

International Convention for the Suppression of Acts of Nuclear Terrorism

(Article 2)

1. Applicable implementing legislation in the Republic of Slovenia:

Criminal Code – KZ-1 (Official Gazette of the Republic of Slovenia [Uradni list RS], No. 50/12 – Official consolidated version, 6/16 – rev., 54/15, 38/16, 27/17, 23/20 in 91/20)

Article 108 - Terrorism

(1) Whoever with the intention to destroy or severely jeopardise the constitutional, social, or political foundations of the Republic of Slovenia or another country or international organisation, to arouse fright among the population or to force the Government of the Republic of Slovenia or another country or international organisation to perform or stop performing something, to perform or threaten to perform one or more of the following actions:

- assault on life or body or human rights and freedoms,
- taking hostages,
- considerable destruction of state or public buildings or representations of foreign states, transport system, infrastructure, public place or private property.
- undue interference with the information system which means serious obstruction or interruption of its operation by entering, downloading, damaging, deleting or modifying data or by preventing or disabling access to data and which causes serious damage or has been done by using a computer program, passwords or access codes designed or adapted for the purpose of committing an offence, or unjustified interference with the critical infrastructure information system which constitutes serious obstruction or interruption of its operation by entering, transmitting, damaging, deleting or modifying data or preventing or disabling access to data;
- undue deletion, damage or modification of data in the critical infrastructure information system, or the prevention or denial of access to such data;
- the acquisition or takeover of control of a secured platform in the continental shelf with the use of force or a threat or any other form of intimidation, or violent behaviour towards a person on the platform, if such behaviour poses a threat to this person's safety, or the destruction of the secured platform in the continental shelf or causing any damage to it that may endanger safety on the platform, or the installation of a device in order to destroy the secured platform or endanger safety on it, or injuring or causing death to a person in connection with any of the aforementioned acts,
- hijacking of an aircraft, ship, means of freight transport or means of public transport,
- production, possession, acquisition, transport, supply or use of weapons, explosives, nuclear, biological or chemical weapons,
- research and development of nuclear, biological or chemical weapons,
- endangering security by releasing hazardous substances or causing fires, floods or explosions,
- disturbance or termination of supply with water, electrical energy or other basic natural resources, which could endanger human life,

shall be sentenced to imprisonment between three and fifteen years.

- (2) Whoever wants to achieve the purpose referred to in the preceding paragraph by using or threatening to use nuclear or other radioactive substance or device, by damaging a nuclear facility by releasing radioactive substance or enabling its release, or who by threatening or using force demands nuclear or other radioactive substance, device or facility shall be sentenced to imprisonment of up to fifteen years.
- (3) Whoever prepares or helps to prepare criminal offences referred to in the preceding paragraphs by illegally obtaining or making available the required means to commit these criminal offences or by blackmailing prepares someone else to participate in these criminal offences, or whoever falsifies official or public documents required to commit these criminal offences or uses such documents shall be sentenced to imprisonment between one and eight years.
- (4) If the act under paragraphs one or two results in death of one or more persons, the perpetrator shall be sentenced to imprisonment between eight and fifteen years.
- (5) If the perpetrator in committing offences under paragraphs one or two of this Article intentionally takes the life of one or more persons, he shall be sentenced to imprisonment of at least fifteen years.
- (6) If the act under paragraphs one or two of this Article was committed by a criminal organisation or group, which has the intention to commit criminal offences (hereinafter, terrorist organisation or group) specified in these paragraphs, the perpetrator shall be sentenced to imprisonment between eight and fifteen years.
- (7) Whoever participates in a terrorist organisation or group, which has the intention to commit criminal offences under paragraphs one, two, four or five of this Article, shall be sentenced to imprisonment of no more than eight years.
- (8) Any person who establishes or leads the organisation referred to in the preceding paragraph shall be sentenced with imprisonment of at least fifteen years.

Article 34 – Attempt

(1) Anyone who intentionally initiates a criminal offence but does not carry it out shall be punished for a criminal attempt, provided that such a criminal offence is punishable by a three-year prison sentence or more severely under an Act; other criminal attempts shall be punishable only when so determined by an Act.

(2) A perpetrator who attempts to commit a criminal offence shall be sentenced within the limits envisaged for such a criminal offence or may be punished more leniently.

2. Correlation table

International Convention for the Suppression of Acts of Nuclear Terrorism	Criminal Code – KZ-1 (Official Gazette of the Republic of Slovenia [Uradni list RS], No. 50/12 – Official consolidated version, 6/16 – rev., 54/15, 38/16, 27/17, 23/20 in 91/20)
Article 2	
1. Any person commits an offence within the meaning of this Convention if that person unlawfully and intentionally:	

<p>(a) Possesses radioactive material or makes or possesses a device:</p> <p>(i) With the intent to cause death or serious bodily injury; or</p> <p>(ii) With the intent to cause substantial damage to property or to the environment;</p> <p>(b) Uses in any way radioactive material or a device, or uses or damages a nuclear facility in a manner which releases or risks the release of radioactive material:</p> <p>(i) With the intent to cause death or serious bodily injury; or</p> <p>(ii) With the intent to cause substantial damage to property or to the environment; or</p> <p>(iii) With the intent to compel a natural or legal person, an international organization or a State to do or refrain from doing an act.</p>	<p>Article 108, paragraph 1, indent 1 /Article 108, paragraph 1, indent 8</p> <p>Article 108, paragraph 1, indent 3 /Article 108, paragraph 1, indent 8</p> <p>Article 108, paragraph 1, indent 1 /Article 108 paragraph 2</p> <p>Article 108, paragraph 1, indent 3 /Article 108 paragraph 2</p> <p>Article 108, paragraph 1</p>
<p>2. Any person also commits an offence if that person:</p> <p>(a) Threatens, under circumstances which indicate the credibility of the threat, to commit an offence as set forth in paragraph 1 (b) of the present article; or</p> <p>(b) Demands unlawfully and intentionally radioactive material, a device or a nuclear facility by threat, under circumstances which indicate the credibility of the threat, or by use of force.</p>	<p>Article 108 paragraph 1</p> <p>Article 108 paragraph 2</p>
<p>3. Any person also commits an offence if that person attempts to commit an offence as set forth in paragraph 1 of the present article.</p>	<p>Article 34</p>
<p>4. Any person also commits an offence if that person:</p> <p>(a) Participates as an accomplice in an offence as set forth in paragraph 1, 2 or 3 of the present article; or</p> <p>(b) Organizes or directs others to commit an offence as set forth in paragraph 1, 2 or 3 of the present article; or</p>	<p>Article 108 paragraph 3</p> <p>Article 108 paragraph 3</p>

(c) In any other way contributes to the commission of one or more offences as set forth in paragraph 1, 2 or 3 of the present article by a group of persons acting with a common purpose; such contribution shall be intentional and either be made with the aim of furthering the general criminal activity or purpose of the group or be made in the knowledge of the intention of the group to commit the offence or offences concerned.

[Article 108 paragraph 7](#)