); | torture, ill-treatment, excessive use of force and abuse of rights was not confirmed; |
| - Two complaints (including one renewed complaint addressed to the General Commander – concerning battery on a foreigner during their apprehension) – the case was transferred to the District Public Prosecutor's Office in Przemyśl. | The District Public Prosecutor's Office in Przemyśl discontinued the pre-trial proceedings under the case file no. 4268-0.Ds.2653.2022 concerning the commission of the offence under Article 231 § 1 of the Criminal Code et al. on 25 October 2022. |
| **2022** | - One complaint examined by the Commander of the Odra Border Guard Regional Unit (unjustified apprehension of a foreigner and strip search)  | torture, ill-treatment, excessive use of force and abuse of rights was not confirmed; |
| - One complaint was transferred to the District Public Prosecutor's Office in Bartoszyce (unlawful erroneous apprehension of a citizen of the Republic of Poland) | The District Public Prosecutor's Office in Bartoszyce discontinued the proceedings under the case file no. 4013-0.Ds.694.2022, concerning the commission of the offence under Article 231 § 1 of the Criminal Code on 30 September 2022. |