



ANGELINI

**Chart of administrative offenses
provided for in legislative decree
231/2001 and of predicate offences**

**CHART OF ADMINISTRATIVE OFFENSES PROVIDED FOR IN
LEGISLATIVE DECREE 231/2001 AND OF PREDICATE
OFFENCES**

ADMINISTRATIVE OFFENSE	DESCRIPTION OF THE ADMINISTRATIVE OFFENSE	DESCRIPTION OF THE PREDICATE OFFENSE
<p>Article 24 legislative decree 8th June 2001, no. 231</p>	<p><i>Undue receipt of funds, fraud, fraud against the State or a Public authority or in order to attain public funds and computer fraud against the State or a Public body</i></p> <p>1. In relation to the commission of the crimes as per Articles 316/bis, 316/ter, 640, paragraph. 2, no. 1, 640/bis and 640/ter, if committed to the detriment of the State or of another public body, of the Criminal Code, a fine of up to five hundred quotas shall be applied to the organization.</p> <p>2. If, following the commission of the crimes as per paragraph 1, the body has obtained a profit of considerable amount or has caused damage of particular gravity, a fine of two hundred to six hundred quotas shall be applied.</p> <p>3. In the cases foreseen in the preceding paragraphs, the disqualification sanctions foreseen in Art. 9, paragraph. 2, letters c), d) and e) shall be applied.</p>	<p>Article 316-bis criminal code <i>(Embezzlement against the State or another public body)</i></p> <p>Anybody from outside the public administration, having obtained contributions, grants or funds from the State or from any other public body or by European Communities, aimed at performing works or carrying out activities of public interest, who does not use them for the above mentioned purposes, shall be punished with imprisonment for six months to four years.</p>
<p>Article 24 legislative decree 8th June 2001, no. 231</p>	<p><i>Undue receipt of funds, fraud, fraud against the State or a Public body or</i></p>	<p>Article 316-ter criminal code <i>(Undue receipt of funds to the detriment of the State)</i></p>

	<i>in order to attain public funds and computer fraud against the State or a Public body</i>	<p>Unless the fact is an offense provided for by article 640-bis, anybody who, by using or submitting statements or documents which are false or report untrue things, or by omitting due information, illegally receives, for himself or herself or others, contributions, funds, special rate mortgages or other grants of the same kind, whatever they are called, granted or issued by the State, other public bodies or by European Communities shall be punished with a term of imprisonment from six months to three years.</p> <p>If the amount illegally received is equal to or lower than EUR 3,999.96, only the administrative cash penalty from EUR 5,164.00 to EUR 25,822.00 shall be applied. Said fine shall not be more than three times higher than the benefit gained.</p>
Article 24 legislative decree 8th June 2001, no. 231	<i>Undue receipt of funds, fraud, fraud against the State or a Public authority or in order to attain public funds and computer fraud against the State or a Public body</i>	<p>Article 6402 paragraph 2 criminal code Whosoever, by misleading someone through fraudulent conduct, obtains an unjust profit for himself or a third party to the detriment of another, shall be punished by imprisonment of six months to three years and a fine between EUR 51 and EUR 1,032.</p> <p>The penalty shall be from one to five years of imprisonment and a fine from EUR 309 to EUR 1,549:</p> <p>1) if the fact is committed to the detriment of the State or another public body or with the pretext of having someone discharged from military service; 2) if the fact is committed by instilling into the injured party the fear of an imaginary danger or the wrong belief that they must execute an order from the Authorities; 2-bis) if the fact is committed under the circumstances outlined in article 61, number 5).</p> <p>(2) The crime shall be punished on complaint by the injured party, unless some of the circumstances referred to in the previous paragraph or another aggravating factor occur.</p>
Article 24 legislative decree 8th June 2001, no. 231	<i>Undue receipt of funds, fraud against the State or a Public body or in order to attain public funds and computer fraud against the State or a Public body</i>	<p>Article 640-bis criminal code (<i>Aggravated fraud for obtaining public funds</i>) The penalty shall be imprisonment from one to six years and the offense shall be automatically subject to prosecution if the fact referred to in article 640 regards contributions, funds, special rate mortgages or other grants of the same kind, whatever they are called, granted or issued by the State, other public bodies or by European Communities</p>
Article 24 legislative decree 8th June 2001, no. 231	<i>Undue receipt of funds, fraud against the State or a Public body or in order to attain public funds and computer</i>	<p>Article 640-ter criminal code (<i>Computer fraud</i>) Whoever, by altering in any way the functioning of a computer system or by handling by any means with no authorization the data, information or</p>

	<p><i>fraud against the State or a Public body</i></p>	<p>programs contained in a computer system they are in charge of, obtains an unjust profit for themselves or a third party to the detriment of another, shall be punished by imprisonment from six months to three years and a fine between EUR 51 and EUR 1,032.</p> <p>The penalty shall be imprisonment from one to five years and a fine of an amount from EUR 309.00 to EUR 1,549.00 if one of the circumstances provided for under number 1) of the second paragraph of article 640 occur, or if the offense was committed by abusing the status of system operator.</p> <p>The penalty shall be imprisonment from two to six years and a fine from EUR 600 to EUR 3,000 if the fact is committed by stealing or unduly using digital identity to the detriment of one or more subjects.</p> <p>The crime shall be punished on complaint by the injured party, unless some of the circumstances referred to in the second and third paragraph or another aggravating factor occur.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>(Computer crimes and illegal data processing)</i></p> <p>1. As regards the commitment of offenses as per articles 615-ter, 617-quater, 617-quinquies, 635-bis, 635-ter, 635-quater and 635-quinquies of the criminal code, a financial penalty from one hundred to five hundred quotas shall be applied to the body.</p> <p>2. As regards the commitment of offenses as per articles 615-quater and 615-quinquies of the criminal code, a financial penalty up to three hundred quotas shall be applied to the body.</p> <p>3. As regards the commitment of offenses as per articles 491-bis e 640-quinquies of the criminal code, except for the provisions under article 24 of this decree in case of computer fraud to the detriment of the State or of another public body, a financial penalty up to four hundred quotas shall be applied to the body.</p> <p>4. In the event of</p>	<p>Article 491-bis criminal code <i>(Computer documents)</i></p> <p>If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds.</p> <p>Article 476 criminal code <i>(Forgery committed by public officials in public deeds)</i></p> <p>Public officials who, in the exercise of their duties, drafts, fully or in part, a false deed or adulterate an authentic deed, shall be punished with from one to six years of imprisonment.</p> <p>If forgery relates to a deed or part of a deed which is valid until forgery lawsuit, imprisonment shall be from three to ten years.</p>

	<p>conviction for one of the crimes referred to in paragraph 1 the disqualification sanctions laid down in article 9, paragraph 2, letters a), b) and c) shall be applied. In the event of conviction for one of the crimes referred to in paragraph 2 the disqualification sanctions laid down in article 9, paragraph 2, letters b) and c) shall be applied. In the event of conviction for one of the crimes referred to in paragraph 3 the disqualification sanctions laid down in article 9, paragraph 2, letters c), d) and e) shall be applicable.</p>	
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds.</p> <p>Article 477 criminal code <i>(Forgery committed by public officials in certificates or administrative authorizations)</i> Public officials who, in the exercise of their duties, counterfeit or adulterate certificates of administrative authorizations or, by means of counterfeit or adulteration, makes the conditions required for their validity appear to be fulfilled, shall be punished with from six months to three years of imprisonment.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 478 criminal code <i>(Forgery committed by public officials in certified copies of public or private deeds and in written declarations of deed contents)</i> Public officials who, in the exercise of their duties, assuming the existence of a public or private deed, drafts a copy and issues it in a legal form, or issues a false copy of the public or private deed, shall be punished with from one to four years of</p>

		<p>imprisonment.</p> <p>If forgery relates to a deed or part of a deed which is valid until forgery lawsuit, imprisonment shall be from three to eight years.</p> <p>If forgery is committed by public officials in declarations of deed contents, both public and private, the penalty shall be imprisonment from one to three years.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code (<i>Computer documents</i>) If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 479 criminal code (<i>False statement committed by public officials in public deeds</i>) Public officials who, while receiving or drafting a deed in the exercise of their duties, falsely state that a fact was committed by them or was committed at their presence, or certify to having received statements which were not made to them, or omit or alter statements they received, or falsely certify facts whose truthfulness is to be proven by said deed, are liable to penalties established by article 476.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code (<i>Computer documents</i>) If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 480 criminal code (<i>False statement committed by public officials in certificates or administrative authorizations</i>) Public officials who, in the exercise of their duties, falsely certify in certificates or administrative authorizations, facts whose truthfulness is to be proven by the deed, shall be liable to imprisonment for a term from three months to two years.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code (<i>Computer documents</i>) If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 481 criminal code (<i>False statements in certificates committed by people providing essential public services</i>) Any person who, in the exercise of a health care or forensic profession, or while providing any other</p>

		<p>essential public services, falsely certifies, in a certificate, facts whose truthfulness is to be proven by said deed, shall be liable to imprisonment for up to one year or to a fine from EUR 51.00 to EUR 516.00.</p> <p>Said penalties shall be applied jointly if the fact is committed to gain a profit.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 482 criminal code <i>(Forgery committed by private persons)</i> If one of the facts provided for in articles 476, 477 and 478 is committed by a private person, or by a public official while not exercising his/her duties, the penalties provided for in the articles above shall be applied respectively, reduced by one third.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 483 criminal code <i>(False statement committed by private parties in public deeds)</i> Whoever falsely declares to a public official, in a public deed, facts that a deed is designed to verify, is liable to a term of imprisonment of up to two years. If the offense refers to false declarations in civil deeds, the term of imprisonment cannot be for less than months.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 484 criminal code <i>(Forgery of registers and notifications)</i> Whoever, if obliged by law to make registrations that are subject to inspections by public security authorities or to provide notifications to those authorities of their industrial, commercial or professional activities, writes or allows others to write false indications, is liable to either a term of imprisonment of up to six months or a fine of up to EUR 309.00.</p>

<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 487 criminal code <i>(Forgery of a signed blank piece of paper. Public deed)</i> A public official who abusively uses a signed blank piece of paper which they have been entrusted with completing or are obliged to complete, writes or allows others to write a public deed that differs from the one they are authorized or obliged to complete, is liable to the penalty established in articles 479 and 480.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 488 criminal code <i>(Other forgery of a signed blank piece of paper. Applicability of the regulations regarding forgery)</i> In cases of forgery of a signed blank piece of paper that differ from those referred to in article 487, the provisions regarding forgery of public deeds shall be applied.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 489 criminal code <i>(Use of false deeds)</i> Whoever uses a false deed, without being involved in the forgery, is liable to the penalties referred to in the articles above but reduced by one third.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 490 criminal code <i>(Deletion, destruction and concealment of genuine deeds)</i> Whoever, in full or in part, destroys, suppresses or</p>

		conceals a true public deed or, in order to obtain for themselves or others an advantage or to cause damage to others, destroys, suppresses or conceals a true holographic will, bill of exchange or any other credit instrument transferable by endorsement or bearer bonds, shall be subjected to the penalties outlined in articles 476, 477 and 482 respectively, according to the distinctions therein.
Article 24-bis legislative decree 8th June 2001, no. 231	<i>Computer crimes and illegal data processing</i>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 492 criminal code <i>(Authenticated copies replacing missing originals)</i> For the purposes of the provisions above, «public deeds» and «private deeds» shall include both original documents and authenticated copies of the originals, when in accordance with the law these copies replace the missing originals.</p>
Article 24-bis legislative decree 8th June 2001, no. 231	<i>Computer crimes and illegal data processing</i>	<p>Article 491-bis criminal code <i>(Computer documents)</i> If any of forgery cases laid down in this count relates to public computer documents with evidential value, the provisions as per this count concerning public deeds respectively.</p> <p>Article 493 criminal code <i>(Forgery committed by public employees providing public services)</i> The provisions contained in the previous articles concerning forgery committed by public officials also apply to employees of the State or other public bodies which provide public services regarding the drawing up of deeds or documents as part of their responsibilities.</p>
Article 24-bis legislative decree 8th June 2001, no. 231	<i>Computer crimes and illegal data processing</i>	<p>Article 615-ter criminal code <i>(Abusive access to computer systems)</i> Whoever illegally gains access to a computer system that is protected by security measures or continues to access that system against the express or tacit desire of individual who has the right to exclude them, is liable to imprisonment for a period of up to three years. The penalty shall be from one to five years of imprisonment:</p> <ol style="list-style-type: none"> 1) if the fact is committed by a public official or by an employee of a public service, with abuse of their power or violation of the duties inherent in their position or service, or by any individual who by profession or abusively is a private investigator, or by an individual who abuses their position as a system operator; 2) if the guilty party uses violence against either an

		<p>object or an individual in order to commit the fact, or if they are obviously armed;</p> <p>3) if the fact results in the destruction of or damage to the system, or to the total or partial interruption of its functioning, or to the destruction of or damage to the data, information or programs contained in it.</p> <p>If the facts referred to in the first and second paragraphs concern IT of telecommunication systems linked to military matters or to public order or to public or health security or to civil protection or in any case to the public interest, the penalty is, respectively, imprisonment from one to five years and from three to eight years.</p> <p>In the case provided for in the first paragraph, the crime shall be punished on complaint by the injured party; in all other cases the offense shall be automatically subject to prosecution.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 615-quater criminal code <i>(Illegal possession and circulation of access codes for computer systems)</i></p> <p>Whoever, in order to procure for themselves or others a profit or to cause damage to others, illegally procures, reproduces, circulates, communicates or delivers codes, passwords or other means of gaining access to a computer system, protected by security measures, or in any case provides indications or instructions suitable for this aim, is liable to imprisonment for a period of up to one year and a fine of up to EUR 5,164.00.</p> <p>The penalty shall be imprisonment from one to two years and a fine between EUR 5,164.00 and EUR 10,329.00 if any of the circumstances referred to in points 1) or 2) of paragraph 4 of article 617-quater are applicable.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 615-quinquies criminal code <i>(Circulation of equipment, devices or computer programs aimed at damaging or interrupting computer systems)</i></p> <p>Whoever, in order to illegally damage a computer system, or the information, data or programs it contains or linked to it, or in order to favor the total or partial interruption or alteration of its functioning, procures, produces, reproduces, imports, circulates, communicates, delivers or, in any case, provides others with equipment, devices or computer programs, is liable to imprisonment for up to two years and a fine of up to EUR 10,329.00.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 617-quater criminal code <i>(Illegal interception, impediment or interruption of computer communications)</i></p> <p>Whoever fraudulently intercepts communications related to a computer system or between a number</p>

		<p>of interconnected computer systems, or impedes or interrupts them, shall be liable to a term of imprisonment from six months to four years.</p> <p>Unless the offense in question constitutes a more serious offense, the same penalty shall be applied to whoever reveals, either totally or partially, by using any form of public information system, the contents of the communications referred to in the first paragraph.</p> <p>The offenses referred to in the first and second paragraph shall be punishable on complaint by the injured party.</p> <p>However, the offense shall be automatically subject to prosecution and the penalty shall be a term of imprisonment from one to five years if the offense:</p> <ol style="list-style-type: none"> 1) damages a computer system used by the State or by another public body or by a company that carries out public services or other essential public services; 2) by a public official or by an employee of a public service, with abuse of their power or violation of the duties inherent in their position or service, or by abusing their position as a system operator; 3) by an individual who by profession or abusively is a private investigator.
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 617-quinquies criminal code <i>(Installation of equipment designed to intercept, impede or interrupt computer communications)</i></p> <p>Whoever, except in the cases allowed by law, installs equipment designed to intercept, impede or interrupt communications relating to a computer system or to interconnected computer systems, shall be liable to a term of imprisonment from one to four years.</p> <p>The penalty shall be from one to five years for those cases referred to in paragraph 4 of article 617 <i>quater</i>.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 635-bis criminal code <i>(Damaging computer information, data or programs)</i></p> <p>Unless the fact constitutes a more serious offense, whoever destroys, deteriorates, deletes, alters or suppresses computer information, data or programs belonging to others shall be liable, on complaint by the injured party, to a term of imprisonment from six months to three years.</p> <p>If the fact is committed using violence against a person, or by threat or by abusing of one's capacity as system operator, the penalty shall be imprisonment from one to four years.</p> <p>Article 635 criminal code <i>(Damaging)</i></p> <p>Those who destroy, disperse, damage or make useless, in full or in part, other people's movable</p>

		<p>or immovable property using personal violence or threat, or during events occurring in public places or venues open to the public of while committing the offense under article 331, shall be punished with imprisonment fro six months to three years. The same penalty shall be applied to those who destroy, disperse, damage o make useless, in full or in part, other people’s property below:</p> <ol style="list-style-type: none"> 1. Public buildings or buildings used for public or religious purposes or for historic or artistic heritage, wherever they are located; buildings comprised within historic centers, or buildings whose construction, restoration, recovery or refurbishment are under way or were completed; any other of the things listed under number 7) or article 625; 2. works intended for irrigation; 3. Plantations of grapevines, trees or fruit shrubs; woods and forests; forest nurseries aimed at reforestation; 4. sports equipment and facilities, with the intent to prevent sports events from occurring or stop these. <p>As for the offenses referred to in the first and second paragraphs, the condition for the conditional suspension of the penalty is the removal of the harmful or hazardous consequences of the offense or, if the condemned person does not oppose to that, the performance of unpaid activities to the benefit of the community for a specified period of time, which in any case should not exceed the duration of the suspended penalty, according to the methods imposed by the judgment of conviction.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 635-ter criminal code <i>(Damaging computer information, data or programs used by the State or by another public body or in any case useful to the public)</i></p> <p>Unless the offense in question constitutes a more serious offense, whoever commits an offense designed to destroy, deteriorate, delete, alter or suppress computer information, data or programs used by the State or by another public body or pertinent to them, or in any case useful to the public, shall be liable to a term of imprisonment from one to four years.</p> <p>If the fact results in the destruction, deterioration, deletion, alteration or suppression of computer information, data or programs, the penalty shall be imprisonment for a term from three to eight years.</p> <p>If the fact is committed using violence against a person, or by threat or by abusing of one’s capacity as system operator, the penalty shall be increased.</p> <p>Article 635 criminal code <i>(Damaging)</i></p> <p>Those who destroy, disperse, damage or make useless, in full or in part, other people’s movable</p>

		<p>or immovable property using personal violence or threat, or during events occurring in public places or venues open to the public of while committing the offense under article 331, shall be punished with imprisonment fro six months to three years. The same penalty shall be applied to whoever destroys, disperse, damages o makes useless, in full or in part, other people’s property below:</p> <ol style="list-style-type: none"> 1. Public buildings or buildings used for public or religious purposes or for historic or artistic heritage, wherever they are located; buildings comprised within historic centers, or buildings whose construction, restoration, recovery or refurbishment are under way or were completed; any other of the things listed under number 7) or article 625; 2. works intended for irrigation; 3. Plantations of grapevines, trees or fruit shrubs; woods and forests; forest nurseries aimed at reforestation; 4. sports equipment and facilities, with the intent to prevent sports events from occurring or stop these. <p>As for the offenses referred to in the first and second paragraphs, the condition for the conditional suspension of the penalty is the removal of the harmful or hazardous consequences of the offense or, if the condemned person does not oppose to that, the performance of unpaid activities to the benefit of the community for a specified period of time, which in any case should not exceed the duration of the suspended penalty, according to the methods imposed by the judgment of conviction.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 635-quater criminal code <i>(Damaging computer systems)</i> Unless the offense in question constitutes a more serious offense, whoever, through conducts referred to in article 635-bis, or by introducing or transmitting data, information or programs, destroys, damages or makes, either completely or partially, unusable computer systems belonging to others or seriously obstructs its functioning, shall be liable to imprisonment for a term from one to five years. If the fact is committed using violence against a person, or by threat or by abusing of one’s capacity as system operator, the penalty shall be increased. Article 635 criminal code.</p> <p><i>(Damaging)</i> Those who destroy, disperse, damage or make useless, in full or in part, other people’s movable or immovable property using personal violence or threat, or during events occurring in public places or venues open to the public of while committing the offense under article 331, shall be punished with imprisonment fro six months to three years.</p>

