

TEMPLATE POLICY PAGE

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| Category: | Prostitution and Trafficking for Sexual Exploitation |
| Country: | Slovakia |
| Year: | / |

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| Relevant legislation: | <p>Prostitution as such in the Slovak Republic is a phenomenon which goes against good morals, yet carrying it out is not a criminal offence. The valid criminal act defines prostitution in § 132 as satisfaction of sexual needs by intercourse, another form of sexual relation or another similar sexual relation for award. Profiting from prostitution is a crime punishable under § 367 of the Criminal Code as the criminal act of pimping. The original state of facts of the criminal act of pimping was extended by the current criminal code; since January 1st 2006, using, obtaining and offering to carry out prostitution has also been a crime, as well as allowing it to take place.</p> <p>§ 367 Pandering</p> <p>(1) The person who arranges for, induces, inveigles, uses, panders, or offers other person for prostitution, or the person who earns from prostitution performed by another person, or who allows its practicing, shall be punished by imprisonment of up to three years.</p> <p>(2) The offender shall be punished by imprisonment of one year to five years if he or she commits such act due to major misconduct.</p> <p>(3) The offender shall be punished by imprisonment of three years to ten years if he or she commits the act mentioned in the paragraph 1 on protected person.</p> <p>(4) The offender shall be punished by imprisonment of seven years to twelve years if he or she commits the act mentioned in the paragraph 1</p> <p>a) and gains major benefits from it for himself or herself, or for other person,</p> <p>b) as a member of a dangerous group, or</p> <p>c) on person less than fifteen years old.</p> <p>(5) The offender shall be punished by imprisonment of ten years to fifteen years if he commits the act mentioned in the paragraph 1 and thus causes serious physical injury or death.</p> <p>§ 368 Production of Child Pornography</p> <p>(1) The person who uses acquires, offers, or abuses in other manner a child for the production of child pornography, or allows such abuse of the child, or participates in such production in any other manner, shall be punished by imprisonment of four to ten years.</p> <p>(2) The offender shall be punished by imprisonment of seven years to twelve years if he or she commits the act mentioned in the paragraph 1</p> <p>a) on child younger than twelve years of age,</p> <p>b) due to major misconduct, or</p> |
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c) in public.

(3) The offender shall be punished by imprisonment of ten years to fifteen years if he or she commits the act mentioned in the paragraph 1

a) and causes serious physical injury or death, or

b) and gains major benefits from it.

(4) The offender shall be punished by imprisonment of twelve years to twenty years if he commits the act mentioned in the paragraph 1

a) and causes serious physical injury to several persons, or death of several persons,

b) and gains large-scale benefits from it, or

c) as a member of a dangerous group.

§ 369 Distribution of Child Pornography

(1) A person who manifolds, transports, provides, makes accessible, or distributes in any other manner child pornography shall be punished by imprisonment of one to five years.

(2) The offender shall be punished by imprisonment of three years to eight years, if he or she commits the act mentioned in the paragraph 1

a) due to major misconduct, or

b) in public.

(3) The offender shall be punished by imprisonment of four years to ten years, if he or she commits the act mentioned in the paragraph 1 and gains major benefits from it.

(3) The offender shall be punished by imprisonment of seven years to twelve years, if he or she commits the act mentioned in the paragraph 1 and gains large-scale benefits from it.

§ 370 Keeping of Child Pornography

The person who keeps child pornography shall be punished by imprisonment of up to two years.

Another crime whose consequence can eventually be prostitution in any of its forms is **Trafficking in Human Beings** under the novelized forms of § 179 described below.

§ 179 Trafficking in Human Beings

(1) The person who, by means of fraud, deception, personal freedom restriction, abduction, violence, threat of violence, threat of other considerable harm, or other forms of coercion, receiving or giving payments, or other benefits in order to achieve the consent of a person having control over another person, or abuse of his or her power, or abuse of defenselessness or other vulnerable position, recruits, transports, harbors, hands over, or takes over another person, including in the case of his or her consent, for the purpose of his or her prostitution, or other form of sexual exploitation including pornography, forced labour or forced service including begging, slavery, or practice similar to slavery, servitude, forced marriage, forced criminal activities or organ, tissue, or cell removal, or other form of exploitation, shall be punished by imprisonment of four to ten years.

