

# Criminalisation of Same-Sex Sexual Activities

## A Country by Country Study

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## Afghanistan



Same-Sex Sexual Activities  
Criminalised?

Criminalised under the Sharia (Islamic Law).  
Death penalty usually by throwing  
perpetrator off a high building.

UN Treaty Agreements:

Ratified CAT in 1987, Not a Signatory to ICCPR

EU Treaty Agreements:

Bonn Agreement has a human rights clause  
(See: [EU Website](#))

Sources & Further Comments:

<http://www.iglhrc.org>

## Algeria



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Articles 333, 338, 388 of  
the Penal Code (1966). Penalty of  
imprisonment of up to 3 years and a fine of  
up to 10000 dinars.

UN Treaty Agreements:

Ratified CAT in 1989, Acceded ICCPR in 1989

EU Treaty Agreements:

Euromed, European Neighbourhood

Sources & Further Comments:

<http://www.sodomolaws.org>

## Angola



Same-Sex Sexual Activities  
Criminalised?

Said to be criminalised. It is unclear under  
which articles. Reports estimate same-sex  
sexual activities considered an offence  
against public morality.

UN Treaty Agreements:

Ratified CAT in 1989, Acceded ICCPR in 1992

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## The Bahamas



Same-Sex Sexual Activities  
Criminalised?

Discriminatory criminalisation for public same-sex sexual activity under Article 16 (2) b of the 1991 Sexual Offences and Domestic Violence Act. Penalty of imprisonment lasting up to 20 years

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.sodomylaws.org>

## Bahrain



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Article 347 of the 1956 penal code. Penalty of imprisonment of up to 10 years.

UN Treaty Agreements:

Acceded to CAT in 1998, Not a Signatory ICCPR

EU Treaty Agreements:

EC-GCC Cooperation Agreement

Sources & Further Comments:

<http://www.sodomylaws.org>

## Bangladesh



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Article 377 of the penal code. Penalty of up to life imprisonment

UN Treaty Agreements:

Acceded to CAT in 1998, Not a Signatory ICCPR

EU Treaty Agreements:

EC-Bangladesh Cooperation Agreement has a human rights clause. (See Article 1 of EC Bangladesh Cooperation Agreement)

Sources & Further Comments:

<http://www.sodomylaws.org>

## Barbados



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Article 9 of the Sexual Offences Act. Penalty of life imprisonment

UN Treaty Agreements:

Not a Signatory CAT, Acceded ICCPR in 1973

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.avert.org>

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## Benin



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Article 88 of the 1996 Penal Code. Punishable by a fine of up to 500.000 FR, and imprisonment of up to 3 years.

UN Treaty Agreements:

Acceded CAT in 1992, Acceded ICCPR in 1992

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.ilga.info>

## Bhutan



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Article 377 of the Penal Code. Prosecution takes place only when the act isn't concealed to the private realm.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

In the midst of negotiations with the EU

Sources & Further Comments:

<http://www.ilga.info>

## Botswana



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Sections 164 through 167 of Botswana Penal Code Cap. 08:01. Punishable with imprisonment of up to 7 years. An attempt in 2003 to decriminalise same-sex Sexual Activities failed in the High Court (see Kanane Case).

UN Treaty Agreements:

Ratified CAT in 2000, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Brunei



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Sections 292, 294, 377 of the penal code. Punishable by a fine of up to 30.000 Brunei dollars, and imprisonment of up to 10 years.

UN Treaty Agreements:

Not a Signatory to CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ASEM, EC-ASEAN Partnership

Sources & Further Comments:

<http://www.iglhrc.org>

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## Burma/Myanmar



Same-Sex Sexual Activities  
Criminalised?

Criminalised by the Penal Code of 1882-88 under Article 377. Punishable by a fine, imprisonment of up to 10 years, or transportation for life.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

None

Sources & Further Comments:

<http://www.sodomylaws.org>

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## Cameroon



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Section 347. Punishable with a fine of 200.000 CFA and up to 5 years imprisonment.