		<p>The same penalty shall be applied to whoever destroys, disperse, damages o makes useless, in full or in part, other people’s property below:</p> <ol style="list-style-type: none"> 1. Public buildings or buildings used for public or religious purposes or for historic or artistic heritage, wherever they are located; buildings comprised within historic centers, or buildings whose construction, restoration, recovery or refurbishment are under way or were completed; any other of the things listed under number 7) or article 625; 2. works intended for irrigation; 3. Plantations of grapevines, trees or fruit shrubs; woods and forests; forest nurseries aimed at reforestation; 4. sports equipment and facilities, with the intent to prevent sports events from occurring or stop these. <p>As for the offenses referred to in the first and second paragraphs, the condition for the conditional suspension of the penalty is the removal of the harmful or hazardous consequences of the offense or, if the condemned person does not oppose to that, the performance of unpaid activities to the benefit of the community for a specified period of time, which in any case should not exceed the duration of the suspended penalty, according to the methods imposed by the judgment of conviction.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 635-quinquies criminal code <i>(Damaging computer systems of public interest)</i></p> <p>If the offense referred to in article 635-quater is aimed at destroying, damaging or making computer systems of public interest unusable or at obstructing their functioning, the penalty shall be a term of imprisonment from one to four years.</p> <p>If the fact results in the destruction of or damage to the computer system of public interest or if this is made, in whole or in part, unusable, the penalty shall be imprisonment for a term from three to eight years.</p> <p>If the fact is committed using violence against a person, or by threat or by abusing of one’s capacity as system operator, the penalty shall be increased.</p> <p>Article 635 criminal code <i>(Damaging)</i></p> <p>Those who destroy, disperse, damage or make useless, in full or in part, other people’s movable or immovable property using personal violence or threat, or during events occurring in public places or venues open to the public of while committing the offense under article 331, shall be punished with imprisonment fro six months to three years. The same penalty shall be applied to whoever destroys, disperse, damages o makes useless, in full or in part, other people’s property below:</p>

		<p>1. Public buildings or buildings used for public or religious purposes or for historic or artistic heritage, wherever they are located; buildings comprised within historic centers, or buildings whose construction, restoration, recovery or refurbishment are under way or were completed; any other of the things listed under number 7) or article 625;</p> <p>2. works intended for irrigation;</p> <p>3. Plantations of grapevines, trees or fruit shrubs; woods and forests; forest nurseries aimed at reforestation;</p> <p>4. sports equipment and facilities, with the intent to prevent sports events from occurring or stop these.</p> <p>As for the offenses referred to in the first and second paragraphs, the condition for the conditional suspension of the penalty is the removal of the harmful or hazardous consequences of the offense or, if the condemned person does not oppose to that, the performance of unpaid activities to the benefit of the community for a specified period of time, which in any case should not exceed the duration of the suspended penalty, according to the methods imposed by the judgment of conviction.</p>
<p>Article 24-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Computer crimes and illegal data processing</i></p>	<p>Article 640-quinquies criminal code <i>(Computer fraud by individuals providing electronic signature certification services)</i> Individuals providing electronic signature certification services and who, in order to gain an unjust profit either for themselves or for others or to cause damage to others, violating the obligations provided for by the law concerning the issuing of authorized certificates, shall be liable to imprisonment for a term of up to three years and a fine from EUR 51.00 to EUR 1,032.00</p>
<p>Article 24-ter legislative decree 8th June 2001, no. 231</p>	<p>(Organized crime offenses) 1. As regards the commitment of any of the offenses referred to in articles 416, paragraph, referred to in article 416-bis above, or in order to favor the activities by the associations provided for in the same article, as well as the offenses referred to in article 74 of the consolidated act as per Decree of the President of the Republic dated 9th October 1990, no. 309, they shall be punished with a fine</p>	<p>Article 416 paragraph 6 criminal code <i>(Criminal organization)</i> Where three or more persons act jointly for the purpose of committing multiple offenses, those who promote, establish or set up the association shall be liable solely to a term of imprisonment from three to seven years. Solely because of participating in the association, the penalty shall be imprisonment for from one to five years. Said offenses shall be liable to the same penalty as the promoters. If members raid across the countryside or public streets using weapons imprisonment from five to fifteen years shall be applied. The penalty shall be increased if the number of persons associated is ten or more. If the association is aimed at committing some of the offenses referred to in articles 600, 601, 601-bis and 602, as well as in article 12, paragraph 3-bis, of the consolidated act containing regulations</p>

	<p>from four hundred to one thousand quotas.</p> <p>2. As regards the commitment of any of the offenses referred to in article 416 of the criminal code, except for the paragraph six, or in article 407, paragraph 2, letter a), number 5) of the code of criminal procedure, they shall be punished with a fine from three hundred to eight hundred quotas.</p> <p>3. In the event of conviction for one of the crimes referred to in paragraphs 1 and 2 the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable for a term not less than one year.</p> <p>4. If an entity or one of its organizational units is constantly used with the sole or prevailing purpose of allowing or facilitating the commitment of the offenses referred to in paragraphs 1 and 2, the sanction providing for the permanent debarment from exercising the activity pursuant to article 16, paragraph 3 shall be applied.</p>	<p>on immigration and rules on the condition of foreign people, as per Legislative Decree no. 286 dated 25th July 1998, as well as articles 22, paragraphs 3 and 4, and 22-bis, paragraph 1, of the law no. 91 dated 1st April 1999, n. 91, the penalty shall be imprisonment from five to fifteen years in the cases provided for in the first paragraph and from four to nine years in the cases provided for in the second paragraph.</p> <p>If the association is aimed at committing some of the offenses referred to in articles 600-bis, 600-ter, 600-quater, 600-quater.1, 600-quinquies, 609-bis, when the fact is committed against a child aged under 18, 609-quater, 609-quinquies, 609-octies, when the fact is committed against a child aged under 18, and 609-undecies, the penalty shall be imprisonment from five four to eight years in the cases provided for in the first paragraph and imprisonment from two to six years for the cases provided for in the second paragraph.</p> <p>Article 600 criminal code <i>(Reduction or maintenance of individuals in a state of slavery and servitude)</i> Whoever exercises powers over another person, corresponding to the rights of property, or whoever reduces or maintains another person in an ongoing state of subjection, compelling the individual to work or provide sexual services or to beg or nevertheless to perform services entailing exploitation, shall be liable to a term of imprisonment from eight to twenty years. The reduction or maintenance in a state of submission occurs when such conduct involves the use of violence, threats, deception, abuse of authority or the exploitation of a situation of physical or psychological inferiority or state of need, or when the conduct comprises promising or providing sums of money or other benefits to the person exercising the control over the other person.</p> <p>Article 601 criminal code <i>(Human trafficking)</i> Whoever commits trafficking of people falling under the conditions referred to in article 600 or, in order to commit offenses provided for in the first paragraph of the same article, incites by deception or compels by threats, abuse of authority or the exploitation of a situation of physical or psychological inferiority or state of need, or through promising or providing sums of money or other benefits to the person exercising the control over the other person, people to enter or stay or leave the Country territory or to move within it, shall be punished with a term of imprisonment from eight to twenty years.</p> <p>Article 602 criminal code <i>(Purchase and sale of slaves)</i> Whoever, except in the cases provided for in article 601, purchases or sells or transfers an</p>
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		<p>individual who is under one of the conditions described in article 600, shall be liable to for a term from eight to twenty years.</p> <p>Article 12 legislative decree 25th July 1998, no. 286 <i>(Provisions against illegal immigration)</i> <i>(omissis)</i></p> <p>3. Unless the fact is a more serious crime, whoever, in violation of the provisions of this consolidated act, promotes, manages, organizes, funds or performs the transport of foreign people in the Country or commits other actions aimed at causing them to illegally enter the Country, or any other Country the person is not a citizen of or is not entitled to be a permanent resident of, shall be punished with from five to fifteen years of imprisonment and a fine of EUR 15,000.00 for each person, if:</p> <ul style="list-style-type: none"> a) the fact concerns the entrance or the illegal stay in the Country of five or more people; b) the person transported was exposed to risk for his or her life or his or her safety in order to cause his or her to illegally enter or stay in the Country; c) the transported person was subjected to inhuman or degrading treatment to cause his or her illegal entrance or stay; d) the fact is committed by three or more people jointly or by using international transport services, or forged or adulterated documents, or which have been illegally obtained; e) the authors of the fact have weapons or exploding materials. <p>3-bis. Should the actions under paragraph 3 be committed in two or more circumstances as per letters a), b), c), d) and e) of the same paragraph, the penalty laid down therein shall be increased</p> <p>5. Except in the cases provided for in paragraphs above, and unless the fact constitutes a more serious offense, any person who, in order to take an unfair advantage out of the illegal condition of foreign people or within the activities punished under this article, facilitates their stay in the territory of the Country in violation of the laws of this consolidated act, shall be punished with up to four years of imprisonment and a fine up to thirty million liras. When the offense is committed by two or more people jointly, or regards the stay of five or more people, the penalty shall be increased by from one third to half as much.</p> <p>5-bis. Unless the offense in question constitutes a more serious offense, whoever provides paid accommodation or transfers, even through lease, a property to a foreign national who has no residence permit at the time of signing or renewing the lease contract, in order to obtain an unjust profit, shall be punished with imprisonment from six months to three years. Conviction with irrevocable provision or the application of the penalty upon request by the parties as per article 444 of the code of criminal procedure, even if conditional suspension of the penalty has been</p>
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		<p>granted, shall cause the property to be confiscated, unless the property belongs to a person who is not involved in the crime. As applicable, provisions on the management and destination of confiscated property shall be observed. The cash amounts deriving from the sale, where provided, of the confiscated property shall be used to enhance prevention and repression of illegal immigration crimes.</p> <p>6. The air, sea or road carriers must ensure that the foreign national they are carrying have the documents needed for entry in the territory of the State, and must report to the customs police on any illegal foreign nationals traveling aboard their respective means of transport. Failure to comply with even only one of the obligations outlined in this paragraph, an administrative cash penalty from EUR 3,500 to EUR 5,500 for each carried foreign national shall be applied. In most serious cases, suspension from one to twelve months or revocation of the license, authorization or concession issued by the Italian administration authorities regarding the professional activity performed and the means of transport used, shall be applied. The provisions under law no. 639 dated 24th November 1981 apply.</p> <p><i>(omissis)</i></p>
<p>Article 24-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Organized crime offenses (omissis)</i></p>	<p>Article 416-bis criminal code <i>(Mafia-type domestic and foreign organizations)</i> Any person who is a member of a mafia-type organization consisting of three or more persons, shall be punished with from ten to fifteen years of imprisonment.</p> <p>The persons who promote, direct or organize the association shall be liable solely to a term of imprisonment from twelve to eighteen years.</p> <p>The organization shall be considered as a mafia-type organization its members avail themselves of the intimidating power of their associations and the power over others and code of silence which arise from that intimidation for the purposes of committing offenses, acquiring directly or indirectly the power to manage or control economic activities, licenses, authorizations, public contracts and services, gaining unjust enrichment or advantage for itself or others, impeding or obstructing the free exercise of the right to vote, or procuring votes for its members or for others in elections.</p> <p>If the association is armed the penalty of imprisonment from twelve to twenty years shall be applied in the cases provided for in paragraph 1, and from fifteen to twenty-six years in the cases provided for in paragraph 2.</p> <p>The association shall be considered armed when, for the achievement of the objective of the association, participants have weapons or explosive materials available, even though they are hidden or kept in a depot.</p>

		<p>If economic activities which the members want to take or keep control of are financed, fully or in part, by the price, the products or the proceeds of criminal offenses, the penalties referred to in the paragraphs above shall be increased by one third to half as much.</p> <p>The convicted person must always be punished with confiscation of the things needed and used to commit the offense and the things that represent its price, product, the proceeds of the offense or the use thereof.</p> <p>The provisions of this article also apply to Camorra, 'Ndrangheta and any other association, irrespective of their local names, including foreign associations, that, by availing themselves of the intimidating power of the association, pursue the same objectives as mafia-type organizations.</p>
<p>Article 24-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Organized crime offenses (omissis)</i></p>	<p>Article 416-ter criminal code <i>(Swapping votes for favors with mafia-type organizations)</i></p> <p>The penalty established by the first paragraph of article 416 bis shall be applied also to those who obtains the promise of votes pursuant to the third paragraph of the same article 416 bis in exchange for the disbursement of money.</p>
<p>Article 24-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Organized crime offenses (omissis)</i></p>	<p>Article 630 criminal code <i>(Kidnapping for robbery or extortion)</i></p> <p>Whoever kidnaps a person for the purpose of obtaining, either for themselves or for others, an illegal profit in return for their liberation shall be liable to a term of imprisonment from twenty-five to thirty years.</p> <p>If the kidnapping results in the death of the victim as an unwanted consequence of the crime, the guilty person shall be liable to a term of imprisonment of thirty years.</p> <p>If the guilty party causes the death of the victim, the penalty is life imprisonment.</p> <p>If an accomplice who, dissociating themselves from the others, cooperates in obtaining the release of the victim, without that result being due to the payment of ransom, the penalties provided for in article 605 shall be applied. If the victim dies, as a consequence of the kidnapping, after the liberation, the period of imprisonment is fixed at between six and fifteen years.</p> <p>Regarding the accomplice who, disassociating himself/herself from the others, except in the cases provided for in the paragraph above, actively acts in order to prevent the crimes from resulting in further consequence, or helps the police or the judicial authority in gathering crucial elements to identify or arrest the accomplices, the life imprisonment shall be replaced by imprisonment for a term from twelve to twenty years and the other penalties shall be reduced by from one third to two thirds.</p>

		<p>Should mitigating circumstances occur, the penalty provided for in second paragraph shall be replaced by imprisonment from twenty to twenty-four years; the penalty provided for in paragraph three shall be replaced by imprisonment from twenty-four to thirty years. If more than one extenuating circumstances occur, the penalty to be applied following the reductions shall not be less than ten years, in the case provided for in paragraph two, and less than fifteen years, in the case provided for in paragraph three.</p> <p>The penalty limits provided for in the paragraph above may be exceeded should the mitigating circumstances referred to in paragraph five of this article occur.</p>
<p>Article 24-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Organized crime offenses (omissis)</i></p>	<p>Article 74-Decree of the President of the Republic no. 309 dated 9th October 1990 <i>(Association for the purpose of unlawful trafficking in narcotic drugs or psychotropic substances)</i></p> <p>1. Where three or more persons act jointly for the purpose of committing several of the offenses provided for under article 70, paragraphs 4, 6 and 10, excluding the operations regarding the substances in category III of Annex I to (EC) Regulation no. 273/2004, and annex to the (EC) Regulation no. 111/2005, or article 73, those who promote, establish, direct, organize or finance that association shall be liable solely to a term of imprisonment of not less than 20 years.</p> <p>2. Any person who participates in the association shall be liable to a term of imprisonment of not less than ten years.</p> <p>3. The penalty shall be increased if the number of persons associated is ten or more or if among the participants there are persons using narcotic drugs or psychotropic substances.</p> <p>4. If the association is armed, the penalty, in the cases referred to in paragraphs 1 and 3, shall not be less than twenty-four years of imprisonment and, in the case provided for in paragraph 2, less than twelve years of imprisonment. The association shall be considered armed when participants have weapons or explosive materials available, even though they are hidden or kept in a depot</p> <p>5. The penalty shall be increased if the circumstances referred to in letter e), paragraph 1 of article 80 occur.</p> <p>6. If the association was established to commit the facts described under paragraph 5 of article 73, the provisions of the first and second paragraph of article 416 of the criminal code shall be applied.</p> <p>7. Penalties under paragraphs 1 to 6 shall be reduced from by half as much to two-thirds for those who have actively committed to bring evidence of the offense or to take crucial resources to commit crimes away from the association.</p> <p>7-bis. Confiscation shall be ordered against the</p>

	<p>condemned person of the things that were needed or intended for committing the offense and the assets resulting therefrom as a profit or consequence, unless they belong to someone who is not involved in the crime, or if not possible, confiscation of the assets available to the offender for an amount corresponding to said profit or product. 8. When laws and decrees refer to the offense under article 75 of law dated 22nd December 1975, no. 685, abrogated by article 38, paragraph 1, of law dated 26th June 1990, no. 162, the reference shall be considered as relating to this article.</p> <p>Article 73-Decree of the President of the Republic no. 309 dated 9th October 1990 <i>(Illegal production, trafficking and detention of narcotic drugs and psychotropic substances)</i></p> <p>1. Whoever, in the absence of the authorization referred to in Article 17, grows, produces, manufactures, extracts, refines, sells, offers or provides for sale, transfers, distributes, markets, transports, procures, sends, passes on, places in transit or delivers for whatever purpose narcotic drugs or psychotropic substances referred to in chart I provided for in article 14, shall be liable to imprisonment from six to twenty years and to a fine from EUR 26,000.00 to EUR 260,000.00. (1)</p> <p>1 bis. The same penalties referred to in paragraph 1 shall be applied to whoever, in the absence of the authorization referred to in Article 17, imports, exports, receives for whatever purpose or illegally holds:</p> <p>a) narcotic drugs and psychotropic substances whose quantities, in particular if exceeding the maximum limits provided for in the decree of the Ministry of Health passed jointly with the Ministry of Justice, with the agreement of the Presidency of the Council of Ministers - National department for anti drug policies, or whose presentation method, having regard to the overall weight or the fractioned packaging, or to other circumstances of the action, seem to be intended not only for personal use;</p> <p>b) medicines containing narcotic drugs or psychotropic substances listed in chart II, section A, exceeding the quantity provided by law. In this latter case, the above mentioned penalties shall be reduced by from one third to half as much. (5)</p> <p>2. Whoever, holding the authorization referred to in article 17, illegally transfers, markets or causes other people to market the substances or the compounds listed in charts I and II referred to in article 14, shall be liable to a term of imprisonment from six to twenty-two months and a fine from EUR 26,000.00 to EUR 300,000.00. (6)</p> <p>[2 bis. abrogated</p>
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		<p>3. The same penalties shall be applied to whoever grows, produces or manufactures narcotic drugs or psychotropic substances other than those provided for in the authorization decree.</p> <p>4. When the conducts referred to in paragraph 1 relate to the medicines included in chart II, sections A, B and D, limited to those specified under number 3-bis) of letter e) of paragraphs 1 of article 14, and no conditions under article 17 occur, the penalties provided for therein shall be applied, reduced by from one third to half.</p> <p>5. Unless the offense in question constitutes a more serious offense, whoever commits one of the facts outlined under this article which, given the means, the methods or the circumstances of the actions, or given the quality and quantity of substances, is of minor severity, shall be punished with imprisonment from six years to four years and a fine from EUR 1,032 to EUR 10,329.</p> <p>5-bis. In the cases set forth in paragraph 5, solely for the offenses referred to in this article committed by a drug addict or people who make use of narcotic drugs or psychotropic substances, the judge, through the sentence of conviction or establishing the application of the penalty upon request by the parties as per article 444 of the code of criminal procedure, upon request by the accused person and having heard the public prosecutor, if no conditional discharge has to be granted, may order community service as referred to in article 54 of legislative decree no. 274 dated 28th August 2000 according to the forms provided, as an alternative to detention and fines. Through the sentence the judge appoints the local office for sentence execution to check if the community service has been actually provided. The office shall report to the judge regularly. By way of derogation from the provisions in article 54 of legislative decree no. 274 of 2000, the community service shall have the same duration as the detention sentence delivered. It can be ordered also in private facilities authorized pursuant to article 116, prior their consent. In case of breach of the obligations related providing community service, by way of derogation from article 54 above of legislative decree no. 274 of 2000, upon request by the public prosecutor or ex officio, the trial court judge or the enforcement judge, with the formalities set forth in article 666 of the code of criminal procedure, taking into account the extent of the reasons and circumstances of the violation, shall order revocation of the penalty and consequently restore the one which was replaced. Appeal before the Court of Cassation may be filed against that revocation decision, which has no suspensive effect. Community service may replace the penalty not more than twice.</p> <p>5-ter. The provision referred to in paragraph 5-bis shall apply also in the case of offenses other than those under paragraph 5 committed, only once, by a drug addict or people who make usual use of</p>
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		<p>narcotic drugs or psychotropic substances and in relation to their condition of being addicts or usual takers, for which the judge has imposed a penalty not longer than one year of imprisonment, unless it is an offense set forth in article 407, paragraph 2, letter a), of the code of criminal procedure or an offense against an individual.</p> <p>6. If the offense is committed by three or more persons acting jointly, the penalty shall be increased.</p> <p>7. Penalties provided for in paragraphs 1 to 6 shall be reduced by from half as much to two thirds for those who collaborate in order to prevent the crimes from resulting in further consequence, also by helping the police or the judicial authority in taking away crucial resources for the commitment of offenses.</p> <p>7-bis. In case of conviction or application of the penalty upon request by the parties as per article 444 of the code of criminal procedure, confiscation shall be ordered of the things resulting therefrom as a profit or consequence, unless they belong to someone who is not involved in the crime, or if not possible, confiscation of the assets available to the offender for an amount corresponding to said profit or product.</p>
<p>Article 24-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Organized crime offenses (omissis)</i></p>	<p>Article 407 code of criminal procedure <i>(Maximum duration of preliminary investigations)</i></p> <p>1. Unless what provided for in article 393 paragraph 4, the duration or preliminary investigations shall not be more than eighteen months.</p> <p>2. However, the maximum duration shall be two years if preliminary investigations involve:</p> <p>a) the crimes listed below: <i>(omissis)</i></p> <p>5) offenses of illegal manufacture, introduction into the Country, sale, transfer, possession and shelter in a public place or open to the public for war weapons or warlike arms or part of those, explosives, and illegal arms, as well as additional common firearms excluding those provided by Article 2, paragraph three, of Law 110 of 18th April 1975. <i>(omissis)</i></p> <p>Article 2 law 18th April 1975, no. 110 <i>(Common firearms and ammunition)</i> <i>(omissis)</i></p> <p>(comma 3) Common firearms are those called "indoor range guns", and gas guns, as well as compressed air or compressed gas guns, both long and short whose bullets deliver more than 7.5 joule of kinetic energy, as well as rocket launchers, unless they are intended for fishing or weapons and tools which were considered by the advisory commission, as per article 6, due to their features, as not damaging to individuals. <i>(omissis)</i></p>

