



PERMANENT MISSION OF THE REPUBLIC OF ARMENIA  
TO THE UNITED NATIONS

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The Permanent Mission of the Republic of Armenia to the United Nations presents its compliments to the Office of Legal Affairs of the United Nations and, with reference to the latter's Note Verbale LA/COD/59/1, dated 10 January 2022, has the honour to transmit the information on the scope and application of universal jurisdiction by the Republic of Armenia, pursuant to General Assembly resolution 76/118 of 9 December 2021, entitled "The scope and application of the principle of universal jurisdiction" .

The Permanent Mission of the Republic of Armenia to the United Nations avails itself of this opportunity to renew to the Office of Legal Affairs of the United Nations the assurances of its highest consideration.

Encl. 2 pages.

New York, 26 April 2022

## **INFORMATION ON THE SCOPE AND APPLICATION OF UNIVERSAL JURISDICTION BY THE REPUBLIC OF ARMENIA**

The principle of universal jurisdiction is recognized by the Criminal Code of the Republic of Armenia and prescribed in the article 12, para 3 thereof. Universal jurisdiction is applied in case of the simultaneous existence of the following conditions:

- The person who has committed the crime is a foreign citizen or someone not permanently residing in Armenia;
- The crime has been committed beyond the boundaries of Armenia;
- The crime is prescribed by a treaty to which Armenia is party;
- The person who has committed the crime has not been prosecuted in another country.

The principle of universal jurisdiction is applied regardless of whether the act is considered a crime in the country it has been committed.

The Republic of Armenia has ratified a number of treaties, which impose an obligation on member states to criminalize certain offences. In light of the implementation of these international obligations, the Criminal Code the Republic of Armenia prescribes criminal liability for foreign citizens, non-permanent residents, and stateless persons for certain criminal offences committed outside the territory of the Republic of Armenia.

According to the Criminal Law of the Republic of Armenia, the universal jurisdiction applies with regard to the following crimes:

Genocide (article 133), direct public incitement to genocide (article 134), crimes against humanity (article 135), publicly denying, justifying, propagating, or downplaying genocide or crimes against humanity (article 136), war crimes against protected individuals (article 137), war crimes by prohibited warfare methods (article 140), mercenary actions (article 147), inaction during an armed conflict (article 148), initiating or carrying out aggressive military actions in the event of an epidemic or an imminent threat to the security of humanity (article 150), direct public incitement to aggression (article 151), international terrorism (article 152), creating, providing with, testing or using weapons of mass destruction (article 153), ecocide (article 154), illicit circulation of human embryo, fetus, human or corpse cells, tissues, organs or biological substances or fluids (article 183), human trafficking or exploitation (article 188), trafficking or exploitation of a child or other helpless person (article 189), sexual violence against minors (article 198, paragraph 2, clause 3), coercion to sexual acts on a minor (article 199, paragraph 2, clause 2), performing sexual acts on a person under the age of 16 (article 200), committing a lewd act (article 201), grooming (article 202), discrimination (article

203), infringement of copyright and other rights related thereto (article 227), patent infringement (article 228), money laundering (article 296), receiving bribe in the private sector (article 272), terrorism (article 308), financing terrorist activities (article 310), taking or holding hostage (article 315), justifying, propagating, or inciting terrorism, as well as disseminating materials or objects containing such acts (article 313), Public incitement of violence, public justification or propaganda thereof, as well as dissemination of materials or objects for that very same purpose (article 330), trespassing of a computer, computer system or computer network (article 359), modification of computer data (article 360), computer sabotage (article 361), misappropriation or illicit acquirement of computer data (article 362), violating the rules of operating a computer system or network (article 365), Destroying or damaging historical or cultural monuments or objects or documents of unique value (article 301), illicit circulation of narcotic drugs, psychotropic substances, their preparation substances or their equivalent (analogous) substances with the intention of selling them (article 393), illicit circulation of narcotic drugs, psychotropic substances, their preparation substances or their equivalent (analogous) substances with no intention of selling them (article 396), stealing narcotic drugs, psychotropic substances, their preparation substances or their equivalent (analogous) substances (article 397), extortion of narcotic drugs, psychotropic substances, their preparation substances or their equivalent (analogous) substances (article 398), illicit circulation of highly active or toxic substances (article 405), violation of safety regulations or requirements at nuclear power plants (article 351), piracy (article 317), seizing, holding or hijacking aircraft, ships or rail rolling stock (article 316), creating or directing a criminal organization (article 318), taking part in a criminal organization (article 319), illicitly carrying civilian firearms, gas, pneumatic guns, cold steel or shotguns (article 334), Illicit manufacture, alteration or repair of firearms, their main components, ammunition, explosives or explosive devices (article 336), theft of firearms, their main components, ammunition, explosives or explosive devices (article 338), extortion of firearms, their main components, ammunition, explosives or explosive devices (article 339), illicit provision of medical care and such services (article 407), circulation or sale of counterfeit alcoholic beverages, infant food, biologically active additives, drugs, medicines, herbal raw materials, medicinal products or pharmaceutical products under examination (article 409), abuse of official powers or the influence conditioned thereby (article 441), torture (article 450), receiving bribe (article 435), giving bribe (article 436), organizing illicit migration (article 470).