UN Treaty Agreements:

Acceded CAT in 1986, Acceded ICCPR in 1984

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.ilga.info>

## Cape Verde



Same-Sex Sexual Activities  
Criminalised?

Criminalised under Sections 390-391, 405-406. Punishable with bail, surety for good behaviour or freedom under supervision with 100% augmented bail for a second offence. Repeat offers can face imprisonment.

UN Treaty Agreements:

Acceded CAT in 1992, Acceded ICCPR in 2000

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.iglhrc.org/>

## Congo (Kinshasa)



Same-Sex Sexual Activities  
Criminalised?

Unconfirmed Criminalisation under Articles 168, 169, 170 and 172 of the Penal Code, Articles relate to crimes against the family, reports say that the applicability extends to same-sex sexual activities. Punishable with prison sentence of up to 5 years.

UN Treaty Agreements:

Acceded CAT in 1996, Acceded ICCPR in 1976

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.ilga.info>

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## Dominica



Same-Sex Sexual Activities  
Criminalised?

Criminalised Under Article 59 of the penal code. Punishable with imprisonment of up to 10 years or mental rehabilitation.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

None

Sources & Further Comments:

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## Dominican Republic



Same-Sex Sexual Activities  
Criminalised?

Not Criminalised, however, some prosecutions under public morality clause Article 330 of Dominican penal code. Punishable with imprisonment of up to 2 years.

UN Treaty Agreements:

Signed CAT in 1985, Acceded ICCPR in 1978

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.ilga.info>

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## Egypt



Same-Sex Relationships Criminalised?

Not criminalised. However, Egyptian authorities have used existing laws on "obscenity," "public morality," "debauchery," and "prostitution" to target gay people. Imprisonment in these circumstances can last up to 3 years.

UN Treaty Agreements:

Acceded CAT in 1986, Not a Signatory ICCPR

EU Treaty Agreements:

Euromed, European Neighbourhood

Sources & Further Comments:

<http://www.sodomylaws.org/>

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## Eritrea



Same-Sex Relationships Criminalised?

Possibly Criminalised under No. 158/1957 Book V Title IV Section 11. Contradictory reports concerning applicability and enforcement.

UN Treaty Agreements:

Not a Signatory to CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.iglhrc.org/>

## Ethiopia



Same-Sex Relationships Criminalised?

Criminalised under Sections 600 and 601. Punishable with imprisonment of up to 10 years.

UN Treaty Agreements:

Acceded CAT in 1994, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

## Fiji



Same-Sex Relationships Criminalised?

Criminalised under Paragraphs 168-170 of the Penal Code (Cap 16). Attempted sexual activities punishable with 7 years imprisonment. Actual sexual activities punishable with 14 years imprisonment.

UN Treaty Agreements:

Not a Signatory to CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.sodomylaws.org>

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## Gambia



Same-Sex Relationships Criminalised?

Criminalised under Article 144 of the 1965 Criminal Code. Punishable as a felony with imprisonment of up to 14 years.

UN Treaty Agreements:

Signed CAT in 1985, Acceded ICCPR in 1988

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Grenada



Same-Sex Relationships Criminalised?

Perhaps criminalised for male-male sexual activities.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.ilga.info>

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## Guinea



Same-Sex Relationships Criminalised?

Criminalised under Articles 325-327 of the penal code. Punishable with a fine of up to 1.000.000 Guinean Francs, and imprisonment of minimum 6 months and maximum to 3 years.

UN Treaty Agreements:

Ratified CAT in 1989, Ratified ICCPR in 1993

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Guyana



Same-Sex Relationships Criminalised?

Articles 351-353 of Criminal Law Offenses Act. Punishable with imprisonment for life.

UN Treaty Agreements:

Ratified CAT in 1988, Acceded ICCPR in 1993

EU Treaty Agreements:

ACP

Uncertain whether applicable only to male-male sexual activities.

