



Strasbourg, 30 November 2010

Opinion no. 603/2010

CDL (2010)133
Engl. only

EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW
(VENICE COMMISSION)

**DRAFT LAWS
ON MAKING SUPPLEMENTS
TO THE ADMINISTRATIVE OFFENCES CODE,
THE LAW ON CHARITY
AND THE CRIMINAL CODE**

OF THE REPUBLIC OF ARMENIA

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**DRAFT LAW
OF THE REPUBLIC OF ARMENIA
ON MAKING SUPPLEMENTS TO THE ADMINISTRATIVE OFFENCES CODE**

ARTICLE 1.

The Code of the Republic of Armenia on Administrative Offences of 6 December 1985 shall be supplemented by the following Articles 178.1, 178.2 and 178.3, which read as follows:

“ARTICLE 178.1. RELIGIOUS ADVOCACY IN KINDERGARTENS, SCHOOLS AND OTHER EDUCATIONAL, LEARNING, SOCIAL INSTITUTIONS

Religious advocacy (preaching) in kindergartens, schools and other educational, learning, social institutions shall entail imposition of a fine in the amount of 500-fold of the minimum salary.

The act provided for in part 1 of this Article, which has been committed repeatedly after the imposition of an administrative penalty, shall entail imposition of a fine in the amount of 1000-fold of the minimum salary.

ARTICLE 178.2.

PERFORMANCE OF FUNCTIONS OF RELIGIOUS ORGANISATIONS AND REGISTRATION IN VIOLATION OF THE REQUIREMENTS OF THE LEGISLATION OF THE REPUBLIC OF ARMENIA, FAILURE TO SUBMIT INFORMATION, FALSIFICATION OR CONCEALMENT THEREOF

Performance of functions of religious organisations and registration in violation of the requirements of the legislation of the Republic of Armenia, failure to submit information, falsification or concealment thereof shall entail imposition of a fine in the amount of 500-fold of the minimum salary.

The act provided for in part 1 of this Article, which has been committed repeatedly after the imposition of an administrative penalty, shall entail imposition of a fine in the amount of 1000-fold of the minimum salary.

ARTICLE 178.3.

FAILURE TO PROVIDE INFORMATION OR PROVISION OF INCOMPLETE OR FALSE INFORMATION ON CHARITY WORKS CARRIED OUT BY RELIGIOUS ORGANISATIONS TO THE AUTHORISED BODY OF THE GOVERNMENT OF THE REPUBLIC OF ARMENIA IN THE MANNER AND WITHIN TIME LIMITS PRESCRIBED BY THE LEGISLATION OF THE REPUBLIC OF ARMENIA

Failure to provide information or provision of incomplete or false information on charity works carried out by religious organisations to the authorised body of the Government of the Republic of Armenia in the manner and within time limits prescribed by the legislation of the Republic of Armenia shall entail imposition of a fine in the amount of 100-fold of the minimum salary.

The act provided for in part 1 of this Article, which has been committed repeatedly after the imposition of an administrative penalty, shall entail imposition of a fine in the amount of 150-fold of the minimum salary.”

ARTICLE 2.

Articles 205.1, 205.2 and 206 of the Code shall be repealed.

ARTICLE 3.

In Article 205.3 of the Code:

1. the word "5-fold" shall be replaced with the word "500-fold";
2. a new part shall be added, which reads as follows:
"The act provided for in this Article, which has been committed repeatedly, shall entail imposition of a fine in the amount of 1000-fold of the minimum salary."

ARTICLE 4.

This Law shall enter into force on the tenth day following its official publication.

DRAFT

**DRAFT LAW
OF THE REPUBLIC OF ARMENIA
ON MAKING A SUPPLEMENT TO THE LAW ON CHARITY**

ARTICLE 1.

Article 2 of the Law of the Republic of Armenia “On charity” of 8 October 2002 shall be supplemented with a new part: “Charity by legal and natural persons for the purpose of religious advocacy shall be prohibited”.

ARTICLE 2.

This Law shall enter into force on the tenth day following its official publication.

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**DRAFT LAW
OF THE REPUBLIC OF ARMENIA ON MAKING A SUPPLEMENT
TO THE CRIMINAL CODE**

ARTICLE 1.

“The Criminal Code of the Republic of Armenia of 18 April 2003 shall be supplemented by Article 162.1 which reads as follows:

“ARTICLE 162.1 PROSELYTISM

Distortion of religious convictions of persons in any direct or indirect form of persuasion through a reward or a promise thereof or moral assistance or material aid or deceit, as well as through exploitation of their lack of experience, trust, need, low mental abilities shall be punishable by a fine in the amount of 500-fold to 1000-fold of the minimum salary or by detention for a maximum term of three months or by deprivation of the right to hold certain positions or carry out certain activities for a maximum term of three years.”

ARTICLE 2.

This Law shall enter into force on the tenth day following its official publication.