

**South Sudan
Penal Code
2003**

KIDNAPPING, ABDUCTION AND FORCED LABOUR

Section 303 - "Abduction Defined":

Whoever by force compels or by any deceitful means induces any person to go from any place, to another is said to abduct that person.

Section 304 - "Kidnapping":

Whoever kidnaps any person commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding seven years and may also be liable to fine.

Section 306 - "Kidnapping or Abducting with Intent Secretly and Wrongfully to Confine Person":

Whoever kidnaps or abducts any person with intent to cause that person to be secretly and wrongfully confined, commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding seven years and may also be liable to fine.

Section 307 - "Kidnapping or Abducting Woman to Compel her Marriage, etc.":

Whoever kidnaps or abducts any woman with intent that she may be compelled or knowing it to be likely that she will be compelled to marry any person against her will or in order that she may be forced or seduced to illicit intercourse or knowing it to be likely that she will be forced or seduced to illicit intercourse, commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding ten years and may also be liable to fine.

Section 309 - "Wrongfully Concealing or Keeping in Confinement Kidnapped or Abducted Person":

Whoever knowing that any person has been kidnapped or has been abducted wrongfully conceals or confines such person, shall on conviction, be punished in the same manner as if he had kidnapped or abducted such person with the same intention or knowledge or for the same purpose as that with the same intention or knowledge or for the same purpose as that with or for which he conceals or detains such person in confinement.

Section 310 - "Buying or Selling or other Disposal of Persons":

Whoever buys, sells, hires, lets to hire or otherwise obtains possession or disposes of any person with the intent that such person shall be employed or used for any unlawful or immoral purpose or knowing it to be likely that such person will be employed or used for any such purpose, commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding fourteen years and may also be liable to fine and forfeiture of properties.

Section 311 "Unlawful Compulsory Labour": Whoever unlawfully compels any

person to labor against the will of that person, commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding two years or with fine or with both.

Section 312 - “Kidnapping or Abducting in Order to Subject to Unlawful Compulsory Labour”:

Whoever kidnaps or abducts any person with intent that such person may be unlawfully compelled to labour against his will commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding seven years and may also be liable to fine.

Section 313 - “Transferring Control of Person with Intent to Subject him to Unlawful Confinement or Unlawful Compulsory Labour”:

Whoever for money or money's worth, transfers or purports to transfer the possession or control of any person to another with intent to enable such other person to confine such person unlawfully or to compel him unlawfully to labour against his will, commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding seven years and may also be liable to fine.

Section 314 - “Possession or Control of Person in the New Sudan after obtaining such Possession or Control Outside the New Sudan”:

Whoever is in possession or control of any person within the New Sudan having obtained such possession or control outside the New Sudan by acts which would have constituted an offence if done within the New Sudan, commits an offence and shall on conviction, be punished in the same manner as if such acts had been done within the New Sudan.

Section 315 – “Transferring outside the New Sudan the Possession of Person obtained within the New Sudan”:

Whoever being in possession or control of any person within the New Sudan, conveys such person outside the New Sudan and thereby transfers or purports to transfer the possession or control of such person in any manner which would constitute an offence if such transfer or purported transfer took place within the New Sudan, commits an offence and shall on conviction, be punished in the same manner as if such transfer or purported transfer had taken place within the New Sudan.

Section 315(A) – “Trafficking in Persons for Immoral Purposes to be Carried Outside the New Sudan”:

Whoever procures, entices or leads away, even with his consent, any person for immoral purposes to be carried outside the New Sudan, commits an offence and shall on conviction, be punished with imprisonment for a term not exceeding seven years and may also be liable to fine.