

# Criminal Code (2010, amended 2018) (excerpts)

**The Criminal Code of Turkmenistan** of 10 July 2010, last amended by the Law of 9 June 2018.

(...)

## **Article 58. Aggravating circumstances**

1) Aggravating circumstances are recognized as:

...

e) committing a crime motivated by **political, social, national, ethnic motives, out of racial or religious hatred or animosity...**;

...

(2) If the circumstance mentioned in part one of this article is provided by appropriate article of this Code it cannot be re-considered as aggravating circumstance.

(3) In imposing a sentence, the court may, depending on the circumstances of the case do not recognize aggravating circumstances listed in the first part of this article.

## **Article 101. Intentional murder**

(1) Premeditated murder is punishable by imprisonment for a term of eight to fifteen years, with a duty to live in a certain region for a period of two to five years or without such a duty.

(2) Premeditated murder:

l) on the basis of **social, ethnic, racial or religious hatred or animosity**; is punishable by imprisonment for a term of ten to twenty-five years, with a duty to live in a certain region for a period of two to five years or without such a duty.

## **Article 107. Intentional infliction of grievous bodily harm**

(1) Intentional infliction of bodily harm dangerous to life or which leads to loss of sight, speech, hearing or the loss of any organ or its functions, or which leads to serious disfiguration of face, as well as the causation of other life-threatening harm to health or health disorder, accompanied by the permanent loss of not less than 1/3 of the full capacity to work or by the full loss of professional capacity to work, or causing the interruption of a pregnancy or sociological illness, is punishable by imprisonment for a period of three to eight years.

(2) If the same act is committed:

...

g) on the basis of **social, ethnic, racial or religious hatred or animosity**; is punishable by imprisonment for a period of five to ten years.

(3) Acts described in parts one and two committed by a criminal community or entailing the death of a victim, are punishable by imprisonment of from six to fifteen years.

## **Article 108. Intentional infliction of medium bodily harm**

(2) g) Intentional infliction of bodily harm or any other injury to health not endangering the victim's life and which did not bring consequences described in article 107 of this Code but entailed long-term health disorder or significant permanent loss of general working capacity by less than one third ... on the basis of social, **national, racial or religious hatred or enmity** ... is punished with a fine in the amount of twenty to fifty average monthly wages or correctional labor for up to two years or imprisonment for up to five years.

(...)

**Article 113. Causing physical or mental suffering by systematic beatings**

(2) e) Causing physical or mental suffering by systematic beatings or in any other violent way, if this did not entail the consequences provided for in Articles 107 and 108 of the [Criminal] Code ... on the basis of social, **national, racial or religious hatred or enmity** ... is punishable by imprisonment for a term of three to seven years.