*** As this is not an official translation this legislation is unofficial.**

Trends:

Statistical data of the crime relating to the trafficking of human beings in the Slovak Republic for the years **2009 - 2013**. Data recorder by the **specialized unit of the Presidium of Police Corps** in detecting criminal acts in trafficking in human beings.

| Year | 2009 | 2010 | 2011 | 2012 | 2013 |
|--|------|------|------|------|------|
| Recorded cases | 9 | 9 | 19 | 23 | 11 |
| Resolved/Detection Rate | 5 | 3 | 5 | 8 | 5 |
| Number of offenders in that men/women | 6 | 5 | 14 | 16 | 12 |
| | 5/1 | 3/2 | 12/2 | 12/4 | 10/2 |

Statistical overview on victims integrated into the **Program of Support and Protection for Victims of Human Trafficking** for years 2008 – 2013

| Number of victims | Purpose of exploitation | Destination country |
|---|---|---|
| Year 2008 | | |
| 17 (Women) | Sexual exploitation / Forced prostitution (17) | Not registered |
| Year 2009 | | |
| 25 in that Men (9) / Women (15) / Child (1) | Forced labour (7) Sexual exploitation / Forced prostitution (16) Forced begging (1) Forced begging / Prostitution (1) | England (11) Germany (5) Czech Republic (2) Italy (1) Netherlands(1) Belgium (1) Denmark (1) Ireland (2) Greece (1) Slovakia (1) |
| Year 2010 | | |
| 26 in that Men (15) / Women (10) / Child (1) | Forced labour (15) Sexual exploitation / Forced prostitution (9) Forced begging (2) | England (17) Germany (4) Italy (2) Czech republic (1) Netherlands (1) Denmark (1) |
| Year 2011 | | |

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| | <p style="text-align: center;">31 in that Men (13)/Women (18) in that Child (1)</p> | <p>Sexual exploitation / Forced prostitution (12) Forced labour (8) Economic exploitation (4) Forced criminality (4) Forced marriage (2) Forced begging (2)</p> | <p>England (13) Germany (9) Slovak Republic (4) Czech republic (2) Austria (1) Poland (1) Switzerland (1) Hungary (1) Luxemburg (1) Sweden (1) Spain (1)</p> |
| | Year 2012 | | |
| | <p style="text-align: center;">22 in that Men (6)/Women (16) in that Child (3)</p> | <p>Sexual exploitation / Forced prostitution (15) Forced begging (5) Forced labour (3) Forced marriage (3)</p> | <p>England (9) Italy (3) Austria (2) Germany (1) Slovak Republic (1) Belgium (1) Ukraine (1) Hungary (1)</p> |
| | Year 2013 | | |
| <p style="text-align: center;">30 in that Men (9)/Women (21) in that Child (2)</p> | <p>Sexual exploitation / Forced prostitution (15) Forced labour (10) Forced marriage (7) Forced begging (2)</p> | <p>England (15) Germany (5) Slovak Republic (3) Czech republic (2) Belgium (2) Sweden (2) Ireland (1) Hungary (1) Netherlands (1)</p> | |

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| Contacts: | <p>National organisations:</p> <p>Ministry of Interior of the Slovak Republic Information Centre to Combat Trafficking in Human Beings and Crime Prevention http://www.minv.sk/?informacne-centrum-na-boj-proti-obchodovaniu-s-ludmi-a-prevenciu-kriminality</p> <p>Presidium of Police Corps http://www.minv.sk/?kontakty-prezidia-policajneho-zboru</p> <p>International and nongovernmental organisations: IOM International Organisation for Migration - http://www.iom.sk/</p> <p>Slovak Catholic Charity - http://www.charita.sk/</p> |
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| | Slovak Crisis Center DOTYK http://www.doty.sk/01-profil/index.php?lang=sk |
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Completed template to be sent to the EUCPN Secretariat at eucpn@ibz.eu.