

Country File
NORWAY



Last updated: **August 2009**

Region	Europe
Legal system	Civil Law/Common Law
UNCAT Ratification/ Accession (a)/ Succession (d)	9 July 1986
Relevant Laws	<ul style="list-style-type: none"> • Constitution of 1814 • General Civil Penal Code of 1902 (Act No.10, 22 May 1902, as amended on 2 July 2004) • Extradition Act of 13 June 1975
Relevant Articles	<ul style="list-style-type: none"> • Prohibition of Torture: Section 96 of the Constitution • Definition of Torture: Section 117a of the General Civil Penal Code • Penalties: Section 117a of the General Civil Penal Code • Others: <ol style="list-style-type: none"> 1. Extradition: Section 6 of the Extradition Act 2. Participation in torture: Section 117a of the General Civil Penal Code
Languages Available	<ul style="list-style-type: none"> • Norwegian (official language) • English
Other Relevant Information	

Relevant Articles – NORWAY

NORWEGIAN

Kongeriget Norway Grundlov

Section 96

Ingen kan dømmes uden efter Lov, eller straffes uden efter Dom. Pinligt Forhør maa ikke finde Sted.

ENGLISH (Translation)

Constitution of the Kingdom of Norway 1814

Section 96

No one may be convicted except according to law, or be punished except after a court judgment. Interrogation by torture must not take place.

General Civil Penal Code - Act of 22 May 1902 No. 10

Section 117a

Any person who commits torture shall be liable to imprisonment for a term not exceeding 15 years. In the case of aggravated and severe torture resulting in death, a sentence of imprisonment for a term not exceeding 21 years may be imposed. Any person who aids and abets such an offence shall be liable to the same penalty.

Torture here means that a public official inflicts on another person harm or severe physical or mental pain,

- a) with the intention of obtaining information or a confession,
- b) with the intention of punishing, threatening or compelling someone, or
- c) because of the person's creed, race, skin colour, sex, homosexual inclination, lifestyle or orientation or national or ethnic origin.

In this provision public official means anyone who

- a) exercises public authority on behalf of a state or municipality, or
- b) performs a service or work that a state or municipality shall pursuant to a statute or regulation appoint someone to perform or wholly or partly pay for.

Torture also includes any acts referred to in the second paragraph committed by a person who acts at the instigation of or with the express or implied consent of a public official.

Extradition Act of 13 June 1975

Section 6

Extradition may not take place if there may be presumed to be a serious risk, by reason of race, religion, nationality, political opinion or other political circumstance, of the person in question becoming subjected to persecution aimed against his life or freedom or is of an otherwise serious nature.