Sources & Further Comments:

<http://www.iglhrc.org>

## India



Same-Sex Relationships Criminalised?

Criminalised under Articles 377 and 294 of the Penal Code. Punishable with imprisonment of up to 10 years and fines.

UN Treaty Agreements:

Signed the CAT in 1997, Not a Signatory ICCPR

EU Treaty Agreements:

EC-India Cooperation Agreement has a human rights clause. See Article 1 of EC-India Cooperation Agreement.

Sources & Further Comments:

In 1998 and 2004, the organization AIDS Bedbhav Virodhi Andolan and later the Naz Foundation unsuccessfully challenged the constitutionality of the clauses in the High Courts.

<http://www.sodomylaws.org>

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## Iran



Same-Sex Relationships Criminalised?

Criminalised under Chapter 1, Article 110 and Articles 139 through 164 of the 1991 penal code. Punishable by death for sexual contact, other intimate contacts punishable with 100 lashes. Repeat offences lead to more lashes or death.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

Negotiating a Trade & Cooperation Agreement

Sources & Further Comments:

<http://www.ilga.info>,  
<http://www.sodomylaws.org>

## Jamaica



Same-Sex Relationships Criminalised?

Criminalised under Sections 76-79 of the Offences Against the Person Act. Punishment is imprisonment for up to 10 years and hard labour. Provisions for similar punishment for attempted same-sex sexual activities.

UN Treaty Agreements:

Not a Signatory to CAT, Renounced ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.sodomylaws.org>

## Kenya



Same-Sex Relationships Criminalised?

Criminalised under Article 162 through 165 of the Penal Code. Punishment is imprisonment of minimum 5 years to a maximum 14 years.

UN Treaty Agreements:

Acceded CAT in 1997, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Kiribati



Same-Sex Relationships Criminalised?	Criminalised under Article 153. Punishable as a felony with imprisonment of up to 14 years.
UN Treaty Agreements:	Not a Signatory CAT, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a>

## Kuwait



Same-Sex Relationships Criminalised?	Criminalised under Article 193 of the Penal Code. Punishment is imprisonment of up to 7 years.
UN Treaty Agreements:	Acceded to CAT in 1996, Not a Signatory ICCPR
EU Treaty Agreements:	EC-GCC Cooperation Agreement
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a>

## Laos



Same-Sex Relationships Criminalised?	Criminalised. It is unclear which articles are used to arrest those practicing same-sex sexual activities. Reports suggest there is an improvement in the situation.
UN Treaty Agreements:	Not a Signatory CAT, Not a Signatory ICCPR
EU Treaty Agreements:	EC-ASEAN Partnership, EC Cooperation Agreement has a human rights clause. (See Article 1 of EC-Laos Cooperation Agreement)
Sources & Further Comments:	<a href="http://www.ilga.info">http://www.ilga.info</a>

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## Lebanon



Same-Sex Relationships Criminalised?

Article 534 of the Penal Code. Punishable with up to one-year imprisonment.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

Euromed, European Neighbourhood

Sources & Further Comments:

<http://legal.20m.com/>

## Libya



Same-Sex Relationships Criminalised?

Criminalised under Sections 407(4) of the 1973 Penal Code, further criminalised within the military with Section 114 of the Military Code of 1974. Punishment is imprisonment of both practicing individuals for up to 5 years.

UN Treaty Agreements:

Acceded to CAT in 1989, Acceded ICCPR in 1989

EU Treaty Agreements:

European Neighbourhood

Sources & Further Comments:

<http://www.mask.org.za>

## Malawi



Same-Sex Relationships Criminalised?

Criminalised under Sections 153 and 156 (public decency) of the Penal Code. Punishable with imprisonment of up to 14 years with or without corporal punishment.

UN Treaty Agreements:

Acceded CAT in 1996, Acceded ICCPR in 1996

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Malaysia



Same-Sex Relationships Criminalised?

