

ACT OF 23 MARCH, 1995 ON PUNISHING THE DENIAL, MINIMISATION JUSTIFICATION OR APPROVAL OF THE GENOCIDE PERPETRATED BY THE GERMAN NATIONAL SOCIALIST REGIME DURING THE SECOND WORLD WAR

MB, 30 III 1995

Article 1

Whoever, in the circumstances given in article 444 of the Penal Code denies, grossly minimises, attempts to justify, or approves the genocide committed by the German National Socialist Regime during the Second World War shall be punished by a prison sentence of eight days to one year, and by a fine of twenty six francs to five thousand francs.

For the application of the previous paragraph, the term genocide is meant in the sense of article 2 of the International Treaty of 9 December 1948 on preventing and combating genocide.

In the event of repetitions, the guilty party may in addition have his civic rights suspended in accordance with article 33 of the Penal Code.

Art.2

In the event of a conviction on account of a violation under this Act, it may be ordered that the judgement, in its entirety or an excerpt of it, is published in one of more newspapers, and is displayed, to the charge of the guilty party.

Art.3.

Chapter VII of the First Book of the Penal Code and Article 85 of the same Code are also applicable to this Act.

Art. 4.

The Centre for Equal Opportunities and Opposition to Racism, as well as any association that at the time of the facts had a legal personality for at least five years, and which, on the grounds of its statutes, has the objective of defending moral interests and the honour of the resistance or the deported, may act in law in all legal disputes arising from the application of this Act.