<p>Article 25 legislative decree 8th June 2001, no. 231</p>	<p><i>(Bribery, undue induction to give or promise benefits and corruption)</i></p> <p>1. As regards the commitment of offenses as per articles 318, 321 and 322, paragraphs 1 and 3 of the criminal code, a fine of up to two hundred quotas shall be applied.</p> <p>2. As regards the commitment of offenses as per articles 319, 310-ter, paragraph 1, 321, 322, paragraphs 2 and 4 of the criminal code, a fine from two hundred to six hundred quotas shall be applied to the body.</p> <p>3. As regards the commitment of offenses as per articles 317, 319, aggravated pursuant to article 319-bis when the entity gained a significant proceedings from the offense, 319-ter, paragraph 2, 319-quater and 321 of the criminal code, a fine from three hundred to eight hundred quotas shall be applied to the body.</p> <p>4. Fines provided for the crimes referred to in paragraphs 1 and 3, shall be applied to the entity even when said crimes were committed by the people referred to in article 320 and 322-bis.</p> <p>5. In the event of conviction for one of the crimes referred to in paragraphs 2 and 3 the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable for a term not less than one year.</p>	<p>Article 317 criminal code <i>(Bribery)</i></p> <p>A public official or public service employee who, by abusing their authority or role, forces an individual to illegally give or promise to him/her or to a third party money or other benefits, shall be punished with imprisonment from six to twelve years.</p>
<p>Article 25 legislative decree 8th June 2001, no. 231</p>	<p><i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i></p>	<p>Article 318 criminal code <i>(Corruption for the exercise of duties)</i></p> <p>Article 318 Corruption for the exercise of duties</p>

		Public officials who, to exercise their duties, unduly receive money or other benefits or accept promise of these for themselves or a third party, shall be punished with imprisonment from one to six years.
Article 25 legislative decree 8th June 2001, no. 231	<i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i>	Article 319 criminal code (<i>Corruption regarding actions contrary to official duties</i>) A public official who receives, either for himself or for a third party, money or other goods or the promise of such for omitting or delaying or for having omitted or delayed to carry out his official duties or for carrying out or having carried out actions that are contrary to his official duties, shall be liable to imprisonment from six to ten years.
Article 25 legislative decree 8th June 2001, no. 231	<i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i>	Article 319-bis criminal code (<i>Aggravating factors</i>) The penalty shall be increased if the offense referred to in article 319 involves the allocation of public employment or salaries or pensions or the stipulation of agreements concerning the administration the public official belongs to, as well as the payment or refunding of taxes.
Article 25 legislative decree 8th June 2001, no. 231	<i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i>	Article 319-ter criminal code (<i>Judicial corruption</i>) If the offenses provided for in articles 318 and 319 are committed to favor or damage one of the parties in a civil, criminal or administrative trial, the penalty shall be a term of imprisonment from six to twelve years. If the fact results in any party to be convicted to a term of imprisonment not exceeding five years, the penalty shall be imprisonment from six to fourteen years; if it results in unfair conviction to imprisonment for more than five years or life imprisonment, the penalty shall be imprisonment from eight to twenty years.
Article 25 legislative decree 8th June 2001, no. 231	<i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i>	Article 319-quater criminal code (<i>Undue induction to give or promise benefits</i>). Unless the fact constitutes a more serious offense, a public official or public service employee who, by abusing their authority or role, induces an individual to illegally give or promise to them or to a third party money or other benefits, shall be punished with imprisonment from six years to ten years and six months. In the cases set forth in the first paragraph, whoever gives or promises to give money or other benefits shall be liable to imprisonment for up to three years.
Article 25 legislative decree	<i>Bribery, undue induction to give or promise</i>	Article 320 criminal code (<i>Corruption of a person in charge of public</i>

<p>8th June 2001, no. 231</p>	<p><i>benefits and corruption (omissis)</i></p>	<p>services) and provisions in articles 318 and 319 shall apply also to employees of public services. In any case, penalties shall be reduced by no more than one third.</p>
<p>Article 25 legislative decree 8th June 2001, no. 231</p>	<p><i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i></p>	<p>Article 321 criminal code <i>(Penalties for the corrupter)</i> The penalties established in the first paragraph of article 318, article 319, article 319-bis, article 319-ter and article 320 regarding the above mentioned provisions contained in articles 318 and 319, shall also be applied to individuals who give or promise to give money or other benefits to public officials or to people in charge of public services.</p>
<p>Article 25 legislative decree 8th June 2001, no. 231</p>	<p><i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i></p>	<p>Article 322 criminal code <i>(Instigation to corruption)</i> Whoever offers or promises undue money or other benefits to a public official or a person in charge of a public service because of the duties and powers they exercise, if the offer or promise is not accepted, is liable to the penalty established in the first paragraph of article 318 shall be reduced by one third. If the offer or promise is made in order to induce the public official or the person in charge of a public service to omit to carry out or delay his/her official duties, or to commit an action contrary to his/her duties and the offer or promise is not accepted, the sanction established in article 319 shall be reduced by one third. The penalty referred to in first paragraph shall be applied to the public officials of persons in charge of public services who solicit a promise or provision of money or other benefits for the exercise of their functions or powers. The penalty referred to in second paragraph shall be applied to the public officials of persons in charge of public services who solicit a promise for money or provision of money or other benefits by a private party for the purposes referred to in article 319.</p>
<p>Article 25 legislative decree 8th June 2001, no. 231</p>	<p><i>Bribery, undue induction to give or promise benefits and corruption (omissis)</i></p>	<p>Article 322-bis criminal code <i>(Embezzlement, bribery, corruption and instigation to corruption of members of European Communities' bodies and officials of European Communities and Foreign Countries)</i> The provisions contained in articles 314, 316, from 317 to 320 and 322, third and fourth paragraph, shall also apply to: 1) the members of the Commission of the European Communities, the European Parliament, the Court of Justice of the European Communities and the European Court of Auditors; 2) the officials and servants employed under contracts in compliance with the staff regulations of officials of the European Communities or the</p>

		<p>conditions of employment to servants of the European Communities;</p> <p>3) individuals seconded by Member States or by any public or private body at the European Communities, whose duties correspond to those of officials or servants of the European Communities;</p> <p>4) the members and employees of the entities established in accordance with the Treaties establishing the European Communities;</p> <p>5) individuals who, within the Member States of the European Union, carry out duties or activities that correspond to those of public officials and persons in charge of a public service;</p> <p>5-bis) the judges, the prosecutor, assistant prosecutors, officials and agents of the International Crime Court, the persons entrusted by the member States of the International Crime Court establishment Treaty whose duties correspond to those of officials or agents of the Court itself, the members and persons in charge of the authorities established based on the International Crime Court establishment Treaty. The provisions of articles 319-quater, second paragraph, 321 and 322, first and second paragraphs, are applicable even if the money or other benefits are given, offered or promised to:</p> <p>1) individuals indicated in the first paragraph of this article;</p> <p>2) individuals who carry out duties or activities that correspond to those of public officials and persons in charge of a public service within other foreign Countries or international public organizations, if the offense was committed to obtain an advantage for themselves or others in international economic transactions, or in order to obtain or maintain an economic or financial operation.</p> <p>The individuals indicated in the first paragraph are regarded as public officials, if they carry out corresponding functions, and as persons in charge of a public service in other cases.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>(Counterfeiting currency, legal tender, duty stamps, distinctive signs)</i></p> <p>1. As regards the commitment of crimes provided for in the criminal code in relation to counterfeiting currency, legal tender, duty stamps and distinctive signs, the entity shall be liable to the following fines:</p> <p>a) for the crime referred to in article 453, a fine from three hundred to eight hundred quotas;</p>	<p>Article 453 criminal code <i>(Counterfeiting currency, spending and introducing counterfeit currency in the Country, with accomplices)</i></p> <p>Imprisonment from three to twelve years and a fine from EUR 516 to EUR 3,098 shall be applied to:</p> <p>1) whoever counterfeits either Italian or foreign currencies that are legally valid either inside or outside the Country;</p> <p>2) whoever alters in any way whatsoever genuine currencies in order to give them the appearance of a higher value;</p> <p>3) whoever, while not being involved in the counterfeiting or alteration is in agreement with either the individual who carried it out or an intermediary, introduces into the Country or keeps or spends or puts into circulation counterfeit or</p>

	<p>b) for crimes referred to in articles 454, 460 and 461 a fine of up to five hundred quotas;</p> <p>c) for the crime referred to in article 455, the fines established under letter a), as regards article 453, and letter b), as regards article 454, reduced by from one third to half as much;</p> <p>b) for crimes referred to in articles 457 and 464, paragraph 4, the fines of up to two hundred quotas;</p> <p>e) for the crime referred to in article 459 the fines provided for under letter a), c) and d) reduced by one third;</p> <p>f) for the crime referred to in article 464, first paragraph, a fine of up to three hundred quotas;</p> <p>f-bis) for crimes referred to in articles 473 and 474, a fine of up to five hundred quotas.</p> <p>2. In the event of conviction for one of the crimes referred to in articles 453, 454, 455, 459, 460, 461, 473 and 474 of the criminal code, the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable to the entity for a term of not more than one year.</p>	<p>altered currencies;</p> <p>4) whoever, in order to put counterfeit or altered currencies into circulation, purchases or receives them either from the individual who counterfeited them, or from an intermediary.</p> <p>The same penalty shall apply to those who, being legally authorized to production, unduly manufacture amounts of currency exceeding the limits provided by abusing the instruments or materials at their disposal.</p> <p>The penalty shall be reduced by one third when the conducts referred to in the first and second paragraphs involve currencies which are have no legal tender status yet and the beginning of the legal tender period is set</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 454 criminal code <i>(Altering currencies)</i> Whoever alters currencies of the quality indicated in the article above, reducing their value in any way, or, uses currencies altered in such a way to commit any of the offenses indicated under points 3 and 4 of said article, shall be punished with imprisonment from one to five years and a fine from EUR 103.00 to EUR 516.00.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 455 criminal code <i>(Spending and introducing counterfeit currency in the Country, without accomplices)</i> Whoever, except in the cases provided for in the two articles above, introduces into the Country, purchases or keeps counterfeit or altered</p>

		<p>currencies, in order to put them into circulation, or spend them or put them into circulation in any other way, shall be liable to the penalties established in said articles, reduced by from one third to half as much.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 457 criminal code (<i>Spending counterfeit money received in good faith</i>) Whoever spends or puts into circulation in any other way counterfeit or altered currencies received in good faith, shall be liable to imprisonment for up to six months or a fine of up to EUR 1,032.00.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 459 criminal code (<i>Counterfeiting of duty stamps, introducing into the Country, purchasing, keeping or putting into circulation counterfeit duty stamps</i>) The provisions of articles 453, 455 and 457 shall also be applied to the counterfeiting of alteration or duty stamps and to the introduction into the Country, or purchasing, keeping and putting into circulation of counterfeit duty stamps, but the penalties shall be reduced by one third. For the purposes of criminal law, «duty stamps» are stamp-impressed paper, revenue stamps, stamps and other equivalent revenue instruments according to special laws.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 460 criminal code (<i>Counterfeiting watermarked paper used for manufacturing legal tender or duty stamps</i>) Whoever counterfeits watermarked paper used for manufacturing legal tender or duty stamps, or purchases, keeps or sells said counterfeit paper, shall be liable, if the fact does not constitute a more serious offense, to a term of imprisonment from two to six years and a fine from EUR 309.00 to EUR 1,032.00.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 461 criminal code (<i>Fabrication or detention of watermarks or instruments intended for counterfeiting currencies, duty stamps or watermarked paper</i>) Whoever fabricates, purchases, keeps or sells watermarks, computer programs and data or instruments used for counterfeiting or altering currencies, duty stamps or watermarked paper is liable, if the fact does not constitute a more serious offense, to imprisonment for a term from one to five years and a fine from EUR 103 to EUR 516. The same penalty shall be applied if conducts provided for in paragraph one regard holograms or other components of money destined to ensure protection against counterfeiting and alteration.</p>

<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 464 criminal code <i>(Use of counterfeit or altered duty stamps)</i> Whoever, not being involved in counterfeiting or altering, uses counterfeit or altered duty stamps shall be liable to imprisonment of a term of up to three years and a fine of up to EUR 516.00. If duty stamps were received in good faith, the penalty established in article 457 shall be applied, reduced by one third.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 473 criminal code <i>(Counterfeiting, alteration or use of trademarks or distinctive signs or patents, models and drawings)</i> Whoever, in a position to know of the existence of the industrial ownership title, counterfeits or alters the distinguishing brands or signs, both Italian and foreign, of industrial products, or whoever, while not involved in the counterfeiting or alteration of such, uses such counterfeited or altered brands or signs, is liable to a period of imprisonment of from six months to three years and a fine from EUR 2,500 to EUR 25,000. Whoever counterfeits or alters industrial patents, designs or models, whether Italian or foreign, or whoever, while not involved in the counterfeiting or alteration of such, uses counterfeited or altered patents, designs or models is liable to period of imprisonment from one to four years and a fine from EUR 3,500 to EUR 35,000.00. The offenses referred to in the first and second paragraphs are punishable on condition that the Italian laws, EU regulations and international conventions concerning the protection of intellectual or industrial ownership have been complied with.</p>
<p>Article 25-bis legislative decree 8th June 2001, no. 231</p>	<p><i>Counterfeiting currency, legal tender, duty stamps, distinctive signs (omissis)</i></p>	<p>Article 474 criminal code <i>(Introduction into the Country and commerce of products with false signs)</i> Except in the cases of complicity in the offenses provided for in article 473, whoever, in order to make a profit for themselves, introduces into the Country industrial products with counterfeited or altered brands or other distinguishing signs, both Italian and foreign, is liable to imprisonment from one to four years and a fine from EUR 3,500.00 to EUR 35,000.00. Except in the cases of complicity in counterfeiting, alteration and introduction into the Country, whoever keeps for sale, puts on sale or puts in circulation by any other means, in order to make a profit for themselves, any of the products referred to in the first paragraph, is liable to a period of imprisonment of up to two years and a fine of up to EUR 20,000.00. The offenses referred to in the first and second paragraphs are punishable on condition that the Italian laws, EU regulations and international</p>

		conventions concerning the protection of intellectual or industrial ownership have been complied with.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>(Crimes against industry and commerce)</i> 1. As regards the commitment of offenses against industry and commerce provided for in the criminal code, the entity shall be liable to the following fines: a) for crimes referred to in articles 513, 515, 516, 517, 517-ter and 517- quater a fine of up to five hundred quotas; b) for crimes referred to in articles 513-bis and 514, a fine of up to eight hundred quotas. 2. In case of conviction for the crimes referred to under letter b) of paragraph 1, the entity shall be liable to the disqualification sanctions laid down in article 9, paragraph 2.	Article 513 criminal code <i>(Disruption of the freedom of trade or industry)</i> Whoever employs violence or fraudulent means to obstruct or interfere with industry or trade is liable, on complaint by the injured party, if the fact does not constitute a more serious offense, to imprisonment up to two years and to a fine from EUR 103.00 to EUR 1,032.00.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	Article 513-bis criminal code <i>(Illegal competition through threats or violence)</i> Whoever, while carrying out commercial, industrial or any production activities, uses violence or threats as part of unfair competition is liable to imprisonment of a term from two to six years. The penalty shall be increased if competition actions relate to financial activities, refer either fully or in part to a financial activity and in any way to the State or other public bodies.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	Article 514 criminal code <i>(Frauds against national industries)</i> Whoever sells or puts into circulation by any other means, on either the Italian market or foreign markets, industrial products with counterfeited or altered names, brands or distinguishing signs, causing damage to the national industry, shall be liable to imprisonment for a term o from one to five years and to a fine of not less than EUR 516.00. If Italian laws or international conventions concerning the protection of intellectual or industrial ownership have been complied with for the brands and distinguishing signs, the penalty shall be increased and the provisions in articles

		473 and 474 shall not be applied.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	Article 515 criminal code <i>(Fraudulent trade activities)</i> Whoever, while carrying out a commercial activity, or in an outlet open to the public, gives the purchaser a movable good in place of another, or a movable item having different origin, source, quality or quantity from the one declared or agreed on, shall be punished, if the fact does not constitute a more serious offense, with imprisonment up to two years or with a fine up to EUR 2,065.00. In case of valuable objects, the penalty shall be a term of imprisonment of up to three years or a fine not lower than EUR 103.00.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	Article 516 criminal code <i>(Selling non-genuine food items as genuine)</i> Whoever sells or trades in any other way non-genuine food items and passes them off as genuine is liable to a period of imprisonment of up to 6 months or to a fine of up to EUR 1,032.00.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	Article 517 criminal code <i>(Sale of industrial products with false signs)</i> Whoever sells or puts into circulation in any other way original work or industrial products with Italian or foreign names, brands or distinguishing signs designed to fool the buyer about the origin. provenance or quality of the work or products is liable, if the offense is not covered by any other legal provisions, to a period of imprisonment of up to two years and a fine of up to EUR 20,000.00.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	Article 517-ter criminal code <i>(Manufacturing and commerce of goods produced by seizing industrial property rights)</i> Without prejudice to the application of articles 473 and 474, whoever is in a position to know of the existence of an industrial ownership title and manufactures or uses industrially objects or other goods produced by seizing industrial property rights or in violation of said rights shall be liable, on complaint by the injured party, to a term of imprisonment of up to two years and a fine of up to EUR 20,000.00. The same penalty shall be applied to whoever introduces the goods mentioned in the first paragraph into the State, keeps them for sale, puts them on sale with a direct offer to the consumers or, however, puts them into circulation in order to obtain a profit from it. The provisions referred to in articles 474-bis, 474-ter, second paragraph, and 517-bis, second paragraph shall apply. The offenses referred to in the first and second paragraphs are punishable provided that the Italian

		laws, EU regulations and international conventions concerning the protection of intellectual or industrial ownership have been complied with.
Article 25-bis.1 legislative decree 8th June 2001, no. 231	<i>Crimes against industry and commerce (omissis)</i>	<p>Article 517-quater criminal code (<i>Forging geographical indications or designations of origin of food products</i>) Whoever forges or alters the geographical origin or designations of origin of food products shall be liable to imprisonment up to two years and a fine up to EUR 20,000.</p> <p>The same penalty shall be applied to whoever introduces said goods with forged indications and designations into the State, keeps them for sale, puts them on sale with a direct offer to the consumers or, however, puts them into circulation in order to obtain a profit from it.</p> <p>The provisions referred to in articles 474-bis, 474-ter, second paragraph, and 517-bis, second paragraph shall apply.</p> <p>The offenses referred to in the first and second paragraphs shall be punishable on condition that the Italian laws, EU regulations and international conventions concerning the protection of geographical indications and designations of origin of food products have been complied with.</p>
Article 25-ter legislative decree 8th June 2001, no. 231	<p><i>Articolo 25 Ter Corporate offenses</i> As regards the corporate offenses provided for in the criminal code, the authority shall be liable to the following fines:</p> <p>a) for the crime of false corporate communications, provided for in article 2621 of the civil code, a fine from one hundred to one hundred and fifty quotas;</p> <p>a-bis) for the crime of false corporate communications, provided for in article 2621 of the civil code, a fine from one hundred to two hundred quotas;</p> <p>b) for the crime of false corporate communications, provided for in article 2622 of the civil code, a fine from four hundred to six hundred quotas;</p> <p>c) abrogated</p>	<p>Article 2621 Civil Code (<i>False corporate communications</i>) Except for cases under article 2622, the directors, general managers, managers in charge of drawing up the corporate accounting documents, the statutory auditors and the liquidators who, with the aim of securing for themselves or others an unjust profit, consciously make statements of significant substantive facts which are untrue in the company's financial statements, reports or other company documents provided for by law which are intended for members or for the public, or omit significant substantive facts, the communication of which is prescribed by law, concerning the economic position, assets, liabilities or financial position of the company or the group to which that company belongs, in a manner which is actually capable of misleading other people, shall be punished with imprisonment from one to five years.</p> <p>The same penalty shall be applied even if the false statements and omissions relate to assets owned or administered by the company on behalf of third parties.</p> <p>actually capable of misleading other people, shall be punished with imprisonment from one to five years.</p> <p>Article 2621 bis Civil Code (<i>Art. 2621 bis. Minor offenses</i>) Except for cases under article 2622, the directors, general managers, managers in charge of drawing</p>

