

Country File
SLOVENIA



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Region	Europe
Legal system	Civil Law
UNCAT Ratification/ Accession (a)/ Succession (d)	16 July 1993 (a)
Relevant Laws	<ul style="list-style-type: none"> • Constitution of 25 June 1991 • Penal Code of 2008 • Police Act of 2006 • Code of Police Ethics of 1992
Relevant Articles	<ul style="list-style-type: none"> • Prohibition of Torture: <ol style="list-style-type: none"> 1. Article 18 of the Constitution 2. Article 30 of the Police Act 3. Article 3 of the Code of Police Ethics • Definition of Torture: Article 265 of the Penal Code • Penalties: Article 265 of the Penal Code • Others: <ol style="list-style-type: none"> 1. Participation in torture: Article 265 of the Penal Code
Languages Available	<ul style="list-style-type: none"> • Slovenian (official language) • English
Other Relevant Information	

Relevant Articles – SLOVENIA

SLOVENIAN

Ustava Republike Slovenije

18 člen prepoved mučenja

Nihče ne sme biti podvržen mučenju, nečloveškemu ali ponižujočemu kaznovanju ali ravnanju. Na človeku je prepovedano delati medicinske ali druge znanstvene poskuse brez njegove svobodne privolitve.

Kazenski Zakonik

265 člen

- (1) Kdor komu namenoma povzroči hudo bolečino ali trpljenje, bodisi telesno ali duševno, da si od njega ali tretje osebe pridobi informacijo oziroma priznanje, ga kaznuje za dejanje, ki ga je storil on ali tretja oseba ali je za to dejanje osumljen on ali tretja oseba, da bi ga ustrahoval ali nanj izvajal pritisk ali da bi ustrahoval tretjo osebo ali nanjo izvajal pritisk ali iz katerega drugega razloga, ki temelji na katerikoli obliki kršitve enakopravnosti, se kaznuje z zaporom od enega do desetih let.
- (2) Če bolečino ali trpljenje iz prejšnjega odstavka tega člena povzroči ali prizadene uradna oseba ali kdo drug, ki nastopa z uradnim statusom ali na njeno pobudo ali z njeno izrecno privolitvijo ali molče, se kaznuje z zaporno kaznijo od treh do dvanajstih let.

Zakon o Policiji

30 člen

Policisti so pri opravljanju nalog dolžni ravnati v skladu z ustavo in zakoni ter spoštovati in varovati človekove pravice in temeljne svoboščine. Policisti lahko omejijo človekove pravice in temeljne svoboščine le v primerih, določenih z ustavo in zakoni.

Policija ima svoj kodeks etike.

Policisti so dolžni ob vsakem času preprečevati nezakonita dejanja ter ukrepati in uporabiti z zakonom določena pooblastila, če je zaradi nezakonitega dejanja ali zaradi splošne nevarnosti neposredno ogroženo življenje, osebna varnost ali premoženje ljudi.

Kodeks Policijske Etike

3 člen

Policist zagotavlja varovanje in spoštovanje človekovih pravic in temeljnih svoboščin; pri zakonitem poseganju vanje mora spoštovati človekovo osebnost in njegovo dostojanstvo.

Človekovo osebnost in njegovo dostojanstvo je dolžan varovati tudi s preprečevanjem kakršnega koli nasilja, nečloveškega ravnanja in drugih dejanj, ki so ponižujoča za ljudi.

ENGLISH (Translation)

Constitution of 25 June 1991

Article 18 Prohibition of Torture

No one may be subjected to torture or to inhuman or degrading punishment or treatment. The conducting of medical or other scientific experiments on any person without his free consent is prohibited.

Penal Code of 2008

Article 265 Torture

- (1) Whoever intentionally causes severe pain or suffering to another person, either physical or mental, in order to obtain information or a confession from him or a third person, punish him for an act committed by himself or a third person, or which is suspected as having been committed by him or a third person with a view of intimidating him or putting him under pressure, or to intimidate a third person or put such person under pressure or for whichever reason which is based on any form of violating equality, shall be sentenced to imprisonment for not less than one and not more than ten years.
- (2) If the pain and suffering referred to in the preceding paragraph is caused or committed by an official or any other person who possesses official status or on his initiative or upon his expressed consent or tacitly, he shall be sentenced to imprisonment for not less than three and not more than twelve years.

Police Act of 2006

Article 30

In the performance of their duties, police officers shall be obliged to act in accordance with the constitution and the law and to respect and protect human rights and basic freedoms.

Police officers may limit human rights and basic freedoms only in instances specified by the constitution and the law.

The police shall have their code of ethics.

Police officers shall be obliged to prevent unlawful acts at all times and take measures and exercise their powers defined by the law if an unlawful act or general danger directly threatens human life, personal safety or people's property.

Code of Police Ethics of 1992

Article 3

Officers ensure the protection and respect of human rights and fundamental freedom; when lawfully intervening in them they must respect the human personality and its dignity. The human personality and its dignity must be protected through the prevention of any kind of violence, inhuman treatment or other actions which are humiliating to people.