

Ref.No. New-York-ÖV

The Permanent Mission of Austria to the United Nations presents its compliments to the Secretary-General of the United Nations, and in reference to the request by the General Assembly for information and observations on the resolution 71/149 (December 2016) entitled "The scope and principles of universal jurisdiction" (LA/COD/59/2), has the honour to convey the enclosed written comments by Austria.

The Permanent Mission of Austria to the United Nations avails itself of this opportunity to renew to the Secretary-General of the United Nations the assurance of its highest consideration.

New York, 1 May 2017



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1 Enclosure

According to **Section 64** of the Austrian Penal Code, Austrian courts have jurisdiction

organized crime, drugs-related crime, air piracy, terrorism-related acts, rape, sexual coercion and torture) committed outside Austria regardless of locally applicable law. In cases where no other Austrian interests are affected, Austrian courts are competent if the alleged perpetrator is present on Austrian territory and cannot be extradited.

Under **Section 64 (6)** of the Austrian Penal Code, Austrian courts are also competent for