

Armenia – national procedures for transfer of sentenced persons
Updated 28/10/2014

The information contained in this table should be updated on a yearly basis.

<p>The Central Authority (name of the institution, address, telephone, fax and e-mail where available) responsible for the transfer of sentenced persons:</p>	<p>Ministry of Justice of the Republic of Armenia Halabyan 41a, 0078, Yerevan, Armenia e-mail: armenuhi.harutyunyan@moj.am tel: 374 10 380 248 tel/fax: 374 10 380 384</p>
<p>If different from the Central Authority, the authority to which the request should be sent (name of the institution, address, telephone, fax and e-mail where available):</p>	<p>N/A</p>
<p>If different from the Central Authority, the Authority/ies in charge of coordinating and/or implementing the physical transfer of the person concerned (name of the institutions, address, telephone, fax and e-mail where available):</p>	<p>Criminal-Executive Department of the Ministry of Justice 0061 Yerevan city, Arshakunyats 63 street, Republic of Armenia Tel: 374 10 44 34 80; 374 10 44 26 58 Fax: 374 10 44 29 04</p>
<p>Channels of communication for the request for the transfer of sentenced persons (directly, through diplomatic channels or other):</p>	<p>Request for the transfer of sentenced persons may be sent directly or through diplomatic channels.</p>
<p>Means of communication (e.g. by</p>	<p>Request for the transfer of sentenced persons may be sent by fax or by e-mail in case of urgency, but should be also sent officially by</p>

post, fax, e-mail ¹):	post. If the request for the transfer of sentenced persons sent by fax or by e-mail the electronic signature is required.

Language requirements:	Armenia has made a declaration to the European Convention on the Transfer of Sentenced Persons, declaring that the requests for the transfer of sentenced persons and supporting documents be accompanied by a translation into the Armenian language or into one of the official languages of the Council of Europe or into Russian language.

Documentation required:	The required documentation is the documentation provided by the Articles 5 and 6 of the European Convention on the Transfer of Sentenced Persons. The Republic of Armenia doesn't require any additional documentation with the transfer request (except special cases when any other information is needed).

Continued enforcement or conversion of the sentence ² :	The RA Legislation does not determine conversion of the sentence, however, the RA CPC Chapter 54 ³ provides the recognition of foreign states' courts' and international courts' verdicts and the legal implications. Armenia conducts the continued enforcement of the sentence in accordance with the Article 10 of the Convention.

General rules on early release:	Conditional release (or early release) is prescribed by the Criminal Code of the Republic of Armenia and Criminal-Executive Code of the Republic of Armenia. According to the Criminal-Executive Code, "Conditional release from the sentence may be applied, or unserved part of
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¹ Please indicate if encryption or electronic signature is required.

² In case the sentence is converted, please specify whether this is done before or after the transfer has taken place.

	<p>the sentence may be replaced with the lesser sentence, if the convict has actually served the minimum term of the sentence defined by the Criminal Code of the Republic of Armenia. Conditional release from the sentence or replacement of unserved part of the sentence with a lesser sentence shall not be applied if the committed crime has entailed infliction of harm to a human health or death, and the convict has not fully compensated the harm inflicted on the victim.”</p> <p>The procedure for considering the issues concerning recommendation for conditional release from the sentence or for replacement of the unserved part of the sentence with a lesser sentence of the person sentenced to certain term or life imprisonment by the institution executing the sentence shall be defined by the Government of the Republic of Armenia, in accordance with Articles 115 and 116 of this Code.</p> <p>The decision of the administration of the institution executing the sentence concerning the motion on conditional release from the sentence of the person, sentenced to certain term or life imprisonment for a medium-gravity, grave or particularly grave crime, or for replacement of unserved part of the sentence with a lesser sentence, shall be approved by the Independent</p> <p>Commission on Conditional Release from the Sentence and for Replacement of the Unserved Part of the Sentence with a Lesser Sentence, the procedure for the formation and activities thereof shall be defined by the decree of the President of the Republic of Armenia. The Commission shall be comprised of representatives of respective government agencies and other representatives of the society.</p>
<p>Scope of application with regard to transfer of mentally disordered persons:</p>	<p>The Republic of Armenia has not sent a declaration addressed to the Secretary General of the Council of Europe to indicate the procedures it will follow in cases of transfer of mentally disordered persons. There was been no such practice so far.</p>
<p>Scope of application with regard to</p>	<p>The transfer of residents or non-citizens are allowed only in</p>

nationals and/or residents:	cases directly provided for by the international treaties.
Other particularly relevant information (such as practice regarding time limits or revocation of consent):	No special procedures or guides. Concerning time limits a sentenced person may be transferred if, at the time of receipt of the request for transfer, the sentenced person still has at least six months of the sentence to serve or if the sentence is indeterminate.

Links to national legislation, national guides on procedure:	No special procedures or guides.
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Link to information about the Convention (according to Article 4) in the official language(s) of the State Party (see also Rec. R (84) 11 of the Committee of Ministers concerning information about ETS ^o 112 and PC-OC INF 12):	Rec. R (84) 11 of the Committee of Ministers concerning information about ETS ^o 112 and PC-OC INF 12 is translated into Armenian and sent to the Criminal Executive Department of the Ministry of Justice in order to inform about it all the sentenced persons.
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For Parties to the Additional Protocol	
Information on the implementation of Article 2 (e.g. interpretation of “by fleeing to”):	Armenia is not a party to the Additional Protocol yet.
Information on the implementation of Article 3 (e.g. interpretation of	N/A

the requirement of a consequential link between the decision on expulsion and the sentence):	
Documentation required:	N/A
Other relevant information:	N/A