

*Law No. 40/2009 Coll., Criminal Code (effective from 1 January 2010)*

*Jurisdiction*

*Section 4*

Subversion Against the Republic (Section 310), Terrorist Attack (Section 311) and Terror (Section 312), Sabotage (Section 314), Espionage (316), Violence Against an Public Organ (Section 323), Violence Against a Public Officer (Section 325), Forgery and Fraudulent Alteration of an Official Document (Section 348), Criminal Conspiracy (Section 361 Paragraph 2 and 3), Genocide (Section 400), Attack on Humanity (Section 401), Apartheid and Discrimination against a Group of People (Section 402), Preparation of Aggressive War (Section 406), Using Prohibited Means of Combat and Unlawful Warfare (Section 411), War Cruelty (Section 412), Persecution of a Population (Section 413), Plundering in the War Area (Section 414), Misuse of Internationally Acknowledged Symbols and Signs and State coat of Arms (Section 415), Misuse of a Flag and Cease-Fire (Section 416), Assaulting a Parliamentary (Section 417) even if such crime has been committed abroad by a foreign national or a stateless person with no permanent residence permit in the Czech Republic.

(2) In cases where an act is deemed criminal at the place where it was committed or if such a place is not subject to any jurisdiction, Czech law shall apply when determining the liability to punish crimes committed abroad against Czech nationals or a stateless person with a permanent residence permit in the Czech Republic.

### ***Section 8*** ***Subsidiary Principle of Universality***

(1) The Czech law shall be applied to determine the liability to punishment for an act committed abroad by a foreign national or a stateless person with no permanent residence permit on the territory of the Czech Republic, if:

- a) the act is also punishable under the law in force on the territory where it was committed; and
- b) the offender is apprehended on the territory of the Czech Republic and was not extradited or surrendered for criminal prosecution to a foreign State or other subject authorised to criminal prosecution.

(2) The Czech law shall be applied to determine the liability to punishment for an act committed abroad by a foreign national or a stateless person with no permanent residence permit on the territory of the Czech Republic, if the offence was committed in the benefit of a legal person with a seat or its structural component on the territory of the Czech Republic; or in the benefit of a natural person who is an entrep

*Section 10*