

Country File
BELARUS



Last updated: **June 2009**

Region	Europe
Legal system	Civil law
UNCAT Ratification/ Accession (a)/ Succession (d)	13 March 1987
Relevant Laws	<ul style="list-style-type: none"> • Constitution of 1994 (as amended in October 2004) • Criminal Code of 1961
Relevant Articles	<ul style="list-style-type: none"> • Prohibition of torture: Article 25 of the Constitution • Definition of torture: • Penalties: Articles 106, 107 and 111 of the Criminal Code
Languages Available	<ul style="list-style-type: none"> • English
Other Relevant Information	

Relevant Articles – BELARUS

ENGLISH (Translation)

Constitution of 1994 (as amended in October 2004)

Article 25

A person who has been taken into custody shall be entitled to a judicial investigation into the legality of his detention or arrest.

No one shall be subjected to torture or cruel, inhuman or undignified treatment or punishment, or be subjected to medical or other experiments without one's consent.

Criminal Code of 1961

Article 106 Wilful Severe Bodily Injury

A wilful severe bodily injury which is dangerous to life or has entailed a loss of sight, hearing or any organ, or the loss by the organ of its functions, a mental disease or another derangement of health connected with a stable loss of ability to work not less than for one third, or which has entailed an interrupted pregnancy or which has been expressed in irreversible disfiguration of the face, no less than that which has caused a derangement of health for a term of over four months –

shall be punishable with the deprivation of freedom for a term of up to eight years.

The same action if they have entailed a death of the sufferer or has been of the nature of torture or have been committed by a special dangerous recidivist-

shall be punishable with the deprivation of freedom for a term of up to ten years.

Article 107 Wilful Less Severe Bodily Injury

A wilful less severe bodily injury which is not dangerous to life and has not entailed consequences specified in Article 106 of this Code, but which has caused a long-time derangement of health or a substantial stable loss of ability to work for less than one third - shall be punishable with the deprivation of freedom for a term of up to three years or corrective labour for a term of up to two years. The same actions if they have been of the nature of torture or have been committed by a special dangerous recidivist - shall be punishable with the deprivation of freedom for a term of up to five years.

Article 111 Torture

Systematic infliction of battery or other actions having the nature of torture if they have not entailed consequences specified in Articles 106 and 107 of this Code – shall be punishable with the deprivation of freedom for a term of up to three years.