

*Translated from Russian*

Under article 8 (1) of the Criminal Code, Turkmen citizens and stateless persons permanently residing in Turkmenistan who have committed a crime under Turkmen criminal law outside the country may be held accountable under Turkmen criminal law if accountability for the act committed is provided for by the criminal law of the State in whose territory it was committed and if the persons concerned have not been convicted in a foreign State. In such instances, no penalty may be imposed that exceeds the upper limit of the penalty prescribed by the law in force in the place of commission of the crime.

Article 9 (1) of the Criminal Code stipulates that Turkmen citizens who have committed an offence in the territory of a foreign State may not be extradited to that State.

Under article 542 of the Code of Criminal Procedure, in order to provide legal assistance to investigative bodies and courts of foreign States with which Turkmenistan has concluded international agreements on legal assistance, or on the basis of a mutual agreement, proceedings provided for in the Code and other actions provided for in other laws and international agreements concluded by Turkmenistan may be carried out.

Under article 544 (1) of the Code of Criminal Procedure, requests for investigative action will be sent by the Procurator-General of Turkmenistan to the appropriate foreign State. Requests for judicial action will be sent by the President of the Supreme Court of Turkmenistan via the Minister of Adalat (Justice). Under article 544 (4) of the Code of Criminal Procedure, requests for legal assistance will be submitted to the Procurator-General, the President of the Supreme Court or the Minister of Adalat (Justice) of Turkmenistan, as appropriate, accompanied by a reasoned motion from the relevant public procurator or court. The Procurator-General, the President of the Supreme Court or the Minister of Adalat (Justice) of Turkmenistan will take decisions regarding the dispatch of requests for legal assistance to the appropriate institution of a foreign State.