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EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW
(VENICE COMMISSION)

ARMENIA

DRAFT AMENDMENTS TO THE CRIMINAL CODE

LAW

Article 1. The Criminal Code of the Republic of Armenia of 18 April 2003 (hereinafter referred to as "the Code") shall be supplemented with Articles 161.1, 161.2, 161.3 and 161.4 which shall read as follows:

"Article 161.1. Compelling joining a political party

1. Compelling joining a political party — shall be punished by a fine in the amount of four-hundred-fold of the minimum salary, or by detention for a term of one to two months.
2. The same act which has been committed against a group of persons — shall be punished by detention for a term of three months, or by imprisonment for a maximum term of two years."

"Article 161.2. Intentional attraction of large-scale illegal financing by the representative of the governing body of the political party

Intentional attraction of large-scale illegal financing to the political party — shall be punished by a fine in the amount of four-hundred-fold to eight-hundred-fold of the minimum salary, or by detention for a term of one to three months, or by imprisonment for a term one to three years.

In this Article, large-scale means the amount exceeding one-thousand-fold of the minimum salary."

"Article 161.3. Exceeding the amount provided for by law for making a donation to a political party by deception

Exceeding the amount provided for by law for making a donation to a political party through recording it as a donation to other persons or through other means by deception on a regular basis and maliciously —

- shall be punished by detention for a term of two to three months, or by imprisonment for a term of up to two years.
2. The same act which has been committed:
 - (1) by use of official position;
 - (2) against a group of persons — shall be punished by detention for a term of three months, or by imprisonment for a term of two to three years."

"161.4. Compelling making a donation to a political party

1. Compelling making a donation to a political party — shall be punished by a fine in the amount of four-hundred-fold of the minimum salary, or by detention for a term of one to two months.
2. The same act which has been committed by use of working position or against a group of persons — shall be punished by detention for a term of three months, or by imprisonment for a maximum term of two years."