	<p>d) for the offense of false statement in a prospectus, provided for in article 2623, first paragraph, of the civil code, a fine between one hundred and thirty quotas;</p> <p>e) for the crime of false statement in a prospectus, provided for in article 2623, second paragraph, of the civil code, a fine between two hundred and three hundred and thirty quotas;</p> <p>f) for the offense of false statement in reports or communications of auditing firms, provided for in article 2624, first paragraph, of the civil code, a fine between one hundred and one hundred and thirty quotas;</p> <p>g) for the crime of false statement in reports or communications of auditing firms, provided for in article 2624, second paragraph, of the civil code, a fine between two hundred and four hundred quotas;</p> <p>h) for the crime of impeding control, provided for in article 2625, second paragraph, of the civil code, a fine between one hundred and one hundred and eighty quotas;</p> <p>i) for the crime of fictitiously paid-up capital stock, provided for in article 2632 of the civil code, a fine between one hundred and one hundred and eighty quotas;</p> <p>l) for the crime of unlawful return of capital, provided for in article 2626 of the civil code, a fine between one</p>	<p>up the corporate accounting documents, the statutory auditors and the liquidators who, with the aim of securing for themselves or others an unjust profit, consciously make statements of significant substantive facts which are untrue in the company's financial statements, reports or other company documents provided for by law which are intended for members or for the public, or omit significant substantive facts, the communication of which is prescribed by law, concerning the economic position, assets, liabilities or financial position of the company or the group to which that company belongs, in a manner which is actually capable of misleading other people, shall be punished with imprisonment from one to five years.</p> <p>The same penalty shall be applied even if the false statements and omissions relate to assets owned or administered by the company on behalf of third parties.</p> <p>Article 2622 Civil Code <i>(False corporate communications by listed companies)</i></p> <p>The directors, general managers, managers in charge of drawing up the corporate accounting documents, the statutory auditors and the liquidators of companies emitting financial instruments authorized for trading in a regulated market in Italy or another Country in the European Union who, with the aim of securing for themselves or others an unjust profit, consciously make statements of substantive facts which are untrue in the company's financial statements, reports or other company documents which are intended for members or for the public, or omit significant substantive facts, the communication of which is prescribed by law, concerning the economic position, assets, liabilities or financial position of the company or the group to which that company belongs, in a manner which is actually capable of misleading other people, shall be punished with imprisonment from three to eight years.</p> <p>The following companies are compared to the ones referred to in the paragraph above:</p> <ol style="list-style-type: none"> 1) the companies issuing financial instruments for which an application for authorization for trading on a regulated Italian market or regulated market of any other EU member Country has been submitted; 2) the companies issuing financial instruments authorized for trading on an Italian multilateral trading facility; 3) the companies controlling other companies issuing financial instruments authorized for trading on a regulated Italian market of an EU member Country; 4) the companies that collect savings from the public or manage them in any way. <p>The provisions under the paragraphs above shall</p>
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	<p>hundred and one hundred and eighty quotas;</p> <p>m) for the offense of unlawful subdivision of profits and reserves, provided for in article 2627 of the civil code, a fine between one hundred and one hundred and thirty quotas;</p> <p>n) for the crime of illegal transactions on shares or quotas or of the parent company, provided for in article 2628 of the civil code, a fine between one hundred and one hundred and eighty quotas;</p> <p>o) for the crime of transactions to the detriment of creditors, provided for in article 2629 of the civil code, a fine between one hundred and fifty and three hundred and thirty quotas;</p> <p>p) for the crime of unlawful subdivision of corporate assets by the liquidators, provided for in article 2633 of the civil code, a between one hundred and fifty and three hundred and thirty quotas;</p> <p>q) for the crime of illegal influence on the shareholders' meeting, provided for in article 2636 of the civil code, a fine between one hundred and fifty and three hundred and thirty quotas;</p> <p>r) for the crime of market manipulation, provided for in article 2637 of the civil code and for the crime of failure to report a conflict of interest provided for in article 2629bis of the civil code, a fine between two</p>	<p>apply even if the false statements and omissions relate to assets owned or administered by the company on behalf of third parties.</p>
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	<p>hundred and five hundred quotas;</p> <p>s) for the crimes of hindering public supervisory authorities from performing their functions, provided for in article 2638, first and second paragraphs, of the civil code, a fine between two hundred and four hundred quotas;</p> <p>s-bis) for the crime of private bribery in the cases set forth in the third paragraph of article 2635 of the civil code, a fine from four hundred to six hundred quotas and, in the case of instigation as per the first paragraph of article 2635-bis of the civil code, a fine from two hundred to four hundred quotas. The disqualification sanctions provided for in article 9, paragraph 2, shall also apply.</p> <p>3. If the authority has gained a significant profit following the commitment of the offenses referred to in paragraph 1, the fine shall be increased by one third.</p>	
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2623 civil code (False statement in a prospectus) Abrogated by article 34, paragraph 2, Law dated 28th December 2005, no. 262</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2624 civil code (False statement in reports or communications of auditing firms) Abrogated by article 37, paragraph 34, Legislative Decree dated 27th January 2007, no. 39</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2625 civil code (Impeded control) Directors who conceal documents or with other similar wiles impede or in any case obstruct the performance of audits that are legally attributable to the shareholders or other corporate bodies shall be punished with a fine of up to EUR 10,329.</p>

		<p>If the conduct has caused damage to the shareholders, the penalty shall be a term of imprisonment of up to one year and the individual shall be prosecuted upon complaint by the injured party.</p> <p>The penalty shall be doubled if it relates to a company whose shares are listed on Italian equity regulated markets or equity regulated markets of other European Union States or which are distributed among the public to a significant extent, pursuant to article 116 of the consolidated act referred to in legislative decree no. 58 dated 24th February 1998.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2626 civil code <i>(Unlawful repayment of capital)</i></p> <p>Directors who, apart from cases of legitimate reduction of a company's share capital, repay, also simultaneously, the contributions to shareholders or waive them from the obligation to make them, shall be punished with a term of imprisonment of up to one year.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2627 civil code <i>(Unlawful subdivision of profits and reserves)</i></p> <p>Unless the fact constitutes a more serious offense, the directors who subdivide profits or advances on profits not effectively made or destined by law to reserves, or who distribute reserves, including those not made up of profits, which cannot be distributed by law, shall be punished with a term of imprisonment of up to one year.</p> <p>The repayment of profits or the reconstruction of the reserves before the deadline established for the approval of the financial statements shall cancel the offense.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2628 civil code <i>(Illegal transactions on shares or quotas or of the parent company)</i></p> <p>Directors who, apart from those cases allowed by law, purchase or underwrite shares or quotas, causing damage to the integrity of the share capital or reserves that by law cannot be distributed, shall be punished with imprisonment for up to one year. The same penalty shall be applied to directors who, apart from those cases allowed by law, purchase or underwrite shares or quotas issued by the parent company, causing damage to the share capital or reserves that by law cannot be distributed.</p> <p>If the share capital or reserves are reconstructed before the deadline established for the approval of the financial statements for the year when the offense was committed, the offense shall be canceled.</p>

<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2629 civil code <i>(Operations causing prejudice to creditors)</i> The directors who, in breach of law provisions protecting creditors, reduce the share capital, merge with or separate from other companies causing damage to the creditors, shall be punished, on complaint by the injured party, with a term of imprisonment between six months to three years. If compensation for damages is paid to the creditors before the trial the offense shall be cancelled.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2629-bis civil code <i>(Failure to report a conflict of interest)</i> The directors or members of the management board of a company whose shares are listed on Italian equity regulated markets or equity regulated markets of other European Union Countries or which are distributed among the public to a significant extent, pursuant to article 116 of the consolidated act referred to in Legislative Decree no. 58 dated 24th February 1998, as amended, or of an entity subject to supervision pursuant to the consolidated act referred to in Legislative Decree no. 385 dated 1st September 1993, to the above mentioned consolidated act referred to in Legislative Decree no. 58 of 1998, to the Legislative Decree no. 209 dated 7th September 2005 or to the Legislative Decree no. 124 dated 21st April 1993, who violate the obligations provided for in article 2391, first paragraph, shall be punished with a term of imprisonment from one to three years, if the violation resulted in damage for the company or third parties.</p> <p>Article 2391 civil code <i>(Interests of directors)</i> The director must inform the other directors and the board of statutory auditors on any interest he/she may have, on its own behalf or on behalf of third parties, in a certain transaction of the company, and shall specify its nature, terms, origin and scope; in case of managing director, he/she must keep from carrying out said transaction and confer it upon the joint body; in case of Chief Executive Officer, he/she must inform the shareholders during the first shareholders' meeting available.</p> <p>In the cases provided for in the paragraph above, the decision by the board of directors must properly explain the reasons and the profitability of the transaction for the company.</p> <p>In case of failure to comply with the provisions of the two above paragraphs of this article, or in case of decisions by the board of directors or management board passed with the determining vote by the director concerned, said decisions may be contested by the directors and the board of statutory auditors if they may cause damage to the</p>

		<p>company, within ninety days following the date they were adopted;</p> <p>the challenge may not be proposed by those who gave their consent by voting the decision, if the obligations to provide information as per the first paragraph have been fulfilled. However, any right purchased in good faith by third parties following actions carried out in execution of the decision shall be excepted.</p> <p>The director shall be liable for the prejudice caused by their action or failure to act to the company.</p> <p>The director shall also be liable for the damage caused to the company by using data, news or business opportunities found out during their office to their own or third parties' advantage.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2632 civil code <i>(Fictitiously paid-up capital stock)</i></p> <p>The directors and the contributing shareholders who, also in part, establish of increase fictitious share capital through the allotment of shares or quotas to an overall extent higher than the amount of share capital, mutual underwriting of shares or quotas, significant overstatement of contributions in kind or of credits or of company assets in case of transformation, shall be punished with up to one year of imprisonment.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2633 civil code <i>(Unlawful subdivision of corporate assets by the liquidators)</i></p> <p>Liquidators who, when distributing company assets to the shareholders before paying the company creditors or allocating the amounts necessary to satisfy them, cause damage to the creditors shall be punished, upon complaint by the injured party, with imprisonment from six months to three years.</p> <p>If compensation for damages is paid to the creditors before the trial the offense shall be cancelled.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2635 civil code <i>(Private bribery)</i></p> <p>Unless the fact constitutes a more serious offense, the directors, general managers, managers in charge of drawing up the corporate accounting documents, the statutory auditors and the liquidators who, including through intermediaries, solicit or receive money or other undue benefits for themselves or others, or accept the promise thereof, in order to commit or omit an action in violation of the obligations pertaining to their position or of loyalty obligations, shall be punished with imprisonment from one to three years. The same penalty shall apply if the fact is committed by those who, within the management of the company or private body, carry out duties</p>

		<p>other than those which are typical of the subjects referred to in the sentence above.</p> <p>If the fact is committed by someone who is subordinated to the management or to the surveillance by one of the subjects in the first paragraph, the penalty shall be imprisonment up to one year and six months.</p> <p>Whoever, including through intermediaries, offers, promises or gives undue money or other benefits to the persons specified in the first and second paragraphs, shall be punished with the penalties provided therein.</p> <p>The penalties outlined in the paragraphs above shall be doubled if they relate to a company whose shares are listed on equity regulated markets in Italy or other European Union States or which are distributed among the public to a significant extent, pursuant to article 116 of the consolidated act on brokerage, referred to in legislative decree no. 58 dated 24th February 1998, as amended.</p> <p>The individual shall be prosecuted upon complaint by the injured party, unless the fact results from distortion of competition in the acquisition of goods or services.</p> <p>Without prejudice to the provisions in article 2641, confiscation for an equivalent value cannot be under the value of the benefits given, promised or offered.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2636 civil code <i>(Illegal influence on the shareholders' meeting)</i> Whoever, by employing fake or fraudulent actions, forms a majority in a shareholders' meeting in order to procure for themselves or for others unjustified profits, shall be punished with imprisonment from six months to three years.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2637 civil code <i>(Market manipulation)</i> Whoever spreads false information or carries out fake operations or other subterfuges for the purposes of provoking a consistent alteration in the price of unlisted financial instruments or for which no request for admission to a regulated market has been made, or significantly influencing the trust the public has in the financial stability of banks or bank groups, shall be punished with imprisonment from one to five years.</p>
<p>Article 25-ter legislative decree 8th June 2001, no. 231</p>	<p><i>Corporate offenses (omissis)</i></p>	<p>Article 2638 civil code <i>(Hindering public supervisory authorities from performing their functions)</i> The directors, general managers, managers in charge of drawing up the corporate accounting documents, the statutory auditors and the liquidators of companies or entities and the other entities subject to public supervising authorities by</p>

		<p>law, or which have obligations toward them, who make statements, in the notifications to the above mentioned authorities provided by law, of untrue substantive facts on the economic position, assets, liabilities or financial position of the entities being supervised, even if said facts are the subject of valuations, in order to hinder the supervision or, for the same purpose, hide with fraudulent means, either in part or totally, facts they should have reported concerning the aforementioned situation, shall be punished with imprisonment for a term between one and four years. The same criminal liability shall also extend to cases where the information concerns assets held or administered by the company on behalf of third parties. The same penalty shall be applicable to the directors, general managers, managers in charge of drawing up the corporate accounting documents, the statutory auditors and the liquidators of companies or entities and the other entities subject to public supervising authorities by law, or which have obligations toward them, who, in any form, even by consciously omitting to provide the above mentioned authorities with the required information, hinder their functions.</p> <p>The penalty shall be doubled if it relates to a company whose shares are listed on Italian equity regulated markets or equity regulated markets of other European Union States or which are distributed among the public to a significant extent, pursuant to article 116 of the consolidated act referred to in legislative decree no. 58 dated 24th February 1998.</p> <p>3-bis. For the purposes of criminal law, the authorities and resolution functions referred to in the implementation decree of the 2014/59/EU Directive have been made equal to supervisory authorities and functions.</p>
<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>(Crimes with terrorist purposes or designed to overthrow the democratic order)</i></p> <p>1. In relation to the commitment of offenses with terrorist purposes or designed to overthrow the democratic order provided for in the criminal code and the special laws, the following fine shall be applied to the entity:</p> <p>a) if the crime is punished with a term of imprisonment less than ten years, the fine shall be from two hundred to seven hundred quotas;</p> <p>b) if the crime is</p>	<p>Article 270-bis criminal code <i>(Associations with terrorist purposes, also international, or designed to overthrow the democratic order)</i></p> <p>Whoever promotes, establishes, organizes, manages or funds associations aimed at performing violent actions with terrorist purposes or designed to overthrow the democratic order, shall be punished with a term of imprisonment from seven to fifteen years.</p> <p>Any person who participates in said associations shall be liable to a term of imprisonment from five to ten years.</p> <p>For the purposes of the criminal law, violent actions shall be considered terrorism-oriented also when they are against a foreign Country, international institutions or organizations.</p> <p>The convicted person must always be punished with confiscation of the things needed or used to commit the offense and the things that represent its price, product, the proceeds of the offense or the</p>

	<p>punished with imprisonment for a term not less than ten years or life imprisonment, the fine shall be from four hundred to one thousand quotas.</p> <p>2. In the event of conviction for one of the crimes referred to in paragraph 1 the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable for a term not less than one year.</p> <p>3. If an entity or one of its organizational units is constantly used with the sole or prevailing purpose of allowing or facilitating the commitment of the offenses referred to in paragraph 1, the sanction providing for the permanent debarment from exercising the activity pursuant to article 16, paragraph 3.</p> <p>4. The provisions of paragraphs 1, 2 and 3 shall also be applied for the commitment of offenses other than those indicated in paragraph 1 which were in any case perpetrated in violation of the provisions of article 2 of the International Convention for the Suppression of the Financing of Terrorism signed in New York on 19th December 1999.</p>	<p>use thereof.</p>
<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 270-ter criminal code <i>(Assistance to association members)</i> Whoever, apart from cases of complicity in or aiding and abetting an offense crime, provides shelter or food, hospitality, means of transport or communication instruments to any individual who is part of the associations referred to in articles 270 and 270-<i>bis</i> shall be liable to imprisonment for a term of up to four years. The penalty shall be increased if the assistance is provided on a continuous basis. Those who commit the fact in favor of a next of kin shall not be punished.</p>

<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 270-quater criminal code (<i>Recruitment for terrorist purposes, also international</i>) Whoever, except the cases provided for in article 270-bis, recruits one or more individuals to commit acts of violence or sabotage for essential public services, for the purpose of terrorism, even if directed against a foreign Country, an international institution or organization, shall be punished with an imprisonment term from seven to fifteen years. Except for the cases referred to in article 270-bis, and unless the case of training, the recruited person shall be punished with imprisonment from five to eight years.</p>
<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 270-quinquies criminal code (<i>Training in activities for terrorist purposes, also international</i>) Whoever, except the cases provided for in article 270-bis, trains or however provides instructions on the preparation or use of explosive devices, firearms or other weapons, harmful or dangerous chemical or bacteriological substances, or on any other technique or method to commit acts of violence or sabotage of essential public services, for terrorist purposes, also if directed against a foreign Country, an international institution or organization, shall be punished by an imprisonment term from five to ten years. The same penalty shall apply to the trained person, as well as the person who, having acquired, even autonomously, the instructions to carry out the actions referred to in the first sentence, acts with the sole aim of committing the conducts referred to in article 270-sexies. The penalties outlined in this article shall be increased if the fact was committed by the trainers or instructors using IT or telecom instruments.</p>
<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 270-sexies criminal code (<i>Conducts for terrorist purposes</i>) Considered as having terrorist purposes are those conducts which, due to their nature or context, can cause considerable damage to a Country or international organization and are committed in order to intimidate the population and force public authorities or an international organization to perform or restrain from performing any act or destabilize or destroy the fundamental political, constitutional, economic and social structures of a Country or international organization, as well as the other conducts defined as terrorist or committed for the purpose of terrorism by conventions or other international law provisions which are binding for Italy.</p>

<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 280 criminal code <i>(Attack for terrorist or subversive purposes)</i> Whoever for reasons connected to terrorism or subversion of the democratic order attacks the life or the safety of an individual shall be liable, in the first case, to imprisonment for a term not less than twenty years and, in the second case, to imprisonment for a term of not less than six year. If an attack to the safety of an individual results in very serious injury, a term of imprisonment not less than eighteen years shall be applied, while if such an attack results in serious injury, the penalty applied shall be a term of imprisonment of not less than twelve years. If the acts referred to in the paragraphs above are carried out against individuals covering the position of judicial or prison officers or who carry out public security duties as part of their duties or because of their duties, the penalty shall be increased by one third. If the facts referred to in the paragraphs above result in death of an individual, the penalty, in the case of attacks to the life of an individual, is life imprisonment and, in the case of attacks against an individual's safety, imprisonment for thirty years. Extenuating circumstances, other those provided for in articles 98 and 114, occurring together with the aggravating circumstances referred to in the second and fourth paragraph, may not be considered equivalent or prevalent on the latter, and any penalty reduction shall be made on the amount of penalty resulting from the increase deriving from the aggravating circumstances.</p>
<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 280-bis criminal code <i>(Terrorist action with lethal or explosive devices)</i> Unless the fact constitutes a more serious offense, whoever for terrorist purposes commits any act aimed at damaging other people's movable or immovable properties through the use of explosive devices or any other lethal device shall be punished with a term of imprisonment from two to five years. For the purposes of this article, by explosive devices or any other lethal device it is meant any weapons and materials considered similar to them provided for in article 585 and designed to cause serious material damage. If the action is committed against the seats of the President of the Republic, Legislative assemblies, Constitutional Court, Government bodies or any other body provided for in the Constitution or in constitutional laws, the penalty shall be increased by up to half as much. If the fact results in a danger for the public security or a serious damage to the domestic economy, imprisonment for a term from five to ten years shall be applied. Extenuating circumstances, other those provided</p>

		for in articles 98 and 114, occurring together with the aggravating circumstances referred to in the third and fourth paragraph, may not be considered equivalent or prevalent on the latter, and any penalty reduction shall be made on the amount of penalty resulting from the increase deriving from the aggravating circumstances.
Article 25-quater legislative decree 8th June 2001, no. 231	<i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i>	<p>Article 289-bis criminal code (<i>Kidnapping for terrorist or subversive purposes</i>) Whoever for terrorist purposes or to overthrow the democratic order kidnaps an individual shall be punished with imprisonment for a term from twenty-five to thirty years.</p> <p>If the kidnapping results in the death of the victim as an unwanted consequence of the crime, the guilty person shall be liable to a term of imprisonment of thirty years.</p> <p>If the guilty party causes the death of the victim, the penalty is life imprisonment.</p> <p>If an accomplice who, dissociating themselves from the others, cooperates in obtaining the release of the victim, shall be punished with imprisonment from two to eight years; if after liberation the victim dies as a consequence of the kidnapping, the penalty shall be imprisonment for a term from eight to eighteen years.</p> <p>Should mitigating circumstances occur, the penalty provided for in second paragraph shall be replaced by imprisonment from twenty to twenty-four years; the penalty provided for in paragraph three shall be replaced by imprisonment from twenty-four to thirty years. If more than one mitigating circumstances occur, the penalty to be applied following the reductions shall not be less than ten years, in the case provided for in paragraph two, and less than fifteen years, in the case provided for in paragraph three.</p>
Article 25-quater legislative decree 8th June 2001, no. 231	<i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i>	<p>Article 302 criminal code (<i>Instigation to commit any of the crimes provided for in paragraphs one and two</i>) Whoever incites anybody to commit one of the intentional crimes provided for in paragraphs one and two of this article (<i>articles 241 and following and articles 276 and following</i>), for which the law provides for (death penalty or) life imprisonment or imprisonment, shall be punished, if the instigation was not accepted or the instigation was accepted but the crime was not perpetrated, with imprisonment for a term from one to eight years.</p> <p>However, the applicable penalty shall always be less than half of the penalty established for the crime the instigation relates to.</p>
Article 25-quater legislative decree 8th June 2001, no. 231	<i>Crimes with terrorist purposes or designed to overthrow the</i>	Article 1 Law Decree dated 15 th December 1979, no. 625 converted, with amendments, into law no. 15 dated 6 th February 1980