Criminalised under Articles 377A and 377B of the Penal Code. Punishable with imprisonment of up to 20 years, with additional provisions allowing whipping.

UN Treaty Agreements:

Not a Signatory to CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ASEM/ EC-ASEAN Partnership

Sources & Further Comments:

<http://www.sodomylaws.org>

## Maldives



Same-Sex Relationships Criminalised?

Criminalised under Section 377 of the Maldivian Penal Code. Criminalised for male-male sexual activities.

UN Treaty Agreements:

Acceded to CAT in 2004, Not a Signatory ICCPR

EU Treaty Agreements:

None

Sources & Further Comments:

<http://www.sodomylaws.org>

## Mauritania



Same-Sex Relationships Criminalised?

Criminalised under Article 60 of the Mauritanian Constitution and Sharia Law. Punishable with the death penalty.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

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## Morocco



Same-Sex Relationships Criminalised?

Criminalised under Section 489 of the 1962 Penal Code. Punishable with imprisonment of minimum 6 months and maximum 3 years. Punishable with a fine ranging from 120 to 1000 Dirhams.

UN Treaty Agreements:

Ratified CAT in 1993, Not a Signatory ICCPR

EU Treaty Agreements:

Euromed, European Neighbourhood

Sources & Further Comments:

<http://www.mask.org.za>

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## Mozambique



Same-Sex Relationships Criminalised?

Criminalised under Sections 70 and 71 of the Penal Code. Punishable with imprisonment lasting up to 3 years in a "re-education institution" where hard labour is used to alter the prisoners' "aberrant behaviour"

UN Treaty Agreements:

Acceded to CAT in 1999, Not a signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Namibia



Same-Sex Relationships Criminalised?

Criminalised under the Common Law as "an unnatural sex crime." Last case was tried in the late 80's (IOC).

UN Treaty Agreements:

Acceded CAT in 1994, Acceded ICCPR in 1994

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Nauru



Same-Sex Relationships Criminalised?

Criminalised

UN Treaty Agreements:

Signed CAT in 2001, Signed ICCPR in 2001

EU Treaty Agreements:

ACP

Sources & Further Comments:

No further information available from NGOs

## Nepal



Same-Sex Relationships Criminalised?

Criminalised under the Country Code -1963, Chapter 16, Part 4. Punishable with life imprisonment

UN Treaty Agreements:

Acceded to CAT in 1991, Acceded ICCPR in 1991

EU Treaty Agreements:

EC-Nepal Framework Cooperation Agreement has no human rights clauses.

Sources & Further Comments:

<http://www.iglhrc.org>,  
<http://www.sodomylaws.org>

## Nicaragua



Same-Sex Relationships Criminalised?

Criminalised under Article 204 of the 1992 Penal Code. Punishable with imprisonment for up to 3 years.

UN Treaty Agreements:

Signed CAT in 1985, Acceded ICCPR in 1989

EU Treaty Agreements:

EEC-Central America Framework Agreement

Sources & Further Comments:

Attempts to overturn the law have failed in High Courts (Sentencia No. 18, 3/7/94).

<http://www.iglhrc.org>,  
<http://www.ilga.info>

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## Niger



Same-Sex Relationships Criminalised?	Criminalised under Articles 275 through 277, and Article 282 of the 1993 Penal Code. Punishable with imprisonment of minimum 3 months and maximum 3 years. With a fine of minimum 10.000 francs to maximum 100.000 francs.
UN Treaty Agreements:	Acceded CAT in 1998, Acceded ICCPR in 1986
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.mask.org.za">http://www.mask.org.za</a>

## Nigeria



Same-Sex Relationships Criminalised?	Criminalised under Articles 214 and 217 of the Penal Code. Punishable as a felony with imprisonment lasting up to 14 years. Recent application of Sharia laws has increased the penalty to death by stoning.
UN Treaty Agreements:	Ratified CAT in 2001, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.mask.org.za">http://www.mask.org.za</a>

