

Latvia - Sexual Assault (excl. rape)

For a person who commits pederastic or lesbian or other unnatural sexual acts of gratification, if such acts have been committed using violence or threats or by taking advantage of the state of helplessness of a person, the applicable punishment is deprivation of liberty for a term of not less than two years and not exceeding ten years, and probationary supervision for a term not exceeding three years.

Legal Source

Criminal Code, Section 160

Observations

Special circumstances (in the same legal provision):

- For a person who commits the same acts, if commission thereof is on a minor, or is repeated, or by a person who has previously committed rape, or by a group of persons, the applicable punishment is deprivation of liberty for a term of not less than five years and not exceeding fifteen years and with probationary supervision for a term not exceeding three years.
- For a person who commits acts provided for in Paragraph one or two of this Section, if serious consequences are caused thereby, as well as if commission thereof is on an under aged person, the applicable punishment is a life imprisonment or deprivation of liberty for a term of not less than ten years and not exceeding twenty years and probationary supervision for a term not exceeding three years.

Related information:

- For a person who commits an act of sexual connection, or pederastic, lesbian or other unnatural sexual acts of gratification, with a person who has not attained the age of sixteen years and who is in financial or other dependence on the offender, or if such offence has been committed by a person who has attained the age of majority, the applicable punishment is deprivation of liberty for a term not exceeding four years or custodial arrest or community service or a fine not exceeding two hundred times the minimum monthly wage and with or without a probationary supervision for a term not exceeding three years. (Criminal Code, Section 161)
- For a person who commits crime against humanity, that is, for an activity which is performed as a part of vast or systematic offensive to civilians and which has been expressed as homicide, extermination, enslavement, deportation or forced movement, unlawful deprivation or limitation of liberty, torture, rape, involvement of a person into sexual slavery, compelling the engaging in prostitution, forced fertilisation or sterilisation, or sexual violence of similar degree of severity, apartheid, persecution of any group of people or union on the basis of political, racial, national, ethnical, cultural, religious or gender affiliation or other reasons which have been recognised as inadmissible in the international law, in relation to any activity indicated in this Section or genocide, or war crime or other activity provided for in the international law binding upon the Republic of Latvia, which causes serious physical or mental suffering, the applicable punishment is life imprisonment or deprivation of liberty for a term of not less than three and not exceeding twenty years. (Criminal Code, Section 71.2)