	<p><i>democratic order (omissis)</i></p>	<p><i>(Urgent measures for the protection of the democratic order and the public security)</i> For those offenses committed for terrorist purposes or to overthrow the democratic order which are punishable with penalties other than life imprisonment, the penalty shall be increased by half as much, unless the circumstance is an element constituting the offense. <i>(omissis)</i></p>
<p>Article 25-quater legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes with terrorist purposes or designed to overthrow the democratic order (omissis)</i></p>	<p>Article 2 – International Convention for the Suppression of the Financing of Terrorism. New York 9th December 1999</p> <p>1. Any person commits an offence within the meaning of this Convention if that person by any means, directly or indirectly, unlawfully and wilfully, provides or collects funds with the intention that they should be used or in the knowledge that they are to be used, in full or in part, in order to carry out:</p> <p>a) An act which constitutes an offence within the scope of and as defined in one of the treaties listed in the annex;</p> <p>b) Any other act intended to cause death or serious bodily injury to a civilian, or to any other person not taking an active part in the hostilities in a situation of armed conflict, when the purpose of such act, by its nature or context, is to intimidate a population, or to compel a government or an international organization to do or to abstain from doing any act.</p> <p>2. a) On depositing its instrument of ratification, acceptance, approval or accession, a State Party which is not a party to a treaty listed in the annex may declare that, in the application of this Convention to the State Party, the treaty shall be deemed not to be included in the annex referred to in paragraph 1, subparagraph (a). The declaration shall cease to have effect as soon as the treaty enters into force for the State Party, which shall notify the depositary of this fact.</p> <p>b) When a State Party ceases to be a party to a treaty listed in the annex, it may make a declaration as provided for in this article, with respect to that treaty.</p> <p>3. For an act to constitute an offence set forth in paragraph 1, it shall not be necessary that the funds were actually used to carry out an offence referred to in paragraph 1, subparagraphs (a) or (b).</p> <p>4. Any person also commits an offence if that person attempts to commit an offence as set forth in paragraph 1 of this article.</p> <p>5. Any person also commits an offence if that person:</p> <p>a) participates as an accomplice in an offence as set forth in paragraph 1 or 4 of this article;</p> <p>b) organizes or directs others to commit an offence as set forth in paragraph 1 or 4 of this article;</p> <p>c) contributes to the commission of one or more offences as set forth in paragraphs 1 or 4 of this article by a group of persons acting with a</p>

		<p>common purpose. Such contribution shall be intentional and shall either:</p> <p>i) be made with the aim of furthering the criminal activity or criminal purpose of the group, where such activity or purpose involves the commission of an offence as set forth in paragraph 1 of this article;</p> <p>ii) be made in the knowledge of the intention of the group to commit an offence as set forth in paragraph 1 of this article.</p>
<p>Article 25-quater1 legislative decree 8th June 2001, no. 231</p>	<p><i>(Female genital mutilation practices)</i></p> <p>1. As regards the commitment of the crimes referred to in article 583-bis of the Italian criminal code, the entity in whose facilities the offense was committed shall be punished with a fine from 300 to 700 quotas and with the disqualification sanctions provided for in article 9 paragraph 2, for not less than one year of duration. In case the organization is accredited, the accreditation shall also be revoked.</p> <p>2. If an entity or one of its organizational units is constantly used with the sole or prevailing purpose of allowing or facilitating the commitment of the crimes referred to in paragraph 1, the sanction providing for the permanent debarment from exercising the activity pursuant to article 16, paragraph 3.</p>	<p>Article 583-bis criminal code <i>(Female genital mutilation practices)</i></p> <p>Whoever, without therapeutic purposes, causes mutilation of female genitals shall be punished with imprisonment for a term from four to twelve years. For the purposes of this article, by female genital mutilation practices it is meant clitoridectomy, excision and infibulation, as well as any other practice causing effects of the same kind.</p> <p>Whoever, without therapeutic purposes, in order to maim sexual functions causes injuries to female genitals other than those provided for in paragraph one which result in physical or psychological illness, shall be punished with imprisonment for a term from three to seven years. The penalty shall be reduced by up to two thirds in case of minor injuries.</p> <p>The penalty shall be increased by one third when the practices referred to in paragraphs one and two are committed against a child or if the action is committed for lucrative purposes.</p> <p>Conviction or the application of the penalty upon request by the parties as per article 444 of the code of criminal procedure for the offense herein, shall result in the following, if it is committed by a parent or the tutor:</p> <ol style="list-style-type: none"> 1) loss of parental responsibility; 2) permanent debarment from any duty regarding guardianship and conservatorship. <p>Provisions from this article shall also be applied when the crime is committed abroad by an Italian citizen or by a foreigner residing in Italy, or against an Italian citizen or a foreign citizen residing in Italy. In this case, the offender shall be punished upon request by the Ministry of Justice.</p>
<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Offenses against the individual</i></p> <p>1. In relation to the commitment of the offenses provided for in section I of chapter III of title XII of book II of the Italian criminal code, the following fines shall be</p>	<p>Article 600 criminal code <i>(Reduction or maintenance of individuals in a state of slavery and servitude)</i></p> <p>Whoever exercises powers over another person, corresponding to the rights of property, or whoever reduces or maintains another person in an ongoing state of subjection, compelling the individual to work or provide sexual services or to beg or nevertheless to perform services entailing</p>

	<p>applied to the authority:</p> <p>a) for crimes referred to in articles 600, 601 and 602 a fine from four hundred to one thousand quotas;</p> <p>b) for crimes referred to in articles 600-bis, first paragraph, 600-ter, first and second paragraphs, even if related to pornographic material referred to in article 600-quater1, and 600-quinquies, a fine from three hundred to eight hundred quotas;</p> <p>c) for crimes referred to in articles 600-bis, second paragraph, 600-ter, third and four paragraphs, even if related to pornographic material referred to in article 600-quater1, a fine from two hundred to seven hundred quotas;</p> <p>2. In the event of conviction for one of the crimes referred to in paragraph 1, letters a) and b), the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable for a term not less than one year.</p> <p>3. If an entity or one of its organizational units is constantly used with the sole or prevailing purpose of allowing or facilitating the commitment of the offenses referred to in paragraph 1, the sanction providing for the permanent debarment from exercising the activity pursuant to article 16, paragraph 3.</p>	<p>exploitation, shall be liable to a term of imprisonment from eight to twenty years.</p> <p>The reduction or maintenance in a state of submission occurs when such conduct involves the use of violence, threats, deception, abuse of authority or the exploitation of a situation of physical or psychological inferiority or state of need, or when the conduct comprises promising or providing sums of money or other benefits to the person exercising the control over the other person.</p>
<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes against the individual (omissis)</i></p>	<p>Article 600-bis criminal code <i>(Prostitution of children)</i> Imprisonment from six to twelve years and a fine from EUR 15,000 to EUR 150,000 shall be applied to whoever:</p> <p>1) recruits or induces an individual under eighteen years old to prostitution;</p>

		<p>2) aids, exploits, manages, organizes or controls prostitution of a person under eighteen years of age, or otherwise obtains a profit from that. Unless the fact constitutes a more serious offense, whoever performs sexual acts with a child between fourteen and eighteen years old in return for money or other benefits, if even if just promised, shall be punished with imprisonment from one to six years and a fine from EUR 1,500 to EUR 6,000.</p>
<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes against the individual</i> <i>(omissis)</i></p>	<p>Article 600-ter criminal code <i>(Child pornography)</i> Imprisonment from six to twelve years and a fine from EUR 24,000 to EUR 240,000 shall be applied to whoever:</p> <ol style="list-style-type: none"> 1) by using children under eighteen years of age, organizes pornographic exhibitions, produce pornographic materials; 2) recruits or induces children under eighteen to participate in pornographic exhibitions or otherwise obtains profits from said shows. ⁽¹⁾ <p>The same penalty shall be applicable to those who trade the pornographic materials referred to in paragraph one.</p> <p>Whoever, except the cases referred to in paragraphs one and two, by any means, even electronic, distributes, discloses or advertises the pornographic material referred to in the first paragraph, or distributes or discloses news or information aimed at sexual soliciting or sexual exploitation of children under eighteen years of age, shall be punished with imprisonment from one to five years and a fine from EUR 2,582 to EUR 51,645.</p> <p>Whoever, except the cases referred to in paragraph one, two and three, offers or transfers to third parties, even free of charge, the pornographic material referred to in the first paragraph, shall be punished with imprisonment up to three years and a fine from EUR 1,549 to EUR 5,164.</p> <p>In the cases provided for in the third and fourth paragraphs, the penalty shall be increased by no more than the two thirds if the quantity of the materials is huge.</p> <p>Unless the offense in question constitutes a more serious offense, whoever attends pornographic performances or shows which involve children under eighteen years of age shall be punished with imprisonment up to three years and with a fine from EUR 1,500 to EUR 6,000. ⁽⁵⁾</p> <p>For the purposes of this article, child pornography shall mean any depiction, by any means, of a child under eighteen years of age involved in explicit, real or mock sexual conduct, or any depiction of the sexual organs of a child under eighteen years of age.</p>
<p>Article 25-quinquies</p>	<p><i>Crimes against the</i></p>	<p>Article 600-quater criminal code</p>

<p>legislative decree 8th June 2001, no. 231</p>	<p><i>individual (omissis)</i></p>	<p><i>(Possession of pornographic material)</i> Whoever, except in the cases provided for in article 600-ter, consciously procures or holds pornographic material created by using individuals under eighteen years of age, shall be punished with a term of imprisonment of up to three years and a fine of not less than 1.549,00. The penalty shall be increased by no more than the two thirds if the quantity of the materials is huge.</p>
<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes against the individual (omissis)</i></p>	<p>Article 600-quater1 criminal code <i>(Virtual pornography)</i> The provisions referred to in articles 600-ter and 600-quater shall be applicable even when the pornographic material contains virtual images shot with the use of footage depicting individuals under eighteen years of age or parts of it, but the penalty shall be reduced by one third. By virtual images it is meant images created through graphic processing techniques not associated or partly associated to real situations, whose quality of representation makes unreal situations look real.</p>
<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes against the individual (omissis)</i></p>	<p>Article 600-quinquies criminal code <i>(Tourist initiatives aimed at the exploitation of prostitution of children)</i> Whoever organizes or advertises travels aimed at making use of prostitution to the detriment of children, or which include this activity, shall be punished with a term of imprisonment from six to twelve years and a fine from EUR 15,493.00 to EUR 154,937.00.</p>
<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes against the individual (omissis)</i></p>	<p>Article 601 criminal code <i>(Human trafficking)</i> Imprisonment from eight to twenty years shall be inflicted to whoever recruits, introduces into the territory of the State, transfers even outside of it, transports, transfers the authority over a person, hosts one or more persons who are under the conditions referred to in article 600 or performs the same conducts on one or more persons, by deception, violence, threat, abuse of authority or the exploitation of a situation of physical or psychological inferiority or state of need, or through promising or providing sums of money or other benefits to the person who has the control over someone, in order to induce them or force them to engage in work, sexual activities or begging, or otherwise to perform illegal activities which cause them to be exploited or to undergo removal of organs. The same penalty shall be inflicted to whoever, even outside the methods set forth in paragraph one, performs the conducts therein towards children.</p>

<p>Article 25-quinquies legislative decree 8th June 2001, no. 231</p>	<p><i>Crimes against the individual</i> <i>(omissis)</i></p>	<p>Article 602 criminal code <i>(Purchase and sale of slaves)</i> Whoever, except in the cases provided for in article 601, purchases or sells or transfers an individual who is under one of the conditions described in article 600, shall be liable to for a term from eight to twenty years.</p>
<p>Article 25-sexies legislative decree 8th June 2001, no. 231</p>	<p><i>(Market abuse)</i> 1. In relation to the offenses of abuse of insider trading and market manipulation provided for in part V, title I bis, section II of the consolidated act referred to in legislative decree no. 58 dated 24th February 1998, a financial penalty from one hundred to five hundred quotas shall be applied to the authority. 2. If, following the commitment of the offenses referred to in paragraph 1, the product or the profit gained by the organization is of significant amount, the sanction shall be increased by up to ten times the value of said product or profit.</p>	<p>Article 184 legislative decree 24th February 1998, no. 58 <i>(Insider trading)</i> 1. Whoever is in possession of privileged information as a result of their position as a member of a direction, management or control body of the company issuing the information, or of them having shares in the issuing company, or of their position, profession or role, including public office, shall be liable to imprisonment for a term from one to six years and to a fine from EUR 20,000.00 to EUR 3,000,000.00 if they: a) buy, sell or carry out any other operations, either directly or indirectly, on their own behalf or on behalf of third parties, on financial instruments making use of the aforementioned information; b) communicate said information to other individuals, outside of the normal duties of their work, profession, role or office; c) recommend or induce other individuals, on the basis of said information, to carry out any of the operations listed under letter a). 2. The same sanction referred to in paragraph 1 shall be applied to whoever finds themselves in possession of privileged information in order to prepare or carry out criminal activities and carries out any of the actions referred to in paragraph 1 3. The judge may increase the fine up to a maximum of three times the original or up to ten times the value of the product or the profit obtained from the offense when, due to the seriousness of the act, the personal quality of the guilty party or to the amount of the product or profit obtained by the offense, the original fine appears inadequate even if the maximum is applied. 3-bis. In case of operations related to the financial instruments referred to in article 180, paragraph 1, letter a), number 2), the criminal sanction shall be a fine of up to EUR 103,291.00 and imprisonment for a term of up to three years. 4. For the purposes of this article, financial instruments also include those financial instruments referred to in article 1, paragraph 2, whose value depends on a financial instrument referred to in article 180, paragraph 1, letter a). Article 1 legislative decree 24th February 1998, no. 58 <i>(Definitions)</i> <i>(omissis)</i></p>

		<p>2. By "financial instruments" it is meant:</p> <ul style="list-style-type: none"> a) securities; b) money market instruments; c) quotas in undertakings in collective investment; d) option contracts, futures contracts, swap contracts, forward rate agreements and other derivative contracts connected to securities, currencies, interest rates or yields, or to other derivative instruments, financial indices or financial measures which may be settled through physical delivery of the underlying asset or through payment of margins in cash; e) option contracts, futures contracts, swap contracts, forward rate agreements and other derivative contracts connected to goods which are settled through payment of margins in cash or can be settled at one of the parties' discretion, except in cases when said faculty results from unfulfilment or any other event causing the contract to be terminated; f) option contracts, futures contracts, swap contracts and other derivative contracts connected to goods which may be settled through delivery of the underlying asset and which are traded on a regulated market and/or in multilateral trading facilities; g) option contracts, futures contracts, swap contracts, forward contracts and other derivative contracts connected to goods which may be settled through physical delivery of the underlying asset other than those referred to under letter f), with no commercial purposes, and having the characteristics of other derivative instruments and considering, among other things, if they are offset and carried out through recognized clearance houses or if they are subject to regular margin calls; h) derivative instruments for transferring credit risk; i) financial contracts for differences; j) option contracts, futures contracts, swap contracts, forward rate agreements and other derivative contracts connected to weather variables, transport fees, issue quotas, inflation rates or other official economic statistics, which are settled through payment of margins in cash or can be settled at one of the parties' discretion, except in cases when said faculty results from unfulfilment or any other event causing the contract to be terminated, as well as other derivative contracts connected to assets, rights, duties, indices and measures, other than those described under letters above, having the characteristics of other derivative instruments and considering, among other things, if they are traded on a regulated market or in multilateral trading facilities, if they are offset and carried out through recognized clearance houses or if they are subject to regular margin calls. <p>2 bis. The Ministry of Economy and Finance, through the regulations referred to in article 18 paragraph 5, identifies the following:</p>
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		<p>a) the other derivatives contracts referred to in paragraph 2, letter g), having the characteristics of other derivative instruments, offset and carried out through recognized clearance houses or subject to regular margin calls;</p> <p>b) the other derivatives contracts referred to in paragraph 2, letter j), having the characteristics of other derivative instruments, traded on a regulated market and/or in multilateral trading facilities, offset and carried out through recognized clearance houses or subject to regular margin calls.</p> <p>3. By "derivative financial instruments" it is meant the financial instruments provided for in paragraph 2, letters e), f), g), h), i) and j), as well as the financial instruments provided for in paragraph 1 bis, letter d).</p> <p>4. Payment methods are not financial instruments. The financial instruments and, in particular, financial contracts for differences, include currency purchase and sale contracts outside commercial transactions and settled by difference, even through automatic renewal transactions (so-called "rollover"). Further financial instruments are the other currency operations as per article 18, paragraph 5. <i>(omissis)</i></p> <p>Article 180 legislative decree 24th February 1998, no. 58 <i>(Definitions)</i></p> <p>1. For the purposes of this document the following definitions apply:</p> <p>a) "financial instruments":</p> <p>1) the financial instruments under article 1 paragraph 2 authorized for trading or those for which an application for authorization for trading on a regulated Italian market or regulated market of any other EU member Country has been submitted, as well as any other authorized instrument or instrument for which a request of authorization for trading has been submitted to a regulated market of an EU member Country;</p> <p>2) the financial instruments referred to in article 1, paragraph 2, authorized for trading in an Italian multilateral trading facility, for which the authorization has been requested or approved by the issuing party;</p> <p>b) "commodity derivatives": the financial instruments under article 1 paragraph 3 relating to commodities authorized for trading or those for which a request for authorization for trading has been submitted to a regulated Italian market or a regulated market of any other EU member Country, as well as any other authorized derivative instrument related to commodities, or for which a request for authorization for trading has been submitted to a regulated market in any EU member Country;</p> <p>c) "authorized market conduct": practices of which we can reasonably expect the existence in one or more financial markets permitted or recognized by CONSOB in compliance with the directive</p>
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		<p>2003/6/EC of the European Parliament and of the Council dated 2nd January 2003;</p> <p>d) "entity": one of the entities mentioned in article 1 of Legislative Decree dated 8th June 2001, n. 231.</p> <p>Article 181 legislative decree 24th February 1998, no. 58 <i>(Privileged information)</i></p> <p>1. For the purposes of this article, by privileged information it is meant information of a precise nature which has not been made public, relating, directly or indirectly, to one or more entities issuing financial instruments or to one or more financial instruments which, if made public, would be likely to have a significant effect on the prices of said financial instruments.</p> <p>2. As regards commodity derivatives, by privileged information it is meant information of a precise nature which has not been made public, relating, directly or indirectly, to one or more commodity derivatives, which those participating in the markets on which said derivatives are traded expect to receive according to the market practices authorized in said markets.</p> <p>3. Information shall be considered precise if:</p> <p>a) refers to a set of existing circumstances or which can be reasonably expected to happen or to an event occurred or which can be reasonably expected to occur;</p> <p>b) it is specific enough so to draw conclusions on a possible effect of the set of circumstances or the event referred to under letter a) on the prices of financial instruments.</p> <p>4. By information which, if made public, would be likely to have a significant effect on the prices of financial instruments, it is meant information which reasonable investors would presumably use as one of the elements on which to base their investment decisions.</p> <p>5. For persons charged with the execution of orders concerning financial instruments, "privileged information" shall also mean information conveyed by a client and related to the client's pending orders, which is of a precise nature, which relates directly or indirectly to one or more issuers of financial instruments or to one or more financial instruments, and which, if it were made public, would be likely to have a significant effect on the prices of those financial instruments.</p> <p>Article 182 legislative decree 24th February 1998, no. 58 <i>(Scope)</i></p> <p>1. The offenses provided for in this title shall be punished according to the Italian law even if they are perpetrated abroad, if they relate to authorized financial instruments or for which a request for authorization for trading has been submitted to a regulated Italian market or in an Italian multilateral trading facility.</p>
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		<p>2. Without prejudice to the provisions of paragraph 1, the provisions contained in articles 184, 185, 187-bis and 187-ter shall be applied to facts concerning financial instruments authorized for trading or those for which an application for authorization for trading on a regulated Italian market or regulated market of any other EU member Country has been submitted.</p> <p>2-bis. Unless the provisions of paragraph 1, provisions in articles 184, 185, 187-bis and 187-ter shall be applied to the facts concerning the financial instruments referred to in article 180, paragraph 1, letter a), number 2).</p>
<p>Article 25-sexies legislative decree 8th June 2001, no. 231</p>	<p><i>Market abuse (omissis)</i></p>	<p>Article 185 legislative decree 24th February 1998, no. 58 <i>(Market manipulation)</i></p> <p>1. Whoever circulates false information or carries out fake operations or other subterfuges that are suitable for provoking a consistent alteration in the price of financial instruments, shall be punished with imprisonment for a term from one to six years and a fine from EUR 20,000.00 to EUR 5,000,000.00.</p> <p>2. The judge may increase the fine up to a maximum of three times the original or up to ten times the value of the product or the profit obtained from the offense when, due to the seriousness of the act, the personal quality of the guilty party or to the amount of the product or profit obtained by the offense, the original fine appears inadequate even if the maximum is applied.</p> <p>2-bis. In case of transactions concerning the financial instruments referred to in article 180, paragraph 1, letter a), number 2), the criminal penalty shall be a fine of up to EUR 103,291.00 and imprisonment for a term of up to three years.</p> <p>Article 1 legislative decree 24th February 1998, no. 58 <i>(Definitions)</i> <i>(omissis)</i></p> <p>Article 180 legislative decree 24th February 1998, no. 58 <i>(Definitions)</i> <i>(omissis)</i></p> <p>Article 182 legislative decree 24th February 1998, no. 58 <i>(Scope)</i> <i>(omissis)</i></p>
<p>Article 25-septies legislative decree 8th June 2001, no. 231</p>	<p><i>(Manslaughter or assault causing severe, or very severe, injury, committed in breach of the provisions on the</i></p>	<p>Article 589 criminal code <i>(Manslaughter)</i></p> <p>Whoever negligently causes the death of an individual is liable to imprisonment for a term from six months to five years.</p>

