

Question 1.a.

Forced marriage or establishing similar communities

Article 132a

(1) Whoever, by force or threat of force or the exploitation of a subordinate or dependent position, forces another person to enter into a forced marriage or establishes a similar community that in accordance with an Act has the same legal consequences as if a marriage had been concluded, shall be sentenced to imprisonment for up to three years.

(2) Whoever commits an act referred to in the preceding paragraph against a minor or an infirm person shall be sentenced to imprisonment for up to five years.

Sexual assault on a person younger than fifteen years of age

Article 173

(1) Whoever has sexual intercourse or performs any other sexual act with a person of the same or opposite sex under the age of fifteen years shall be sentenced to imprisonment for between three and eight years.

(2) Whoever commits an act referred to in the preceding paragraph against a vulnerable person under the age of fifteen or by threatening him or her with a direct attack on life or body, or, by acting in such manner, commits the aforementioned act against another person, shall be sentenced to imprisonment for between five and fifteen years.

(3) A teacher, educator, guardian, adoptive parent, parent, clergyman, doctor or any other person who through the abuse of his or her position has sexual intercourse or performs any other sexual act with a person under the age of fifteen that has been entrusted to him or her for teaching, education, medical treatment, protection or care shall be sentenced to imprisonment for between three and ten years.

(4) Whoever in the circumstances referred to in paragraphs one, two or three of this Article violates the sexual integrity of a person under the age of fifteen years shall be sentenced to imprisonment for up to five years.

(5) The act referred to in paragraph one of this Article shall not be unlawful if it is committed with a person of comparable age and if it is appropriate to that person's mental and physical maturity.

Violation of sexual Integrity through abuse of authority

Article 174

(1) Whoever, by abusing his or her authority, induces his or her subordinate of the same or different sex who depends on him or her to have sexual intercourse with him or her or to perform or submit to any other sexual act, shall be sentenced to imprisonment for up to five years.

(2) A teacher, educator, guardian, adoptive parent, parent or any other person who through the abuse of his or her position has sexual intercourse or performs any other sexual act with a person above the age of fifteen whom he or she is entrusted to teach, educate, protect or care for, shall be sentenced to imprisonment for between one and eight years.