



Strasbourg, 14 September 2011

Opinion no. 633 / 2011

CDL-REF(2011)051 Engl. only

Unofficial translation

EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW (VENICE COMMISSION)

ARTICLE 193-1 OF THE CRIMINAL CODE OF THE REPUBLIC OF BELARUS

Article 193-1 of the Criminal Code of the Republic of Belarus reads:

Article 193-1. Illegal organization of activities of a public association, religious organization or foundation or participation in those activities.

The organization of activities or participation in the activities of a political party, other public association, religious organization or foundation in respect of which a decision of the public authority on its liquidation or suspension of its activities has entered into legal force, as well as the organization of and participation in the activities of political parties, other public associations, religious organizations or foundations which has not obtained state registration -- punishable by fine or arrest for up to 6 months, or imprisonment for a term not exceeding 2 years.

- (1.) By participating in the activities of political parties, other public associations, religious organizations or foundations in this article there are meant actions aimed at achieving the objectives of referred associations, organizations or foundations, including those identified in the organizations' statutory and other documents.
- (2.) This article shall not apply to the organization of activities or participation in those of political parties, other public associations, religious organizations or foundations in respect of which a decision of the public authority on their suspension has entered into force, in case when these activities are aimed at elimination of the violations that had given rise to suspension of activities, or at the organization of or participation in the activities of political parties, other public associations, religious organizations or a foundations which finally obtained state registration.
- (3.) A person who voluntarily terminates his/her activities, punishable under this article, and informs government bodies about this decision, shall be exempt from criminal liability if he/she has not committed other crime. This provision does not apply to persons who have committed similar acts in 2 years following the voluntary termination of activities, punishable under this article.¹

¹ http://193.belngo.info/view.pl/english/content