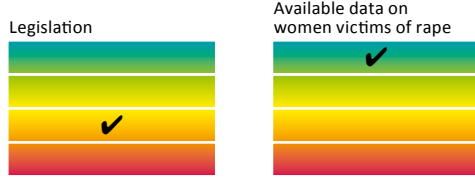


NATIONAL ANALYSIS

Slovenia



Expert

Katja Zabukovec Kerin

Legislation

Criminal Code of the Republic of Slovenia, Chapter 19

CRIMINAL OFFENCES AGAINST SEXUAL INTEGRITY

Rape

Article 170

(1) Whoever compels a person of the same or opposite sex to submit to sexual intercourse with him by force or threat of imminent attack on life or limb shall be sentenced to imprisonment for not less than one and not more than ten years.

(2) If the offence under the preceding paragraph has been committed in a cruel or extremely humiliating manner or successively by several perpetrators or against offenders serving a sentence or other persons whose personal freedom was taken away, the perpetrator(s) shall be sentenced to imprisonment for not less than three and not more than 15 years.

(3) Whoever compels a person of the same or opposite sex to submit to sexual intercourse by threatening him/her with a significant loss of his/her property or relatives' property or with the disclosure of any matter concerning him/her or his/her relatives which is capable of damaging his/her or his/her relatives' honour and reputation shall be sentenced to imprisonment for not less than six months and not more than five years.

(4) If offences under paragraphs 1 or 3 of this Article have been committed against a spouse or an extramarital partner or partner of a registered same-sex civil partnership, the prosecution shall be initiated upon a complaint.

Minors are included in another criminal act and are well covered.

Additional comments

A lot of cases of rape are qualified as sexual violence, because of the lower minimum sentence. It is almost impossible to prosecute marital rape without the victim's cooperation. Victims constantly complain about the court proceedings, they are still asked about their sexual preferences, sexual history, possible abortions, drug and alcohol use.



66

Available data on women victims of rape

Data on rape is available from the police statistics, published semi-annually.

The latest police report states that they investigated 33 cases of rape in 2011 and 32 cases in 2012. They also investigated 25 cases of sexual violence in 2011 and 23 cases in 2012. The data on victims and perpetrators is available upon special request, but is not published.

Victims of rape:

Number of investigated cases

	2011	2012
Male	2	2
Female	39	44
Sum	41	46

Offenders:

Number of investigated cases

	2011	2012
Male	38	46
Female	1	0
Sum	39	46

It is obvious that only a very small proportion of rapes are ever reported. In our opinion it is because there isn't much public debate about the topic and women tend to report other forms of violence much more often.

Useful Contacts

Association for Nonviolent Communication,
Miklošičeva 38, 1000 Ljubljana, Slovenia,
Phone: +386 1 4344822, www.drustvo-dnk.si,
E-mail: info@drustvo-dnk.si

AND

Association SOS Help Line for Women and Children
– Victims of Violence,
P.O.Box 2726, 1001 Ljubljana,
SOS Help Line 080 1155, E-mail drustvo-sos@drustvo-sos.si,
www.drustvo-sos.si

