

## ICELAND: 2003 AMENDMENTS TO THE GENERAL PENAL CODE

Act No. 125/2003

*Adopted: 16 December 2003*

*Entry into force: 30 December 2003*

### **1. New wording of Section 109 on active bribery, as amended by Article 2 of the law 125/2003**

“**Art. 109** Anyone who presents, promises or offers a civil servant a gift or other gain to which he/she is not entitled for the benefit of himself/herself or others for the purpose of inducing him/her to do or fail to do something linked to his/her official duties shall be subject to imprisonment for up to 3 years or fines in case of mitigating circumstances.

The same penalty shall apply to anyone directing such a message to a foreign official, an employee of an international establishment, a person sitting at the assembly of such an organization or an official Legislative Assembly in a foreign State, a Judge on the panel of an International Court or an employee of such a Court for the purpose of inducing him/her to do or omit something connected with his/her official duties.

The same penalty shall furthermore apply to anyone directing such a message at a person maintaining or ascertaining that he/she may exert abnormal influence on the decision of the person dealt with in para. 1 and 2 of the present Article for the purpose of getting him/her to exert this influence.

The same penalty shall furthermore apply to a person who maintains or ascertains that he/she can exert abnormal influence on the decision of a person dealt with in para. 1 and 2 of the present Article and who demands, accepts or has promised for himself/herself or others gifts or other gain to which he/she is not entitled irrespective of whether the influence is exerted or whether this lead to the goal aimed at.

### **2. New wording of Section 128 on passive bribery, as amended by Article 3 of the law 125/2003**

“**Art. 128** In case a civil servant demands, accepts or has promised to himself or others gifts or other gain to which he/she is not entitled in connection with the performance of his/her work he/she shall be subject to imprisonment for up to 6 years, or fines in case of mitigating circumstances.

The same penalty shall apply to a foreign civil servant, an employee of an international establishment, a person sitting at an assembly of such an organization or at an official Legislative Assembly in a foreign State, a Judge on the bench of an International Court of Law or an employee at such a Court who demands, accepts or has promised for himself/herself or others gifts or other gain to which he/she is not entitled in connection with the execution of his/her work.