## Oman



Same-Sex Relationships Criminalised?	Criminalised under Section 32 of the Penal Code. Applies to all same-sex sexual activities. Punishable with imprisonment of minimum 6 months maximum 3 years.
UN Treaty Agreements:	Not a Signatory to CAT, Not a Signatory ICCPR
EU Treaty Agreements:	EC-GCC Cooperation Agreement
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a> , <a href="http://www.ilga.info">http://www.ilga.info</a>



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## Pakistan



Same-Sex Relationships Criminalised?	Criminalised under Article 377 of Penal Code and Sharia Laws. Punishable with death by stoning or 100 lashes.
UN Treaty Agreements:	Acceded to CAT in 1990, Not a Signatory ICCPR
EU Treaty Agreements:	EC-Pakistan Cooperation Agreement has a human rights clause. (See <a href="#">EU Website</a> )
Sources & Further Comments:	<a href="http://www.sodomylaws.org">http://www.sodomylaws.org</a>

## Palau



Same-Sex Relationships Criminalised?	Criminalised under Article 2803 of the Penal. Punishment is imprisonment for a term lasting no longer than 10 years.
UN Treaty Agreements:	Not a Signatory to CAT, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	

## Papua New Guinea



Same-Sex Relationships Criminalised?	Male-Male sexual activities criminalised under Article 210. Punishable with imprisonment of up to 14 years. Age of consent for female-female sexual activities set at 16, whereas 14 for heterosexual sexual activities.
UN Treaty Agreements:	Ratified CAT in 1986, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.sodomylaws.org">http://www.sodomylaws.org</a> , <a href="http://www.ilga.info">http://www.ilga.info</a>

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## Qatar



Same-Sex Relationships Criminalised?	Criminalised under Article 201 of the 1971 Penal Code. Punishable with up to 5-year imprisonment.
UN Treaty Agreements:	Acceded CAT in 2000, Not a Signatory ICCPR
EU Treaty Agreements:	EC-GCC Cooperation Agreement
Sources & Further Comments:	<a href="http://www.sodomylaws.org">http://www.sodomylaws.org</a>

## Saint Lucia



Same-Sex Relationships Criminalised?	Criminalised under Article 241. Punishable by imprisonment of up to 10 years.
UN Treaty Agreements:	Not a Signatory CAT, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.sodomylaws.org">http://www.sodomylaws.org</a>

## Saint Vincent and the Grenadines



Same-Sex Relationships Criminalised?	Criminalised under Articles 288 through 291. Punishable with imprisonment of up to 10 years. If sexual activity perpetrated in privacy, punishable with imprisonment of up to 3 years. If "buggery" is involved, punishable with life imprisonment.
UN Treaty Agreements:	Acceded CAT in 2001, Acceded ICCPR in 1981
EU Treaty Agreements:	ACP
Sources & Further Comments:	

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## Samoa



Same-Sex Relationships Criminalised?	Criminalised under Article 58E. Punishable with imprisonment of up to 7 years.
UN Treaty Agreements:	Not a Signatory CAT, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	

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## Saudi Arabia



Same-Sex Relationships Criminalised?	Criminalised under the Sharia. Punishable by death (by beheading) or up to 200 lashes.
UN Treaty Agreements:	Acceded to CAT in 1997
EU Treaty Agreements:	EC-GCC Cooperation Agreement
Sources & Further Comments:	<a href="http://www.sodomylaws.org">http://www.sodomylaws.org</a> , <a href="http://www.iglhrc.org">http://www.iglhrc.org</a>

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## Senegal



Same-Sex Relationships Criminalised?	Criminalised under Article 319 paragraph 3 of the Senegal Penal Code, in the edition of the law of n° 66-16 of 12 February 1966. Punishable with imprisonment of up to 7 years.
UN Treaty Agreements:	Ratified CAT in 1986, Ratified ICCPR in 1978
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.mask.org.za">http://www.mask.org.za</a>

