

REPUBLIC OF ARMENIA
LAW
ON AMENDMING AND SUPPLEMENTING THE REPUBLIC OF ARMENIA
CRIMINAL CODE

Adopted on 9 June 2017

Article 1. In the Republic of Armenia Criminal Code of 18 April 2003 (hereinafter, “the Code”), add the words “of a member of the Corruption Prevention Commission” after the words “person serving in the national security bodies” in Paragraph 8 of Article 84.

Article 2. In Paragraph 2 of Article 104 of the Code, add the following new subparagraph 1.1:

“1.1) of a person reporting a corruption case, a violation of requirements on conflict of interest or ethics rules or incompatibility or other limitations or other violations related to filing declarations, or any other harm aimed against public interests, or any threat thereof.”

Article 3. In Article 311.2 of the Code:

- 1) Remove the words “with a mercenary motive” from the title;
- 2) In Paragraph 1, replace the words “with a mercenary motive” with the words “with a mercenary motive, any other personal motive, or group interests,” and add the words “for him or for another person” after the words “through an intermediary.”

Article 4. Add the following new Article 314.2 to the Code:

“Article 314.2. Intentional Non-Filing of Declarations with the Ethics Commission of High-Ranking Officials

1. Intentional non-filing, by a declarant official or his family member, of a declaration stipulated by the Republic of Armenia Law on Public Service, within 30 days of imposition of the administrative penalty stipulated by Paragraphs 2 or 4 of Article 169.26 of the Republic of Armenia Code of Administrative Offences:

shall be punished with a fine in the amount of 1,500 to 2,000 minimal salaries, or imprisonment for a maximum term of two years, with or without deprivation of the right to hold certain positions or to engage in certain activities for a maximum period of three years.”

Article 5. Add the following new Article 314.3 to the Code:

“Article 314.3. Presenting False Information in a Declaration, or Concealing Data Subject to Declaring

1. Presenting false information in a declaration stipulated by the Republic of Armenia Law on Public Service, of concealing data subject to declaring, by a declarant official or his family member:

shall be punished with a fine in the amount of 2,000 to 3,000 minimal salaries, or imprisonment for a maximum term of two years, with or without deprivation of the right to hold certain positions or to engage in certain activities for a maximum period of three years.

2. The same act, which resulted in non-declaring of property or income of a particularly large size:

shall be punished with imprisonment for a term of two to four years, with or without deprivation of the right to hold certain positions or to engage in certain activities for a maximum period of three years.”

Article 6. Add the following new Article 341.1 to the Code:

“Article 341.1. Threat to Kill, Inflict Health Damage upon, or Destroy or Harm the Property of a Person Reporting a Corruption Case, a Violation of Requirements on Conflict of Interest or Ethics Rules or Incompatibility or Other Limitations or Other Violations related to Filing Declarations, or Any Other Harm Aimed against Public Interests, or any Threat Thereof, or of a Person Related to Such Person

1. A threat to kill, inflict health damage, or destroy or harm the property of a person reporting a corruption case, a violation of requirements on conflict of interest or ethics rules or incompatibility or other limitations or other violations related to filing declarations, or any other harm aimed against public interests, or any threat thereof, or of a person related to such person, when such threat is related to such reporting of corruption case, a violation of requirements on conflict of interest or ethics rules or

incompatibility or other limitations or other violations related to filing declarations, or any other harm aimed against public interests, or any threat thereof, when there was a real danger of carrying out such threat:

shall be punished with a fine in the amount of 50 to 100 minimal salaries, or detention for a maximum term of two months, or imprisonment for a maximum term of three years.

2. For purposes of this Article, “related persons” shall include a reporting spouse, child, parent, sister, or brother.

3. For purposes of this Article, “large size” shall mean any amount (value) exceeding 500-fold the minimal salary established at the time of the crime.”

Article 7. Add the following new Article 341.2 to the Code:

“Article 341.2. Unlawful Disclosure of Information about a Person Reporting a Corruption Case, a Violation of Requirements on Conflict of Interest or Ethics Rules or Incompatibility or Other Limitations or Other Violations related to Filing Declarations, or Any Other Harm Aimed against Public Interests, or any Threat Thereof

1. Unlawful disclosure of information about a person reporting a corruption case, a violation of requirements on conflict of interest or ethics rules or incompatibility or other limitations or other violations related to filing declarations, or any other harm aimed against public interests, or any threat thereof, by a person to whom such information was entrusted or became known by virtue of his official activities:

shall be punished with a fine in the amount of 100 to 300 minimal salaries, or deprivation of the right to hold certain positions or to engage in certain activities for a maximum period of five years, or detention for a maximum term of three months, or imprisonment for a maximum term of two years.

2. The act proscribed by Paragraph 1 of this Article, when it gave rise to grave consequences:

shall be punished with imprisonment for a term of two to six years, with deprivation of the right to hold certain positions or to engage in certain activities for a maximum period of three years.”

Article 8. Transitional Provisions

1. Article 1 of this Law shall enter into force on 10 April 2018.
2. Articles 3 to 5 of this Law shall enter into force on 1 July 2017.
3. Articles 2, 6, and 7 of this Law shall enter into force on 1 January 2018.

PRESIDENT OF THE REPUBLIC OF ARMENIA

S. SARGSYAN

28 June 2017

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