	<p><i>protection of health and safety at the workplace)</i></p> <p>1. In relation to the crime referred to in article 589 of the criminal code, committed in breach of article 55, paragraph 2, of the legislative decree implementing the delegation referred to in law no. 123 date 3rd August 2007, on the protection of health and safety at the workplace, a fine of 1000 quotas shall be applied. In case of conviction for the crime mentioned in the sentence above, the disqualification sanctions referred to in article 9, paragraph 2 shall be applied, for no less than three months and no more than one year of duration.</p> <p>2. Unless the provisions in paragraph 1, in relation to the crime referred to in article 589 of the criminal code, which was committed in breach of the rules on the protection of health and safety at the workplace, a fine of no less than 250 quotas and no higher than 500 quotas shall be applied. In case of conviction for the crime mentioned in the sentence above, the disqualification sanctions referred to in article 9, paragraph 2 shall be applied, for no less than three months and no more than one year of duration.</p> <p>3. In relation to the crime referred to in article 590, paragraph three, of the criminal code, which was committed in breach of the rules on the protection of health and safety at the workplace, a fine no higher than 500 quotas shall be applied. In case of conviction for the crime mentioned in</p>	<p>If the fact is committed in violation of traffic regulations or rules on the protection of health and safety at the workplace, the penalty shall be imprisonment for a term from two to seven years. In case of death of more than one person, or death of one or more persons or injury to one or more persons, the applicable penalty shall be the one applied to the most serious offense committed increased by up to three times. However, the penalty shall not exceed fifteen years.</p> <p>Article 55 legislative decree 9th April 2008, no. 81 (<i>Sanctions for the employer and the manager</i>) Imprisonment from three to six months and a fine from EUR 2,740.00 to EUR 7,014.00 shall be applicable to the employers:</p> <p>a) who breach article 29, paragraph 1; b) who do not appoint the head of the protection and prevention service pursuant to article 17, paragraph 1, letter b), or for the violation of article 34, paragraph 2.</p> <p>2. In the cases provided for in paragraph 1, letter a), imprisonment for a term from four to eight months shall be applied if the offense is committed:</p> <p>A) in the companies referred to in article 31, paragraph 6, letters a), b), c), d), f) and g); B) in companies where activities exposing workers to the biological hazards referred to in article 268, paragraph 1, letters c) and d), are performed, resulting from explosive atmospheres, mutagenic carcinogens, and from disposal and removal of asbestos; c) for the activities governed by Title IV characterized by the co-existence of more companies and whose estimated work amount is not less than 200 men per day.</p> <p>3. A penalty from 2,192.00 to 4,384.00 euro shall be applied to those employers who adopt the document referred to in article 17, paragraph 1, letter a), in the absence of the elements referred to in article 28, paragraph 2, letters b), c) or d), or without the methods as per article 29, paragraphs 2 and 3.</p> <p>4. A penalty from 1,096.00 to 2,192.00 euro shall be applied to those employers who adopt the document referred to in article 17, paragraph 1, letter a), in the absence of the elements referred to in article 28, paragraph 2, letters a), first sentence, and f). 5. The employer and the executive shall be punished with:</p> <p>a. imprisonment from two to four months or a fine from 822.00 to 4,384.00 euro for the breach of articles 3, paragraph 12-bis, 18, paragraph 1, letter o), 26, paragraph 1, letter b), 43, paragraphs 1, letters a), b), c) and e) and 4, 45, paragraph 1; b) imprisonment from two to four months or a fine from 1,096.00 to 5,260.80 euro for the breach of article 26, paragraph 1, letter a); c) with imprisonment from two to four months or a fine from 1,315.20 to 5,699.20 euro for the breach of article 18, paragraph 1, letters c), e), f) and q),</p>
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	<p>the sentence above, the disqualification sanctions referred to in article 9, paragraph 2 shall be applied, for no more than six months of duration.</p>	<p>36, paragraphs 1 and 2, 37, paragraphs 1, 7, 9 and 10, 43, paragraph 1, letters d) ed e-bis), 46, comma 2; b) imprisonment from two to four months or a fine from 1,644.00 to 6,576.00 euro for the breach of articles 18, paragraph 1, letters a), d) and z), first part; and 26, paragraphs 2 and 3, first sentence. The same penalty shall be applied to those who breach article 26, paragraphs 3, fourth sentence, 58, or 3-ter; e) a fine from 2,192.00 to 4,384.00 euro for the breach of articles 18, paragraph 1, letters g), n), p) second part, s) and v), 35, paragraph 4; f) an administrative fine from 2,192.00 to 7,233.60 euro for the breach of articles 29, paragraph 4, 35, paragraph 2, 41, paragraph 3; g) a fine from EUR 1,096.00 to EUR 4,932.00 for the violation of article 18, paragraph 1, letters r), as regards injuries lasting longer than three days, bb) and paragraph 2; h) a fine from EUR 548.00 to EUR 1,972.80 for the violation of article 18, paragraph 1, letters g-bis) and r), as regards injuries lasting longer than one day, of article 25, paragraph 1, letter e), second sentence, and of article 35, paragraph 5; i) a fine from EUR 109.60 to EUR 548.00 for each worker, in case of violation of article 26, paragraph 8; l) a fine from EUR 54.80 to EUR 328.80 in case of violation of article 18, paragraph 1) letter aa). 6. Application of the sanction set forth in paragraph 5, letter g) as regards injuries lasting longer than three days, excludes the application of the sanctions resulting from violation of article 53 of the Decree of the President of the Republic no. 1124 dated 30th June 1965. 6-bis. In case of violation of the provisions set forth in article 18, paragraph 1, letter g), and article 37, paragraphs 1, 7, 9 and 10, if the violation relates to more than five workers the sanction amounts are doubled; if the violation relates to more than ten workers the sanction amounts are tripled.</p>
<p>Article 25-septies legislative decree 8th June 2001, no. 231</p>	<p><i>Manslaughter or assault causing severe, or very severe, injury, committed in breach of the provisions on the protection of health and safety at the workplace (omissis)</i></p>	<p>Article 590 criminal code (<i>Culpable personal injury</i>) Whoever culpably causes personal injuries to other people shall be punished with a term of imprisonment of up to three months or a fine up EUR 309.00. If it is a serious injury, the penalty shall be imprisonment from one to six months or a fine from EUR 123 to EUR 619; if it is a very serious injury, imprisonment from six months to two years and a fine from EUR 309 to EUR 1,239. If the offenses referred to in the second paragraph are committed in violation of accident prevention at the workplace, the penalty for serious injuries shall be imprisonment from three months to one</p>

		<p>year or a fine from EUR 500 to EUR 2,000, and the penalty for very serious injuries shall be imprisonment from one to three years.</p> <p>In case of injury to more than one person, the applicable penalty shall be the one applied to the most serious offense committed increased by up to three times. However, the penalty shall not exceed five years.</p> <p>The crime shall be punishable upon complaint by the injured party, except for the cases provided for in first and second paragraphs, only in relation to the offenses committed in violation of rules for accident prevention at the workplace or concerning industrial hygiene, or which have caused an occupational disease.</p> <p>Article 583 criminal code (<i>Aggravating factors</i>) The personal injury is serious, and imprisonment for a term from three to seven years shall be applied:</p> <ol style="list-style-type: none"> 1) if the offense results in a disease which jeopardizes the life of the injured person, or a disease or incapacity to carry out usual jobs for more than forty days; 2) if the offense causes permanent weakening of a sense or an organ; <p>The personal injury is very serious, and imprisonment for a term from six to twelve years shall be applied, if the offense results in:</p> <ol style="list-style-type: none"> 1) a definitely or probably incurable illness; 2) the loss of a sense; 3) the loss of a limb, or mutilation which renders the limb useless, or the loss of the use of an organ or the capacity to procreate, or a permanent and serious loss of the power of speech; 4) the deformity, or permanent disfigurement of the face;
<p>Article 25-octies legislative decree 8th June 2001, no. 231</p>	<p>(<i>Fencing, money laundering and use of funds, assets and services of illegal origin, as well as self-laundering</i>)</p> <p>1. In relation to offenses referred to in articles 648, 648-bis and 648-ter of the criminal code, a fine from 200 to 800 quotas shall be applied to the organization. If the money, assets or other benefits come from a crime for which imprisonment of a maximum term of five years is established, a fine from 400 to 1000 quotas shall be applied.</p>	<p>Article 648 criminal code (<i>Fencing</i>) Except in the cases of complicity in offenses, whoever, in order to obtain for themselves or for others a profit, purchases, receives or conceals money or goods from any type of offense, or is involved after the offense in purchasing, receiving or concealing them, shall be punished with imprisonment for a term from two to eight years and a fine from EUR 516.00 to EUR 10,329.00. The penalty shall be imprisonment for a term of up to six years and a fine of up to EUR 516.00 is of particularly minor nature.</p> <p>Provisions of this article shall also be applied when the perpetrator of the crime which the money or things come from shall not be charged or punishable, or in lack of a procedural requirement for that offense.</p>

	<p>2. In the event of conviction for one of the crimes referred to in paragraph 1 the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable to the entity for a term of not more than two years.</p> <p>3. In relation to the offenses referred to in paragraphs 1 and 2, the Ministry of Justice, having heard the UIF's opinion, makes a decision in accordance with article 6 of Legislative Decree no. 231 dated 8th June 2001.</p>	
<p>Article 25-octies legislative decree 8th June 2001, no. 231</p>	<p><i>(Fencing, money laundering and use of funds, assets and services of illegal origin and self-laundering)</i></p>	<p>Article 648-bis criminal code <i>(Money laundering)</i> Except in the cases of participation in the offense, whoever substitutes or transfers money, goods or other benefits obtained from a malicious offense, or carries out other operations in relation to these in such a way as to hinder the identification of their criminal origins, shall be punished with a term of imprisonment from four to twelve years and a fine from EUR 5,000.00 to EUR 25,000.00. The penalty shall be increased when the offense is committed while performing a professional activity. The penalty shall be decreased if the money, assets or other benefits come from a crime for which imprisonment of a maximum term of five years is established. The last paragraph of article 648 shall be applicable.</p>
<p>Article 25-octies legislative decree 8th June 2001, no. 231</p>	<p><i>(Fencing, money laundering and use of funds, assets and services of illegal origin and self-laundering)</i></p>	<p>Article 648-ter criminal code <i>(Use of funds, assets and services of illegal origin)</i> Whoever, except in the cases of participation in the offenses provided for in articles 648 and 648-bis, employs money, goods or other benefits obtained from a crime, shall be punished with a term of imprisonment from four to twelve years and a fine from EUR 5,000.00 to EUR 25,000.00. The penalty shall be increased when the offense is committed while performing a professional activity. The penalty shall be reduced in the case referred to in the second paragraph of article 648. The last paragraph of article 648 shall be applicable.</p>
<p>Article 25-octies legislative decree 8th June 2001, no. 231</p>	<p><i>(Fencing, money laundering and use of funds, assets and</i></p>	<p>Article 648-ter.1. criminal code <i>(Self-laundering).</i> – Imprisonment from two to eight years and a fine from EUR 5,000 to EUR 25,000 shall be applied</p>

	<p><i>services of illegal origin and self-laundering)</i></p>	<p>to whoever, having committed or been involved in the commitment of a malicious crime, employs, substitutes, transfers, in economic, financial, entrepreneurial or speculation activities, the money, properties or other benefits deriving from said crime, in such a way as to hinder the identification of their criminal origins.</p> <p>Imprisonment from one to four years and a fine from EUR 2,500 to EUR 12,500 shall be applied if the money or other benefits result from a malicious crime punished with imprisonment of five years maximum.</p> <p>The penalties set forth in the first paragraph shall be applied in any way if the money, properties or other benefits result from a crime committed under the conditions and with the purposes referred to in article 7 of the law decree no. 152 dated 13th May 1991 converted with amendments by law no. 203 dated 12th July 1991, as amended.</p> <p>Except for the cases mentioned in paragraphs above, conducts for which money, the properties or other benefits are aimed at mere personal use and pleasure shall not be punished.</p> <p>The penalty shall be increased when the offense is committed while performing banking or financial activities or other professional activities.</p> <p>The penalty shall be reduced by up to half for those who engaged in preventing those conducts from leading to further consequences or providing for crime evidence and making sure that the properties, money and other benefits resulting from the crime are found.</p> <p>The last paragraph of article 648 shall be applied.</p>
<p>Article 25-novies legislative decree 8th June 2001, no. 231</p>	<p><i>(Copyright violation crimes)</i></p> <p>1. In relation to the commitment of the crimes provided for in articles 171, first paragraph, letter a-bis), and third paragraph, 171-bis, 171-ter, 171-septies and 171-octies of law no. 633 dated 22nd April 1941, a fine of up to five hundred quotas shall be applied to the organization.</p> <p>2. In the event of conviction for the crimes referred to in paragraph 1 the disqualification sanctions laid down in article 9, paragraph 2 shall be applicable to the organization for a term of not more than one year.</p> <p>All the above without</p>	<p>Article 171 law dated 22nd April 1941, no. 633 <i>(Protection of copyright and other related rights)</i></p> <p>Without prejudice to the provisions of article 171 bis and article 171 ter, a fine from EUR 51.00 to EUR 2,065.00 shall be applied to whoever, without having right to it, for any reason whatsoever and in any form:</p> <p>a) reproduces, transcribes, recites in public, disseminates, sells or offers for sale, or otherwise commercially distributes the work of another person, or reveals the contents of such work before it is made public, or introduces or circulates within the territory of the State copies produced abroad contrary to Italian Law;</p> <p>a bis) provides the public with protected original works, or a parts of them, by putting them into a system of telecommunication networks through any kind of connections;</p> <p>b) performs or recites in public or disseminates, with or without variations or additions, the work of another person intended for public performance, or a musical composition. Performance includes the public showing of a cinematographic work, the performance in public of musical compositions included in cinematographic works, and broadcasting by means of a loud-speaker operated</p>

	<p>prejudice to the provisions of article 174-quinquies of the above mentioned law no. 633 of 1941.</p>	<p>in public;</p> <p>c) commits the acts referred to in the preceding items by means of any form of transformation referred to in this Law;</p> <p>d) reproduces copies or gives performances in excess of the number which they have the right to reproduce or perform;</p> <p>e)</p> <p>f) in violation of article 79, retransmits by wire or by radio, or records on phonograph records or other like devices radiophonic transmissions or retransmissions, or sells the unlawfully recorded phonograph records or other like devices.</p> <p>Whoever commits the violation referred to in the first paragraph, letter a bis), shall be allowed to pay an amount corresponding to half of the maximum penalty established in the first paragraph for the committed offense, in addition to the expenses for the proceeding, prior to the initiation of the proceeding or before a criminal conviction has been issued. The payment shall cancel the offense.</p> <p>The penalty shall be imprisonment of up to one year or a fine of not less than EUR 516.00 if the offenses referred to above are committed in relation to a work of another person which is not intended for public disclosure, or by usurpation of the authorship of the work, or with distortion, mutilation or other modification of the work and such acts constitute an offense against the honor or reputation of the author.</p> <p>Infringement of the provisions under third and fourth paragraphs of article 68 shall result in the suspension of the activity of photocopying/xerocopying or similar reproduction system, for a term from six months to one year, as well as a fine from EUR 1,032.00 to EUR 5,164.00.</p> <p>Article 174 quinquies law dated 22nd April 1941, no. 633 <i>(Protection of copyright and other related rights)</i></p> <p>1. In the criminal prosecution of certain malicious offenses under this section, when committed within a commercial firm or a business activity subject to authorization, the public prosecutor shall communicate to the <i>questore</i> (Provincial Authority of Public Security) all information necessary to issue the injunction under paragraph 2.</p> <p>2. After examination of the elements in the information under paragraph 1, upon hearing the interested parties, on the basis of a justified injunction, the <i>questore</i> (Provincial Authority of Public Security) may order the suspension of the commercial or business activity for not less than fifteen days and for not more than three months, without prejudice to the penal seizure, if it has been ordered.</p> <p>3. In case of conviction for certain offenses under paragraph 1, as an ancillary administrative penalty, the provisional suspension of the commercial or business activity shall always be ordered for a term</p>
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		<p>from three months to one year, inclusive of the suspension period ordered under paragraph 2. Article 24 of Law no. 689 dated 24th November 1981 shall be applicable. In the case of persistent relapse, the revocation of the commercial license or the withdrawal of the authorization for the business activity shall be ordered.</p> <p>4. The provisions of this article shall also apply to the film development, print, synchronization and post-production plants as well as mastering, pressing and printing plants, and any plant that carries out industrial activities connected to the manufacture of counterfeited media, and to tv-program broadcasting or reception stations. The facilitations under article 45 of the Law no. 1213 dated 4th November 1965, as amended, shall be suspended in case of criminal prosecution; in the case of conviction, they shall be withdrawn and shall not be granted again for at least two years.</p>
<p>Article 25-novies legislative decree 8th June 2001, no. 231</p>	<p><i>Copyright violation crimes (omissis)</i></p>	<p>Article 171-bis law dated 22nd April 1941, no. 633 (<i>Protection of copyright and other related rights</i>)</p> <p>1. Whoever illicitly duplicates computer programs or who, to the same intent, imports, distributes, sells, holds for commercial or entrepreneurial purposes or leases computer programs contained in media not bearing SIAE's mark, in order to make a profit for themselves, shall be punished with a term of imprisonment from six months to three years and a fine from EUR 2,582.00 to EUR 15,493.00. The same penalty shall apply if the act concerns any means solely intended to allow or to facilitate the unauthorized removal or circumvention of any technical device applied to protect a computer program. The minimum penalty shall not be less than two years of imprisonment and the fine not lower than EUR 15,493.00 if the fact is significantly serious.</p> <p>2. Whoever, with gainful intent, reproduces on media not bearing SIAE's mark, transfers onto another medium, distributes, communicates, presents or shows in public, the content of a database, thus infringing the provisions under articles 64 quinquies and 64 sexies, or extracts or reutilizes a database, thus infringing the provisions under articles 102 bis and 102 ter, or distributes, sells or leases a database, shall be punished with imprisonment for a term from six months to three years and a fine from EUR 2,582.00 to EUR 15,493.00. The minimum penalty shall not be less than two years of imprisonment and the fine not lower than EUR 15,493.00 if the fact is significantly serious.</p> <p>Article 174 quinquies law dated 22nd April 1941, no. 633 (<i>Protection of copyright and other related rights</i>) (<i>omissis</i>)</p>

