

Latvia

Criminal Code

Entry into effect 1 August 1998

Human Trafficking

Section 154¹

1. For a person who commits human trafficking to a foreign state - the applicable sentence is deprivation of liberty for a term of not less than three years and not exceeding eight years, with or without confiscation of property.
2. For a person who commits the same acts if commission thereof is with respect to a minor, or by a group of persons pursuant to prior agreement, are caused thereby, the applicable sentence is deprivation of liberty for a term of not less than five years and not exceeding twelve years, with confiscation of property.
3. For a person who commits the same acts, if serious consequences are caused thereby or commission thereof is with respect to a juvenile, or by an organised group of persons, the applicable sentence is deprivation of liberty for a term of not less than ten years and not exceeding fifteen years, with confiscation of property.

[Amended 25 April 2002; 16 December 2004]

Meaning of Human Trafficking

Section 154²

1. Human trafficking is the recruitment, conveyance, transfer, concealment or reception of persons for the purpose of exploitation, committed by using violence or threats or by means of fraud, or by taking advantage of the dependence of the person on the offender or of his or her state of helplessness, or by the giving or obtaining of material benefits or benefits of another nature in order to procure the consent of such person, upon which the victim is dependent.
2. The recruitment, conveyance, transfer, concealment or reception of minor persons for the purpose of exploitation shall be recognised as human trafficking also in such cases, if it is not connected with the utilisation of any of the means referred to in the Paragraph one of this Section.
3. Within the meaning of this Section, exploitation is the involvement of a person in prostitution or in other kinds of sexual exploitation, the compulsion of a person to perform activities or to provide services, the holding of a person in slavery or other similar forms thereof (debt slavery, serfdom or the compulsory transfer of a person into

dependence upon another person), and the holding a person in servitude or also the unlawful removal of a person's tissues or organs.

[Amended 25 April 2002]

Compelling Engaging in Prostitution

Section 164

1. For a person who commits compelling the engaging in of prostitution, the applicable sentence is deprivation of liberty for a term not exceeding three years, or custodial arrest, or a fine not exceeding sixty times the minimum monthly wage, with or without confiscation of property.

2. For a person who commits procurement of persons for prostitution, using their trust in bad faith, or by means of fraud, or by taking advantage of the dependence of the person on the offender or of his or her state of helplessness, the applicable sentence is deprivation of liberty for a term not exceeding five years, or a fine not exceeding one hundred and twenty times the minimum monthly wage, with or without confiscation of property.

3. For a person who commits inducing or compelling a minor to engage in prostitution, or commits providing premises to minors for purposes of prostitution, the applicable sentence is deprivation of liberty for a term not exceeding six years, with or without confiscation of property.

4. For a person who commits inducing or compelling a juvenile to engage in prostitution, the applicable sentence is deprivation of liberty for a term of not less than five and not exceeding twelve years, with or without confiscation of property.

[Amended 18 May 2000; 12 February 2004]