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## Seychelles



Same-Sex Relationships Criminalised?	Criminalised Under Articles 151 through 154
UN Treaty Agreements:	Acceded CAT in 1992, Acceded ICCPR in 1992
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a> , <a href="http://www.ilga.info">http://www.ilga.info</a>

## Sierra Leone



Same-Sex Relationships Criminalised?	Criminalised. No further specific information immediately available.
UN Treaty Agreements:	Ratified CAT in 2001, Acceded ICCPR in 1996
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a>

## Singapore



Same-Sex Relationships Criminalised?	Criminalised under Section 377 and 377a of the penal code. Punishable with up to life imprisonment, fines, or lighter imprisonment sentence of up to 2 or 10 years.
UN Treaty Agreements:	Not a Signatory CAT, Not a Signatory ICCPR
EU Treaty Agreements:	ASEM/EC-ASEAN Partnership
Sources & Further Comments:	<a href="http://www.sodomylaws.org">http://www.sodomylaws.org</a>

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## Solomon Islands



Same-Sex Relationships Criminalised?

Criminalised under Sections 153 through 155 of the Penal Code. Punishable with imprisonment of up to 14 years.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

Amended in 1989 in order render applicable to both gays and lesbians.

<http://www.sodomylaws.org>

## Somalia



Same-Sex Relationships Criminalised?

Criminalised under Articles 409 and 410 of the Somali Penal Code. Punishable with imprisonment of up to 3 years, whereas an act of lust is punishable with imprisonment of up to 2 years.

UN Treaty Agreements:

Acceded CAT in 1990, Acceded ICCPR in 1990

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

## Sri Lanka



Same-Sex Relationships Criminalised?

Criminalised under Section 365A. Punishable with imprisonment of up to 12 years.

UN Treaty Agreements:

Acceded CAT in 1994, Acceded ICCPR in 1997

EU Treaty Agreements:

The Commercial Co-operation Agreement has a human rights clause. (See: [EU Website](#))

Sources & Further Comments:

<http://www.sodomylaws.org>

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## Sudan, The



Same-Sex Relationships Criminalised?

Criminalised under the Sharia Laws, Article 316. Punishable with 100 lashes for bachelor males, whereas death penalty for married men.

UN Treaty Agreements:

Signed CAT in 1986, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.sodomylaws.org>

## Swaziland



Same-Sex Relationships Criminalised?

Criminalised under the Common Law. Punishable with imprisonment or a fine.

UN Treaty Agreements:

Acceded CAT in 2004, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

## Syria



Same-Sex Relationships Criminalised?

Criminalised under Article 520. Punishably with imprisonment of up to 3 years.

UN Treaty Agreements:

Acceded to CAT in 2004, Not a Signatory ICCPR

EU Treaty Agreements:

Euromed, European Neighbourhood

Sources & Further Comments:

<http://www.iglhrc.org>

## Tanzania



Same-Sex Relationships Criminalised?

Criminalised under Article 154 of the Penal Code. Punishable with imprisonment of minimum 30 years and a maximum of life imprisonment.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

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## Togo



Same-Sex Relationships Criminalised?	Criminalised (penal code reference unknown). Same-sex sexual acts are illegal and are prosecuted as rape or assault. Punishable with fines and imprisonment of up to 3 years.
UN Treaty Agreements:	Ratified CAT in 1987, Acceded ICCPR in 1988
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.mask.org.za">http://www.mask.org.za</a>

## Tonga



Same-Sex Relationships Criminalised?	Criminalised under Articles 136, 138 and 139 of the Penal Code. Punishable with imprisonment of up to 10 years.
UN Treaty Agreements:	Not a Signatory CAT, Not a Signatory ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a>

## Trinidad and Tobago



Same-Sex Relationships Criminalised?	Criminalised under Sexual Offences Act of 1986 Sec. 13 & 16; Immigration Act Art. 8 (18/1). Punishable with imprisonment of up to 20 years.
UN Treaty Agreements:	Not a Signatory to CAT, Renounced ICCPR
EU Treaty Agreements:	ACP
Sources & Further Comments:	<a href="http://www.iglhrc.org">http://www.iglhrc.org</a>

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## Tunisia



Same-Sex Relationships Criminalised? Criminalised under Section 230 of the 1913 Penal Code (revised 1964). Punishable with imprisonment of up to 3 years.