<p>Article 25-novies legislative decree 8th June 2001, no. 231</p>	<p><i>Copyright violation crimes (omissis)</i></p>	<p>Article 171-ter law dated 22nd April 1941, no. 633 (<i>Protection of copyright and other related rights</i>)</p> <p>1. If the offense is committed for personal use, imprisonment for a term from six months to three years and a fine from EUR 2,582.00 to EUR 15,493.00 shall be applied to whoever:</p> <p>a) unlawfully duplicates, reproduces, transmits or broadcasts in public by whatever means, in whole or in part, an original work intended for television, cinema, sale or rent, records, tapes or similar media or any other media containing phonograms or videograms of comparable musical, film or audiovisual works or sequences of moving images;</p> <p>b) unlawfully reproduces, transmits or broadcasts in public by whatever means, works or parts of works of literary, drama, scientific, educational or drama-musical nature, as well as multimedia works, even when included in collective or composite works or databases;</p> <p>c) even if not involved in duplicating or reproducing, introduces in the State territory, holds for sale or distribution, or distributes, markets, leases out or transfers for whatever reason, broadcasts in public, through television by whatever means, radio broadcast, plays in public the unlawful copies or reproductions referred under letters a) and b);</p> <p>d) holds for sale or distribution, markets, sells, rents, transfers for whatever reason, projects in public, broadcasts via radio or television by whatever means, video cassettes, music cassettes, any media containing phonograms or videograms of music, film or audiovisual works or sequences of moving images, or any other media for which S.I.A.E. markings are compulsory and that is devoid of said markings, or bear forged or altered markings;</p> <p>e) re-transmits or diffuses by any means an encrypted service received by means of equipment or parts of equipment used for decoding conditional access transmissions without the agreement of the authorized distributor;</p> <p>f) introduces into the State territory, holds for the purposes of sale and distribution, distributes, sells, leases out, transfers for whatever reason, promotes commercially, installs special decoding devices or elements that allow access to an encrypted service without payment of the due fee;</p> <p>f bis) manufactures, imports, distributes, sells, leases out, transfers for whatever reason, advertises for sale or rental or holds for commercial purposes, equipment, products or components or provides services for commercial purposes or primarily aimed at bypassing effective technological measures referred to in article 102 quater or which are mainly designed, produced, adjusted or made with the intention of making it possible or easier to bypass said measures; These technological measures shall comprise the measures that are applied or that remain after certain measures are removed by right owners</p>
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		<p>voluntarily or by virtue of agreements with the beneficiaries of exceptions, or following the application of an injunction by an administrative or judicial authority.</p> <p>h) unlawfully removes or adulterates electronic information referred to article 102 quinquies, or distributes, imports for the purposes of distribution, broadcasts via radio or television, communicates or provides the public with works or other protected materials from which said electronic information has been removed or adulterated;</p> <p>2. Imprisonment of a term from one to four years and a fine from 2,582.00 to EUR 15,493.00 shall be applied to whoever:</p> <p>a) reproduces, duplicates, transmits or unlawfully broadcasts, sells or otherwise markets, transfers for whatever reason or unlawfully imports more than fifty copies or specimens of works protected by copyright and the rights thereof;</p> <p>a bis) communicates original works protected by copyright, or parts of them, to the public, by putting them into a system of telecommunication networks through any kind of connections in order to gain a profit, in breach of article 16;</p> <p>b) for business purposes, carries out the reproduction, distribution, sale or marketing, import of works protected by copyright and neighboring rights, thus making himself guilty of the offenses under paragraph 1;</p> <p>c) promotes or organizes the illegal activities referred to in paragraph 1.</p> <p>3. The penalty shall be reduced if the offense is of particularly minor nature.</p> <p>4. Conviction for one of the offenses provided for in paragraph 1 causes the following:</p> <p>a) application of ancillary penalties referred to in articles 30 and 32 bis of the criminal code;</p> <p>b) the publication of the judgment pursuant to article 36 of the criminal code;</p> <p>c) suspension for one year of the concession or authorization to radio and tv broadcasts for the performance of the production or commercial activity.</p> <p>5. The amounts resulting from the application of the fines provided for in the paragraphs above shall be paid to the National welfare and assistance office for painters and sculptors, musicians, writers and playwrights (Ente nazionale di previdenza ed assistenza per i pittori e scultori, musicisti, scrittori ed autori drammatici).</p> <p>Article 174 quinquies law dated 22nd April 1941, no. 633 <i>(Protection of copyright and other related rights)</i> <i>(omissis)</i></p>
<p>Article 25-novies legislative decree 8th June 2001, no. 231</p>	<p><i>Copyright violation</i> <i>crimes</i> <i>(omissis)</i></p>	<p>Article 171 septies law dated 22nd April 1941, no. 633 <i>(Protection of copyright and other related rights)</i></p>

		<p>1. The penalty referred to in article 171-ter, paragraph 1, shall also be applied:</p> <p>a) to producers and importers of the media carriers under article 181-bis which are not subject to SIAE's mark, when they do not communicate to SIAE all the information necessary to the unambiguous identification of these carriers, within thirty days after they have been marketed on the national territory or within thirty days from the date of import;</p> <p>b) unless the fact constitutes a more serious offense, to whoever mendaciously states they have fulfilled the obligations under article 181-bis, paragraph 2, of this law.</p> <p>Article 174 quinquies law dated 22nd April 1941, no. 633 (<i>Protection of copyright and other related rights</i>) (<i>omissis</i>)</p>
<p>Article 25-novies legislative decree 8th June 2001, no. 231</p>	<p><i>Copyright violation crimes</i> (<i>omissis</i>)</p>	<p>Article 171 octies law dated 22nd April 1941, no. 633 (<i>Protection of copyright and other related rights</i>)</p> <p>1. Unless the fact constitutes a more serious offense, whoever produces, sales, imports, promotes, installs, modifies, or uses, either for personal or public use, with fraudulent purposes, devices or parts of devices meant to decode conditional-access audiovisual transmissions which have been broadcast by air, satellite or cable, whether in analogue or digital form, shall be punished with a term of imprisonment from six months to three years and a fine from EUR 2,582.00 to EUR 25,822.00. By "conditional-access" service it is meant the broadcasting of any audiovisual signals by Italian or foreign broadcasters in such a way so to make those signals solely available to specific groups of users selected by the broadcaster of the signal, apart from the users' payment of a subscription fee related to above service.</p> <p>2. The penalty shall not be less than two years of imprisonment and the fine not less than EUR 15,493.00 if the fact is significantly serious.</p> <p>Article 174 quinquies law dated 22nd April 1941, no. 633 (<i>Protection of copyright and other related rights</i>) (<i>omissis</i>)</p>
<p>Article 25-decies legislative decree 8th June 2001, no. 231</p>	<p><i>(Incitement to not testify or to bear false testimony before the judicial authority)</i> 1. As regards the commitment of offenses as per article 377-bis of the criminal code, a fine of up to five hundred</p>	<p>Article 377-bis criminal code (<i>Incitement to not testify or to bear false testimony before the judicial authority</i>)</p> <p>Unless the fact constitutes a more serious offense, anybody who, using violence or threats, or by offering or promising money or other benefits, incites the person who was summoned to bear testimony before the judicial authority which may be used in a criminal trial, to not testify or to bear</p>

	quotas shall be applied to the body.	false testimony, when said person has right to silence, shall be punished with from two to six years of imprisonment.
Article 25-undecies legislative decree 8th June 2001, 231	<p><i>(Environmental crimes)</i></p> <p>1. As regards the commitment of offenses provided for in the criminal code, the entity shall be liable to the following fines:</p> <p>a) for the violation of article 452-bis, a fine from two hundred and fifty to six hundred quotas;(2)</p> <p>b) for the violation of article 452-quater, a fine from four hundred to eight hundred quotas;(2)</p> <p>c) for the violation of article 452-quinquies, a fine from two hundred to five hundred quotas;(3)</p> <p>d) for aggravated conspiracy crimes pursuant to article 452-octies, a fine from three hundred to one thousand quotas; (3)</p> <p>e) for trafficking and abandonment of highly radioactive materials pursuant to article 452-sexies, a fine from two hundred and fifty to six hundred quotas; (3)</p> <p>f) for the violation of article 727-bis, a fine up to two hundred and fifty quotas; (3)</p> <p>g) for the violation of article 733-bis, a fine from one hundred and fifty to two hundred and fifty quotas. (3)</p> <p>1-bis. In the event of conviction for one of the crimes referred to in paragraph 1, letters a) and b) of this article, in addition to the fines set</p>	<p>Article 452 Bis criminal code <i>(Environmental pollution)</i></p> <p>Imprisonment from two to six years and a fine from EUR 10,000 to EUR 100,000 shall be applied to whoever illicitly causes significant and measurable damage and deterioration of:</p> <p>1) water or air, or wide or significant portions of the soil and subsoil;</p> <p>2) an ecosystem, biodiversity, even agricultural, plants and animals.</p> <p>When pollution is caused in a protected natural area or one that is subjected to landscape, environmental, historic, art, architectural or archaeological restrictions, or affects protected animal or plant species, the penalty shall be increased.</p>
		<p>Article 452 Quater of criminal code <i>(Environmental disaster)</i></p> <p>Except for cases under article 434, whoever illicitly causes environmental disaster shall be punished with imprisonment from five to fifteen years. The following are considered, alternatively, as environmental disasters:</p> <p>1) the irreversible alteration of the equilibrium of an ecosystem;</p> <p>2) the alteration of the equilibrium of an ecosystem, whose fixing would be too expensive and would be achievable only through exceptional measures;</p> <p>3) offenses against public safety resulting from the severity of the fact according to the extent of damage and its harmful effects or the number or people offended or exposed to the hazard.</p> <p>When the disaster is caused in a protected natural area or one that is subjected to landscape, environmental, historic, art, architectural or archaeological restrictions, or affects protected animal or plant species, the penalty shall be increased.</p>
		<p>Article 452 Quinquies <i>(Unintentional environmental crimes)</i></p> <p>In any one of the facts referred to in articles 452-bis and 452-quater is committed by fault, the penalties laid down in said articles shall be decreased by one third to two thirds.</p> <p>If committing one of the facts in the paragraph above results in danger of environmental pollution or environmental disaster, penalties shall be reduced by an additional one third.</p>

	<p>forth herein, the disqualification sanctions set forth in article 9 shall be applied, for no longer than one year as regards the crime referred to in letter a). (4)</p> <p>2. As regards the commitment of offenses provided for in the legislative decree no. 152 dated 3rd April 2006, the entity shall be liable to the following fines:</p> <p>a) for the offenses referred to in article 137:</p> <p>1) for the violation of paragraphs 3, 5, first sentence, and 13, a fine from one hundred and fifty to two hundred and fifty quotas;</p> <p>2) for the violation of paragraphs 2, 5, first sentence, and 11, a fine from two hundred to three hundred quotas.</p> <p>b) for the offenses referred to in article 256:</p> <p>1) for the violation of paragraphs 1, letter a), and 6, first sentence, a fine up to two hundred and fifty quotas;</p> <p>2) for the violation of paragraphs 1 letter b), 3, first sentence, and 5, a fine from one hundred and fifty to two hundred and fifty quotas;</p>	<p>Article 452 Sexies <i>(Trafficking and abandonment of highly radioactive materials)</i> Unless the fact constitutes a more serious offense, whoever illicitly sells, purchases, receives, transports, imports, exports, provides to others, keeps, moves, abandons or illegally disposes of high radioactivity materials, shall be punished with imprisonment from two to six years and a fine from EUR 10,000 to EUR 50,000. The penalty under the first paragraph shall be increased if the fact results danger of impairment or deterioration: 1) water or air, or wide or significant portions of the soil and subsoil; 2) an ecosystem, biodiversity, even agricultural, plants and animals. If the fact results in a danger to people's life or security, the penalty shall be increased by up to one half.</p> <p>Article 452 Octies <i>(Aggravating factors)</i> When the association mentioned in article 416 is aimed, solely or jointly, at committing one of the crimes set forth in this section, the penalties provided for in said article 416 shall be increased. When the association mentioned in article 416-bis is aimed at committing one of the crimes set forth in this section, the penalties provided for in said article 416-bis shall be increased. When the association mentioned in article 416-bis is aimed at committing one of the crimes provided for in this section, or taking over in the management or however the control of economic activities, concessions, authorizations, contracts or public services in the environmental field, the penalties provided for in said article 416-bis shall be increased. The penalties under the first and second paragraphs shall be increased by one third to half if the association involves public officials or people in charge of public services who hold positions or provide services in the environmental industry.</p>
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	<p>3) for the violation of paragraph 3, second sentence, a fine from two hundred to three hundred quotas;</p> <p>c) for the offenses referred to in article 257:</p> <p>1) for the violation of paragraph 1, a fine up to two hundred and fifty quotas;</p> <p>2) for the violation of paragraph 2, a fine from one hundred and fifty to two hundred and fifty quotas;</p> <p>d) for the violation of article 258, paragraph 4, second sentence, a fine from one hundred and fifty to two hundred and fifty quotas;</p> <p>e) for the violation of article 259, paragraph 1, a fine from one hundred and fifty to two hundred and fifty quotas;</p> <p>f) for the crime under article 260, a fine from</p>	<p>Article 727-bis criminal code <i>(Killing, destroying, capturing, picking or detaining specimens of protected wild animal and vegetation species)</i> Unless the fact constitutes a more serious offense, whoever, except in the cases allowed, kills, captures or detains specimens belonging to a protected wild animal species shall be punished with a term of imprisonment from one to six months or a fine of up to 4,000 euro, unless in cases when the action concerns a negligible number of said specimens and has a negligible impact on the conservation of the species. Whoever, except in the cases allowed, destroys, takes or detains specimens belonging to a protected wild animal species shall be punished with a fine of up to EUR 4,000 unless in cases when that action concerns a negligible number of said specimens and has a negligible impact on the conservation of the species. Wild protected animal or plant species shall mean those listed in Annex IV of the Directive 92/43/EC and in Annex I of the Directive 2009/147/EC.</p>
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	<p>three hundred to five hundred quotas, in the case provided for in paragraph 1, and from four hundred to eight hundred quotas in the case provided for in paragraph 2;</p> <p>g) for the violation of article 260-bis, a fine from one hundred and fifty to two hundred and fifty quotas in the case provided for in paragraphs 6, 7, second and third sentence, and 8, first sentence, and a fine from two hundred to three hundred quotas in the case provided for in paragraph 8, second sentence;</p> <p>h) for the violation of article 279, paragraph 5, a fine up to two hundred and fifty quotas.</p> <p>3. As regards the commitment of offenses provided for in law no. 150 dated 7th February 1992, the entity shall be liable to the following fines:</p> <p>a) for the violation of articles 1, paragraph 1, 2, paragraphs 1 and 2, and 6, paragraph 4, a fine up to two hundred and fifty quotas;</p> <p>b) for the violation of article 1, paragraph 2, a fine from one hundred and fifty to two hundred and fifty quotas;</p> <p>c) for the crimes in the criminal code referred to in article 3-bis, paragraph of the same law no. 150 of 1992, respectively:</p> <p>1) a fine of up to two hundred and fifty quotas, in case of offenses whose maximum penalty shall not exceed one year</p>	
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	<p>of imprisonment;</p> <p>2) a fine between one hundred and fifty and two hundred and fifty quotas, in case of offenses whose maximum penalty shall not exceed two years of imprisonment;</p> <p>3) a fine between two hundred and three hundred quotas, in case of offenses whose maximum penalty shall not exceed three years of imprisonment;</p> <p>4) a fine between three hundred and five hundred quotas, in case of offenses whose maximum penalty shall exceed three years of imprisonment.</p> <p>4. As regards the commitment of offenses provided for in article 3, paragraph 6, of law no. 549 dated 28th December 1993, a fine from one hundred and fifty quotas to two hundred and fifty quotas shall be applied to the body.</p> <p>5. As regards the commitment of offenses provided for in the legislative decree no. 202 dated 6th November 2007, the entity shall be liable to the following fines:</p> <p>a) for offense referred to in article 9, paragraph 1, a fine of up to two hundred and fifty quotas;</p> <p>b) for the offenses referred to in articles 8, paragraph 1, and 9, paragraph 2, a fine between one hundred and fifty and two hundred and fifty quotas;</p> <p>c) for the offense referred to in article 8,</p>	
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	<p>paragraph 2, a fine between two hundred and three hundred quotas.</p> <p>6. The penalties provided for in paragraph 2, letter b), shall be reduced by half as much in case the offense provided for in article 256, paragraph 4, of legislative decree no. 152 dated 3rd April 2006, was committed.</p> <p>7. In cases of conviction for the offenses provided for in paragraph 2, letter a), no. 2), b), no. 3), and f), and paragraph 5, letters b) and c), the disqualification sanctions provided for in article 9, paragraph 2, of legislative decree no. 231 dated 8th June 2001, shall be applied for no more than six months of duration.</p> <p>8. If the organization or one of its organizational units is constantly used with the sole or prevailing purpose of allowing or facilitating the commitment of the offenses referred to in article 260 of Legislative Decree no. 152 dated 3rd April 2006, and article 8 of Legislative Decree no. 202 dated 6th November 2007, the permanent disqualification from exercising the activity pursuant to article 16, paragraph 3, of Legislative Decree no. 231 dated 8th June 2001 shall be applied.</p>	
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 733-bis criminal code <i>(Destruction or deterioration of habitat inside a protected site)</i> Whoever, except in the cases allowed by law, either destroys a habitat inside a protected area or in any case causes it to deteriorate and thereby compromises its conservation, shall be punished</p>

		with a term of up to eighteen months and a fine of not less than 3.000 euro.
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 103 of legislative decree o. 152 dated 3rd April 2006 (<i>Discharges on land</i>)</p> <p>1. Discharging on land or in the surface layers of the subsoil is prohibited, except for:</p> <p>a) the cases provided for in <u>article 100</u>, paragraph 3;</p> <p>b) level spillways serving sewerage systems;</p> <p>c) discharges of urban and industrial wastewater which were ascertained to be technically impossible or too expensive to be conveyed to surface water bodies, compared to the achievable environmental benefits, provided they comply with the criteria and emission thresholds set for that purpose by regions pursuant to <u>article 101</u>, paragraph 2. Until new regional regulations are passed, the emission thresholds specified in Chart 4 of <u>Annex 5</u> to third part of this decree shall apply;</p> <p>d) for discharges coming from the processing of natural rocks and mineral substance washing systems, provided their muds are made exclusively of water and natural aggregates, and do not cause harm to aquifers or soil instability;</p> <p>e) discharges of rainwater conveyed to separate sewer systems;</p> <p>f) water coming from water tank overflows, maintenance operations on potable water networks and maintenance on aqueduct wells.</p> <p>2. Except for the cases set forth in paragraph 1, existing discharges on the soil must be conveyed into surface water bodies, sewer systems or destined for reuse in compliance with the provisions set forth in the decree referred to in <u>article 99</u>, paragraph 1. Failure to comply with the obligations provided, shall cause the authorization to be considered fully revoked.</p> <p>3. The discharges referred to in letter c) of paragraph 1 must comply with the thresholds specified in the Chart 4 of Annex 5 to third part of this decree shall apply. The prohibition to discharge the substances referred to in point 2.1 of Annex 5 to third part of this decree onto the soil shall still remain valid.</p> <p>Article 104 legislative decree 3rd April 2006, no. 152 <i>(Discharging into the subsoil and underwater)</i></p> <p>1. Discharging directly into underwater and the subsoil is prohibited.</p> <p>2. By way of derogation from the provisions in paragraph 1, the competent authority may, after preliminary investigation, authorize discharges into the same aquifer of water used for geothermal energy, water infiltrated from mines or quarries and water pumped during certain civil engineering works, including water from heat exchange plants.</p> <p>3. By way of derogation from the provisions in</p>

