

National Laws

Legislation of Interpol member states on sexual offences against children

Slovakia - République Slovaque - Eslovaquia (Rep. de)

Bratislava

The information on this page is up to date as of spring 2006

I. Ages for legal purposes

Age of simple majority

The legal age of majority is eighteen (18) years.

Age of consent for sexual activity

The legal age of consent for sexual activity is fifteen (15) years.

Age of consent for marriage

The legal age of consent for marriage is eighteen (18) years. In exceptional cases, based upon request of one of the marrying couple, competent court may recognise full age, meant legal age, if both parents consent, to persons of age sixteen (16) to eighteen (18).

§ 127 Person

- 1. For the purpose of this Act, a child is a person younger than eighteen (18) years of age, if this person has not come into lawful age earlier*

§ 22 Age

- 1. Any person who has not been sixteen years of age at the time of committing a crime, is not criminally liable*
- 2. Any person who has not been fifteen years of age at the time of the offence, is not criminally liable for a crime of sexual abuse according to § 201*

§ 132 Prostitution and pornography

1. *For the purposes of this Act, prostitution means satisfying sexual needs of another person by means of an intercourse, in other form of sexual intercourse for reward.*
2. *For the purpose of this Act, pornography means depiction of and intercourse, other forms of sexual intercourse or depiction of nude organs aimed at sexual satisfaction of another person.*
3. *For the purpose of this Act, children pornography means depiction of intercourse, other sexual intercourse with a child or depiction of nude parts of a child's body aimed at sexual satisfaction of another person.*

§ 139 Protected person

1. *Protected person means*
 - a. *a child*
 - b. *a pregnant woman*
 - c. *a close person*
 - d. *a person entrusted under care or charge*
 - e. *a person of higher age*
 - f. *a sick person*
 - g. *a person under protection according to international law*
 - h. *a public official*
 - i. *a witness, a connoisseur, an interpreter or a translator*
2. *Provision of section 1 is not applied if crime has not been committed in regard with state, position or age of a protected person.*

II. Rape

§ 199 Rape

1. *Any person, who by using violence or the threat of imminent violence, forces a woman to have intercourse with him, shall be liable to a term of imprisonment of five to ten years.*
2. *The offender shall be liable to a term of imprisonment of seven to fifteen years, if he commits the offence referred to in paragraph 1*
 - a. *in more gross manner*
 - b. *on a protected person, or*
 - c. *due to a special reason*
 - d. *on a woman serving a sentence of imprisonment*
3. *The offender shall be liable to a term of imprisonment of fifteen to twenty years, if he commits the offence referred to in paragraph 1, and thus causing serious bodily harm*

4. *The offender shall be liable to a term of imprisonment of twenty to twenty-five years, if he commits the offence referred to in paragraph 1, and thus causing*
 - a. *death, or*
 - b. *during a crisis situation*

III. Other forms of child sexual abuse

§ 200 Sexual violence

1. *Any person, who by using violence or the threat of imminent violence, forces another person to oral intercourse, anal intercourse or to other sexual activities or who makes use of vulnerability, shall be liable to a term of imprisonment of five to ten years*
2. *The offender shall be liable to a term of imprisonment of seven to fifteen years, if he commits the offence referred to in paragraph 1*
 - a. *in more gross manner*
 - b. *on a protected person, or*
 - c. *due to a special reason*
 - d. *on a person serving a sentence of imprisonment*
3. *The offender shall be liable to a term of imprisonment of fifteen to twenty years, if he commits the offence referred to in paragraph 1, and thus causing serious bodily harm*
4. *The offender shall be liable to a term of imprisonment of twenty to twenty-five years, if he commits the offence referred to in paragraph 1, and thus*
 - a. *death, or*
 - b. *during a crisis situation*

§ 201 Sexual abuse

1. *Any person, who has sexual intercourse with a person less than fifteen years of age or who subjects such person to other sexual abuse, shall be liable to a term of imprisonment of three to ten years.*
2. *The offender shall be liable to a term of imprisonment of seven to twelve years, if he commits the offence referred to in paragraph 1*
 - a. *in more gross manner*
 - b. *on a protected person, or*
 - c. *due to a special reason*
 - d. *on a person serving a sentence of imprisonment*

3. *The offender shall be liable to a term of imprisonment of twelve to fifteen years, if he commits the offence referred to in paragraph 1, and thus causing serious bodily harm*
4. *The offender shall be liable to a term of imprisonment of fifteen to twenty years, if he commits the offence referred to in paragraph 1, and thus*
 - a. *death, or*
 - b. *during a crisis situation*

§ 202

1. *Any person, who makes a person less than fifteen years of age have extramarital intercourse or who abuses that person in any other sexual way*
 - a. *if this person has been given into his custody or it is a dependant person, or*
 - b. *for reward, shall be liable to a term of one to five years*
2. *The offender shall be liable to a term of imprisonment of two to eight years, if he commits the offence referred to in paragraph 1 on a person younger than eighteen years of age who has been forced to this activity under threat of violence*

IV. Child prostitution

§ 367 Procurement

1. *Any person who arranges for, entices, lures, uses, obtains or offers another person for purpose of prostitution, or who plunders from prostitution carried out by someone else or enables its execution, shall be liable to a term of imprisonment of up to three years.*
2. *The offender shall be liable to a term of imprisonment of one to five years, if he commits this crime in more serious manner*
3. *The offender shall be liable to a term of imprisonment of three to ten years, if he commits the offence referred to in paragraph 1 on a protected person*
4. *The offender shall be liable to a term of imprisonment of seven to twelve years if he commits the offence referred to in paragraph 1*
 - a. *and thus receiving for himself/herself or for someone else notable benefit*
 - b. *as a member of a dangerous group*
 - c. *on a person younger than fifteen years of age*

5. *The offender shall be liable to a term of imprisonment of ten to fifteen years if he commits the offence referred to in paragraph 1, and thus causing grievous bodily harm or death*

V. Child pornography

§ 368 Production of children pornography

1. *Any person who makes use, obtains, offers or abuses a child in another way for production of children pornography or enables this abuse, or participates on this production shall be liable to a term of imprisonment of four to ten years.*
2. *The offender shall be liable to a term of imprisonment of seven to twelve years if he commits the offence referred to in paragraph 1*
 - a. *on a child younger than twelve years of age*
 - b. *in more gross manner, or*
 - c. *in public*
3. *The offender shall be liable to a term of imprisonment of ten to fifteen years if he commits the offence referred to in paragraph 1*
 - a. *and thus causing serious bodily harm or death, or*
 - b. *and thus obtaining imminent benefit*
4. *The offender shall be liable to a term of imprisonment of twelve to twenty years if he commits the offence referred to in paragraph 1*
 - a. *and thus causing serious bodily harm to more persons or death of more persons,*
 - b. *and thus causing imminent benefit, or*
 - c. *as a member of a dangerous group*

§ 369 Distribution of children pornography

1. *Any person who reproduces, transports, obtains, or diffuses children pornography shall be liable to a term of imprisonment of one to five years.*
2. *The offender shall be liable to a term of imprisonment of three to eight years if he commits the offence referred to in paragraph 1*
 - a. *in more serious manner, or*
 - b. *in public*
3. *The offender shall be liable to a term of imprisonment of four to ten years if he commits the offence referred to in paragraph 1, and thus obtaining imminent benefit.*

4. *The offender shall be liable to a term of imprisonment of seven to twelve years if he commits the offence referred to in paragraph 1, and thus obtaining very imminent benefit.*

§ 370 Receiving and possessing child pornography

Any person who receives and possesses children pornography shall be liable to a term of imprisonment of up to two years.