UN Treaty Agreements: Ratified CAT in 1988, Not a Signatory ICCPR

EU Treaty Agreements: Euromed, European Neighbourhood

Sources & Further Comments: <http://www.mask.org.za>

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## Turkmenistan



Same-Sex Relationships Criminalised? Criminalised under Article 126.1. Situation is rendered slightly unclear due to the 1995 penal code reforms.

UN Treaty Agreements: Acceded CAT in 1999, Acceded ICCPR in 1997

EU Treaty Agreements: Tacis

Sources & Further Comments: <http://www.ilga.info>,  
<http://www.iglhrc.org>

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## Tuvalu



Same-Sex Relationships Criminalised? Criminalised under Section 153 and 154. Punishable with imprisonment of minimum 5 years and maximum 15 years.

UN Treaty Agreements: Not a Signatory to CAT, Not a Signatory to ICCPR

EU Treaty Agreements: ACP

Sources & Further Comments: <http://www.iglhrc.org>,  
<http://www.ilga.info>

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## Uganda



Same-Sex Relationships Criminalised?

Criminalised under Article 140 of the Penal Code. Punishment is imprisonment of up to 3 years.

UN Treaty Agreements:

Acceded CAT in 1986, Acceded ICCPR in 1995

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

## United Arab Emirates



Same-Sex Relationships Criminalised?

Criminalised under Article 354 of the Penal Code. Article 80 of Abu Zabi Penal Code - punishable with up to 14 years imprisonment. Article 177 of the Dubain Penal Code - punishable with up to 10 years imprisonment. Also, the *sharia* with its provisions for the death penalty can be applied.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

EC-GCC Cooperation Agreement

Further Comments:

<http://www.ilga.info>,  
<http://www.iglhrc.org>

## Uzbekistan



Same-Sex Relationships Criminalised?

Criminalised under Article 120 of the 1995 Penal Code. Punishable with imprisonment of up to 3 years applicable only to male-male sexual activities.

UN Treaty Agreements:

Acceded CAT in 1995, Acceded ICCPR in 1995

EU Treaty Agreements:

Tacis

Further Comments:

<http://www.sodomylaws.org>

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## Vanuatu



Same-Sex Relationships Criminalised?

Criminalised under Article 99 of the Penal Code. Punishable with imprisonment of up to 2 years.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.ilga.info>

## Yemen



Same-Sex Relationships Criminalised?

Criminalised under *sharia*. Punishable by death.

UN Treaty Agreements:

Not a Signatory CAT, Not a Signatory ICCPR

EU Treaty Agreements:

EC-Yemen Cooperation Agreement has a human rights clause. See Article 1 of EC-Yemen Cooperation Agreement.

Sources & Further Comments:

Source: <http://www.iglhrc.org>

## Zambia



Same-Sex Relationships Criminalised?

Criminalised under Chapter 87, Sec. 115, 155, and 157 of the Zambian Penal Code. Imprisonment of up to 14 years depending on which section applied.

UN Treaty Agreements:

Not a Signatory CAT, Acceded ICCPR in 1984

EU Treaty Agreements:

ACP

Sources & Further Comments:

<http://www.mask.org.za>

## Zimbabwe



Same-Sex Relationships Criminalised?

Criminalised under Common Law. Same-sex sexual contact punishable with imprisonment of up to 14 years.

UN Treaty Agreements:

Not a Signatory to CAT, Not a Signatory ICCPR

EU Treaty Agreements:

ACP

Further Comments:

<http://www.mask.org.za>