

Human Trafficking Related Articles in the Criminal Code of the Republic of Armenia

(Adopted on 1 March, 2011)

Article 132. Human Trafficking or Exploitation

1. Trafficking in human beings, i.e. recruitment, transportation, transfer, harbouring or receipt of a person for the purpose of exploitation, as well as exploitation of a person or putting or keeping him or her in a condition of exploitation, by means of the threat or use of force not dangerous for life or health or other forms of coercion, of abduction, of fraud, of deception, of the abuse of power or of a position of vulnerability or of the giving or receiving of payments or benefits to achieve the consent of a person having control over another person

shall be punished with imprisonment from five to eight years with confiscation of the property or without, with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period or without.

2. The same deed carried out:

- a) against two or more persons
- b) by a prior agreement between a group of people
- c) by the use of an official position
- d) by a threat or use of violence in peril of person's life or health
- e) against a visible pregnant woman
- f) by the arrangement of the person's illegal passing the state border

shall be punished with imprisonment from seven to twelve years with confiscation of property or without, with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period or without.

3. Acts stipulated under Parts 1 or 2 of this Article committed:

- 1) by an organized group

2) caused death or other grave consequences by negligence

shall be punished with imprisonment from ten to fourteen years with confiscation of the property or without, with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period or without.

4. In this Article, as well as in Article 132² of this Code, exploitation of a person shall include the exploitation of the prostitution of others or other forms of sexual exploitation, forced labour or services, slavery or practices similar to slavery, purchase or sale, taking of organs or tissues of a person.

5. The person who suffered from the crimes foreseen by this Article as well as Article 132² of the same Code is liberated from criminal punishment for not major or middle gravity crime in which he/she was involved during trafficking or exploitation and committed the acts under force.

Article 132². Trafficking or exploitation of a child or a person deprived of the opportunity to realize or control the nature and meaning of his/her deeds because of mental disorder

1. Recruitment, transportation, transfer, harbouring or receiving of a child or a person who deprived of the opportunity to realize or control the nature and meaning of his/her deeds because of mental disorder for the purpose of exploitation, as well as exploitation of such persons or putting or keeping them in the condition of exploitation

shall be punished with imprisonment from seven to ten years with confiscation of the property or without, with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period or without.

2. The same deed carried out:

- a) against two or more persons
- b) by a prior agreement between a group of people
- c) by the use of an official position
- d) by a threat or use of violence

- e) by kidnapping
- f) against a visible pregnant woman
- g) by the arrangement of the person's illegal passing the state border

shall be punished with imprisonment from ten to twelve years with confiscation of property or without, with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period or without.

3. Acts stipulated under Parts 1 or 2 of this Article committed:

- 1) by an organized group
- 2) caused death or other grave consequences by negligence

shall be punished with imprisonment from twelve to fifteen years with confiscation of the property or without, with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period or without.

Article 132³. Use of services of a person who is in the condition of exploitation.

Use of services of a person who is in the condition of exploitation if the condition of exploitation is obvious for the service user and if there are no qualities of a crime foreseen in Articles 132 and 132² of this Code

is liable to penalty from one hundred times of minimal salary to four hundred times or imprisoned to two year maximum.

2. The same deed carried out:

- a) against a visible minor
- b) against a person deprived of the opportunity to realize or control the nature and meaning of his/her deeds because of mental disorder
- c) against a visible pregnant woman
- d) against two or more persons

shall be punished with imprisonment for three years maximum with depriving of the right to hold certain positions or engage in certain activities for a maximum of 3 year period

or without.

3. The person who voluntarily provides information about the victim to the law enforcement bodies of the Republic of Armenia is liberated from criminal punishment for the commitment of crime foreseen by this Article, if his/her deed does not contain any other crime.

Article 324. Theft or damage of documents, stamps and seals

1. Theft of a person's passport or other important document

is liable to penalty from two hundred times of minimal salary to four hundred times or detained for up to a two month period or imprisoned to one year.

2. Theft, destruction, damage or concealment of official documents, stamps and seals committed for mercenary or other personal interests,

is liable to penalty from three hundred times of minimal salary to five hundred times or detained for one to three month period or imprisoned for up to two year period.