		<p>paragraph 1, as regards the reservoirs in the sea, the Minister of the Environment and Protection of the Land and Sea, in agreement with the Minister of Economic Development and, as regards land reservoirs, without prejudice to the competences of the Minister of Economic Development on the exploration and production of liquid and gas hydrocarbons, the regions may authorize discharge of water resulting from the extraction of hydrocarbons into the deep strata from which the hydrocarbons were extracted, or into units having the same characteristics which contain, or have contained, hydrocarbons, and specify the discharge methods. Discharges must not contain other wastewater or other hazardous substances which are different in quantity and quality from those deriving from hydrocarbon separation. The relevant authorizations shall be released with the provision of the technical precautions needed to make sure that wastewater may not reach other water systems or harm other ecosystems</p> <p>4. By way of derogation from the provisions in paragraph 1, the authority in charge, after preliminary investigation aimed at checking the lack of foreign substances, may authorize discharges into the same aquifer of the water used for washing and processing aggregates, provided their muds are made exclusively of water and natural aggregates and discharging them does not cause damage to the aquifer. To this purpose, the Regional Agency for Environmental Protection (ARPA) having jurisdiction over the area, shall ascertain the quantities and qualities of the muds and the lack of possible damage for the aquifer, to the expense of the subject applying for the authorization, and shall express a binding advice on the application for discharge authorization.</p> <p>5. As for survey, exploration and production activities of liquid and gas hydrocarbons in the sea, direct discharge of waters into the sea shall occur according to the methods set forth by the Ministry of the environment and protection of the land through own decree, provided the concentration of mineral oils is under 40 mg/l. Direct discharge into the sea shall be progressively replaced by injection or reinjection into deep strata, as soon as wells which are no longer productive and are suitable for injection and reinjection become available, and shall in any way occur in compliance with the provisions in paragraphs 2 and 3.</p> <p>6. The Minister of the environment and protection of the land and sea, along with authorizing discharge into deep strata as referred to in paragraph 3, they also authorize direct discharge into the sea, according to the methods outlined in paragraphs 5 and 7, for the following cases:</p> <ul style="list-style-type: none">a) for the exceeding fraction of water, if the capacity of the injection and reinjection well is not enough to guarantee delivery of the whole water coming from hydrocarbon extraction;b) for as long as necessary to perform ordinary and
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		<p>extraordinary maintenance aimed at ensuring proper functioning and safety of the system made of the injection and reinjection installation.</p> <p>7. Direct discharge of water into the sea as referred to in paragraphs 5 and 6 shall be authorized prior to submission of a monitoring plan aimed at checking that there are no dangers for water and water ecosystems.</p> <p>8. Except for the cases set forth in paragraphs 2, 3, 5 and 7, existing and duly authorized discharges into the subsoil and underwater must be conveyed into surface water bodies or, if possible, recycled, reused or used for agricultural purposes. Failure to comply with the obligations provided, shall cause the authorization to be revoked. Whoever does not comply with the discharge prohibitions provided for in article 103 and article 104 shall be punished with a term of imprisonment of up to three years.</p> <p>Article 107 legislative decree 3rd April 2006, no. 152 <i>(Discharge into sewer systems)</i></p> <p>1. Provided that the emission thresholds in table 3/A of Annex 5 to the third part of this decree and, only for the parameters at note 2 to Table 5 of the same Annex 5, in Table 3 are mandatory, discharges of industrial wastewater conveyed into sewers are subject to the technical standards, regulations and the thresholds set by the relevant governmental body based on the plant features, in order to ensure protection of the receiving water body and compliance with regulations on urban wastewater discharge set forth in article 101, paragraphs 1 and 2.</p> <p>2. Discharges of domestic wastewater conveyed into sewers are always allowed, provided that they comply with the regulations issued by the integrated urban water system service provider and approved by the relevant governmental body.</p> <p>3. Waste disposal in sewers is not allowed, even if shredded, except for organic waste coming from food scraps treated using food waste disposers which grind waste into tiny particles, provided that it has been ascertained that the integrated urban water system service provider has a treatment system and ensures proper information to the public also in terms of maps of the areas served by those plants. The installation of the equipment shall be communicated by the integrated urban water system service provider, which monitors its deployment all over the territory.</p> <p>4. The regions, having heard the opinion of the provinces, may establish integration rules to check discharges from civil and industrial settlements connected to public sewers, the functioning of pre-treatment plants and the compliance with the thresholds and the provisions set forth in the authorizations.</p> <p>Article 108 legislative decree 3rd April 2006, no. 152 <i>(Discharge of hazardous substances)</i></p>
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		<p>1. The provisions regarding discharges of hazardous substances shall apply to plants where the substances referred to in Tables 3/A and 5 of the Annex 5 to the third part of this decree are produced, processed and used, and whose discharges have been ascertained to contain said substances in a quantity or concentrations higher than the detection limits allowed by the detection methods existing at the time when the third part of this decree has become enforceable or, later, if higher than the detection limits allowed by updates to those methods set forth in point 4 of Annex 5 to the third part of this decree.</p> <p>2. Taking into account the toxicity, the persistence and bioaccumulation of the substance concerned in the environment where the discharge occurs, when releasing the authorization, the relevant authorities shall set more stringent emission thresholds than those set forth in article 101, paragraph 1 and 2, if it has been ascertained that the thresholds defined in article 101, paragraphs 1 and 2, prevent or negatively affect the achievement of the quality goals set forth in the Protection Plan as per article 121, even due to the coexistence of other hazardous water discharges.</p> <p>3. For the purposes of the implementation of the provisions set forth in paragraph 1 of article 107 and in paragraph 2 of this article, all the provisions on discharges for the companies subjected to the provisions of Title III-bis of the second part of this decree, must be implemented. Said provisions concerning emission thresholds, parameters and technical measures are based on the best technologies available, with no obligation to use one specific technique or technology, according to the technical features of the plant concerned, its location and the local conditions of the environment.</p> <p>4. As for the substances in Table 3/A of Annex 5 to the third part of this decree deriving from the production cycles specified in the same table, the authorizations also set the maximum quantity of substance expressed in unit of weight per unit of element typical of the polluting activity, which means per war material or product unit, in compliance with the details in the same Table. Discharges containing the hazardous substances referred to in paragraph 1 shall be subjected to the provisions set forth in point 1.2.3. of Annex 5 to the third part of this decree.</p> <p>5. As for industrial wastewater containing the substances specified in Table 5 of Annex 5 to the third part of this decree, the discharge measurement point shall be set according to the provisions of the integrated environmental authorization referred to in Title III-bis of the second part of this decree and, in case of activities outside the scope of the abovementioned decree, right after the outlet from the plant or the treatment system serving the plant. The relevant authority may demand that partial discharges containing the substances in Table 5 of the same Annex 5 be kept</p>
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		<p>separate from the general discharge and considered as waste. If, as in the case of article 124, paragraph 2, second sentence, the industrial wastewater treatment plant which treats the hazardous substances included in table 5 of annex 5 receives wastewater coming through piping from other industrial plants or urban wastewater containing different substances which are not useful to modify or reduce the hazardous substances, when releasing the authorization the relevant authority shall properly reduce the emission thresholds set in table 3 of Annex 5 for each of the abovementioned substances specified in Table 5, taking into consideration the dilution occurred during mix of the different wastewater.</p> <p>6. The authority in charge of releasing the authorization for the substances under Table 3/A of Annex 5 to the third part of this decree, deriving from the production cycles specified in the same table, shall draw up a list of issued authorizations, the existing discharges and the checks carried out, to be later forwarded to the European Commission.</p> <p>Article 137 legislative decree 3rd April 2006, no. 152 <i>(Criminal sanctions)</i> Except in the cases provided for in article 29-quattordecies, paragraph 1, whoever opens a new industrial wastewater system or in any case discharges new industrial wastewater without authorization, or continues to carry out or keeps such a system after the authorization has been either suspended or revoked, shall be punished with a term of imprisonment from two months to two years or a fine from one thousand five hundred euro to ten thousand euro.</p> <p>2. When the conducts described in paragraph 1 relate to discharge of industrial wastewater containing dangerous substances included in the families and groups of substances provided for in charts 5 and 3/A of the Annex 5 to the third part of this decree, the penalty shall be imprisonment from three months to three years and a fine from EUR 5,000 to EUR 52,000.</p> <p>3. Whoever, except for the cases referred to in paragraph 5 or in paragraph 29-quattordecies, paragraph 3, is responsible for discharging industrial wastewater containing dangerous substances included in the families or groups of substances indicated in charts 5 and 3/A of Annex 5 to the third part of this decree without observing the authorization provisions or other provisions drawn up by the competent authorities in accordance with article 107, paragraph 1, and article 108, paragraph 4, shall be punished with a term of imprisonment of up to two years.</p> <p>4. Whoever breaches the provisions on the installation and the management of the automatic checks or the obligation to keep the results of those checks as referred to in article 131 shall be punished with the penalty referred to in paragraph</p>
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		<p>5. Unless the fact constitutes a more serious offense, whoever, in relation to the substances referred to in chart 5 of Annex 5 to the third part of this decree, when discharging industrial wastewater exceeds the limits established in chart 3 or, in the case of discharging on land, in table 4 of Annex 5 to the third part of this decree, or exceeds the more restrictive limits established by regional authorities or the authorities of independent provinces or competent authorities, as per article 107, paragraph 1, shall be punished with a term of imprisonment of up to two years and a fine from three thousand euro to thirty thousand euro. If also the limits established for the substances included in the chart 3/A of Annex 5 are exceeded, the term of imprisonment shall be from six months to three years and a fine from six thousand euro to one hundred and twenty thousand euro.</p> <p>6. The penalties referred to in paragraph 5 shall also be applied to the managers of urban wastewater treatment plants who, when discharging, exceeds the threshold amounts provided for in said paragraph.</p> <p>7. Managers of the integrated urban water system who do not comply with the obligation to provide communications referred to in article 110, paragraph 3, or does not comply with the provisions or prohibitions referred to in article 110 paragraph 5, shall be punished with a term of imprisonment from three months to one year or a fine or from three thousand euro to thirty thousand euro in case of non-dangerous waste, and a term of imprisonment from six months to two years and a fine from three thousand to thirty thousand euro in case of dangerous waste.</p> <p>8. The owner of a wastewater drainage plant who denies access to the plant to the entity in charge of the checks for the purposes of article 101, paragraphs 3 and 4, unless the fact constitutes a more serious offense, shall be punished with a term of imprisonment of up to two years. The above without prejudice to the intervention powers-duties of the entities in charge of the checks, also pursuant to article 13 of law no. 689 of 1981 and articles 55 and 354 of the code of criminal procedure.</p> <p>9. Whoever does not comply with the regulations provided for by the regions pursuant to article 113, paragraph 3, shall be punished with the penalties under article 137, paragraph 1.</p> <p>10. Whoever does not comply with the measure adopted by the competent authorities pursuant to article 84, paragraph 4, or to article 85, paragraph 2, shall be punished with a fine from one thousand five hundred euro to fifteen thousand euro.</p> <p>11. Whoever does not comply with the discharge prohibitions provided for in articles 103 and 104 shall be punished with a term of imprisonment up to three years.</p> <p>12. Whoever does not comply with the regional provisions as per article 88, paragraphs 1 and 2,</p>
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		<p>aimed at guaranteeing the establishment or restoration of the quality of water as referred to in article 87, or does not comply with the measures adopted by the competent authorities as per article 87, paragraph 3, shall be punished with a term of imprisonment of up to two years or a fine from four thousand euro to forty thousand euro.</p> <p>13. Imprisonment for a term from two months to two years shall be applied if the wastewater discharged by vessels or aircrafts in the sea contains substances or materials whose discharge is strictly banned, pursuant to the provisions included in the international conventions in force and ratified by Italy, unless their amount can be quickly made harmless through the physical, chemical and biological processes naturally occurring in the sea, provided that an authorization has been obtained from competent authorities beforehand.</p> <p>14. Whoever uses breeding wastewater, olive oil lees from oil mills, as well as wastewater from agricultural establishments and small agricultural and food companies, as referred to in article 112, for agronomic purposes, except for the cases and procedures referred to in said article, or does not comply with the prohibition or suspension of the activities established by said article, shall be punished with a fine from one thousand five hundred euro to ten thousand euro or a term of imprisonment of up to one year. The same penalty shall be applied to whoever uses the above for agronomic purposes apart from the cases and procedures referred to in the regulations in force.</p>
		<p>Article 187 legislative decree 3rd April 2006, no. 152 <i>(Prohibition to mix hazardous waste)</i></p> <p>1. It is forbidden to mix hazardous waste having different characteristics of dangerousness or hazardous waste with non-hazardous waste. Mixing includes dilution of hazardous substances.</p> <p>2. By way of derogation to paragraph 1, mixing of hazardous waste having different characteristics of dangerousness among them or with other substances or minerals, may be authorized pursuant to articles 208, 209 and 211 provided that:</p> <ul style="list-style-type: none"> a) the conditions under article 177, paragraph 4 are complied with and the impact of waste management on human health and the environment has not increased; b) mixing is performed by an organization or company which has obtained the authorization pursuant to articles 208, 209 and 211; c) mixing operations comply with the best techniques available referred to in article 183, paragraph 1, letter nn). <p>2-bis. The effects of the authorizations in force to</p>

		<p>operate waste recovery or disposal where special waste is mixed, which is allowed pursuant to this article and annex G to the fourth part of this decree and in the regulations in force before the enforcement of legislative decree no. 205 dated 3rd December 2010, shall remain effective until review of the said authorizations.</p> <p>3. Without prejudice to the specific sanctions and specifically those set forth in article 256, paragraph 5, whoever breaches the prohibition referred to in paragraph 1 shall sort mixed waste at their own expense, if it is technically and economically feasible and in compliance with the provisions of article 177, paragraph 4.</p> <p>3-bis. Mixes that are not prohibited by this article do not need an authorization and, even if they are performed by organizations or companies authorized pursuant to articles 208, 209 and 211, may not be subjected to provisions or limitations other than or in addition to those provided for by the law.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 256 legislative decree 3rd April 2006, no. 152 <i>(Unauthorized waste management activities)</i></p> <p>1. Except in the cases provided for in article 29-quattordecies, paragraph 1, whoever is involved in collecting, transporting, recovering, disposal, trading and brokerage of waste without the required authorization, registration or communication as referred to in articles 208, 209, 210, 211, 212, 214, 215 and 216, shall be punished:</p> <p>a) with a term of imprisonment from three months to one year or a fine from two thousand six hundred euro to twenty-six thousand euro, in case of non-dangerous waste;</p> <p>b) with a term of imprisonment from six months to two years and a fine from two thousand six hundred euro to twenty-six thousand euro, in case of dangerous waste;</p> <p>2. The penalties referred to under paragraph 1 shall be applied to the owners of companies and the managers of organizations who abandon or dump waste in an uncontrolled way, or dump it into surface or ground water in violation of the ban referred to in article 192, paragraphs and 2.</p> <p>3. Except in the cases provided for in article 29-quattordecies, paragraph 1, whoever sets up or manages a non-authorized landfill shall be punished with a term of imprisonment from six months to two years and a fine from two thousand six hundred euro to twenty-six thousand euro. Imprisonment for a term of one to three years and a fine from five thousand two hundred euro to fifty-two thousand euro shall be applied if the landfill, or a part of it, is destined to disposal of dangerous waste. The conviction or the judgment</p>

		<p>issued pursuant to article 444 of the code of criminal procedure, shall result in the confiscation of the area on which the illicit landfill is located, if it is owned by the author or the partner involved in the offense, without prejudice to the obligation to decontaminate or restore the area to its original state.</p> <p>4. The penalties referred to in paragraphs 1, 2 and 3 shall be reduced by half as much if the provisions contained or referred to in the authorizations have been not complied with, as well as in the lack of the requirements and the conditions required for registration or communication.</p> <p>5. Whoever, in violation of the ban referred to in article 187, carries out prohibited mixing of waste, shall be punished with the penalty referred to in paragraph 1 letter b).</p> <p>6. Whoever temporarily stores medical waste at the location where medical waste is produced, in violation of the provisions referred to in article 227, paragraph 1, letter b), shall be punished with a term of imprisonment from three months to one year or with a fine from two thousand six hundred euro to twenty-six thousand euro. A fine from two thousand six hundred euro to fifteen thousand five hundred euro shall be applicable for the amounts not exceeding two hundred liters or equivalent quantities.</p> <p>7. Whoever breaches the obligations under articles 231, paragraphs 1, 8 and 9, 233, paragraphs 12 and 13, and 234, paragraph 14, shall be punished with a fine from two hundred and sixty euro to one thousand five hundred and fifty euro.</p> <p>8. The individuals referred to in articles 233, 234, 235 and 236 who do not comply with the payment obligation provided for therein shall be punished with a fine from eight thousand euro to forty-five thousand euro, without any prejudice to the obligation to pay for the Until the adoption of the decree referred to in article 234, paragraph 2, the penalties referred to in this paragraph shall not be applicable to the entities referred to in the same article 234.</p> <p>9. The penalties under paragraph 8 shall be reduced by half as much in case of compliance within the sixtieth day after the deadline to comply with the participation duties provided for under articles 233, 234, 235 and 236.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 257 legislative decree 3rd April 2006, no. 152 <i>(Decontamination of sites)</i></p> <p>1. Unless the fact constitutes a more serious offense, whoever causes pollution to the soil, subsoil, surface waters or ground waters by exceeding risk threshold concentrations shall be punished with a term of imprisonment from six months to one year or a fine from two thousand six hundred euro to twenty-six thousand euro, if they</p>

		<p>do not arrange for the land in question to be decontaminated in accordance with the project approved by the competent authorities as part of the proceeding referred to in articles 242 and following. Should the transgressor fail to provide the communication referred to in article 242, they shall be punished with a term of imprisonment from three months to one year or a fine from one thousand euro to twenty-six thousand euro.</p> <p>2. Imprisonment for a term from one to two years and a fine from five thousand two hundred euro to fifty-two thousand euro shall be applied if pollution was caused by dangerous substances.</p> <p>3. In the conviction for the offenses referred to in paragraphs 1 and 2, or in the judgment issued pursuant o to article 444 of the code of criminal procedure, the sentence suspension may be subject to the performance of emergency, decontamination and environmental cleanup.</p> <p>4. The observance of the projects approved pursuant to article 242 and following shall exempt the offender from punishment for the environmental contraventions provided for in other laws for the same event and for the same polluting conduct referred to in paragraph 1</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 258 legislative decree 3rd April 2006, no. 152 <i>(Violation of the obligations to provide communications, to keep compulsory registers and submit reporting forms)</i></p> <p>1. The entities referred to in article 190, paragraph 1, that did not adhere to the waste traceability control system (SISTR) referred to in article 188-bis, paragraph 2, letter a), and fail to keep or keep the charge and discharge book referred to in the same article in an incomplete way, shall be punished with a fine from two thousand six hundred euro to fifteen thousand five hundred euro.</p> <p>2. The producers of dangerous waste who are not part of an organization or a company and who do not comply with the obligation to keep the charge and discharge book with the modalities referred to in article 1, paragraph 1, of law no. 20 dated 25th January 2006, and article 6, paragraph 1 of the decree of the Ministry of the environment and protection of the land and sea dated 17th December 2009, published in the Ordinary Supplement to the Official Journal no. 9 dated 13th January 2010, shall be punished with a fine from fifteen thousand five hundred euro to ninety-three thousand euro.</p> <p>3. In case of enterprises employing a number of labor units under 15 employees, the minimum and maximum measures referred to in paragraph 1 shall be reduced respectively from one thousand and forty euro to six thousand two hundred euro. The number of labor units shall be calculated according to the average number of employees employed on a full-time basis over a year, whereas</p>

		<p>part-time workers and seasonal workers are calculated on an annual fractional basis; for the purposes above, the year to be considered is the last approved accounting year before the infraction was ascertained.</p> <p>4. Companies that collect and transport their non-dangerous waste as per article 212, paragraph 8, that do not adhere, on a voluntary basis, to the waste traceability control system (SISTRI) referred to in article 188-bis, paragraph 2, letter a), and transport waste without the forms referred to in article 193, or indicate incomplete or inaccurate data on the forms shall be punished with a fine from one thousand six hundred euro to nine thousand three hundred euro. The penalty referred to in article 483 of the criminal code shall be applied to any individual who provides false information on the nature, composition and chemical-physical characteristics of waste when drawing up a waste analysis certificate and to any individual who use a false certificate during transport.</p> <p>5. If the information referred to in paragraphs 1 and 2 are incomplete or incorrect but the data reported in the communication to the cadaster, in the charge and discharge book, in the forms that identify the waste transported and in the other accounting books kept by law make it possible to reconstruct the required information, a fine from two hundred and sixty euro to one thousand five hundred and fifty euro shall be applied. The same penalty shall be applied if the information referred to in paragraph 4 are formally incomplete or incorrect but contain all the elements to reconstruct the information required by law, as well as in case when the entities that must send said information to the competent authorities and keep the registers referred to in article 190, paragraph 1 or the reporting form referred to in article 193 fail to do so.</p> <p>5-bis. The entities referred to in article 220, paragraph 2, that do not provide the required information or provide said information in an incomplete or incorrect way shall be punished with a fine from two thousand six hundred euro to fifteen thousand five hundred euro, if the communication is provided within sixty days after the deadline set as per law no. 70 dated 25th January 1994, a fine from twenty-six euro to one hundred and sixty euro shall be applied.</p> <p>5-ter. The mayor of the municipality that does not provide the information referred to in article 189, paragraph 3, or provides it in an incomplete or incorrect way, shall be punished with a fine from two thousand six hundred euro to fifteen thousand five hundred euro, if the communication is provided within sixty days after the deadline set as per law no. 70 dated 25th January 1994, a fine from twenty-six euro to one hundred and sixty euro shall be applied.</p>
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<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 259 legislative decree 3rd April 2006, no. 152 <i>(Illegal waste traffic)</i> 1. Whoever transports waste so to constitute illegal traffic pursuant to article 26 of the Regulation (EEC) no. 259 dated 1st February 1993 or delivers any waste listed in Attachment II to said regulation in breach of article 1, paragraph 3, letters a), b), c) and d) of said regulation, shall be punished with a fine from one thousand five hundred and fifty euro to twenty-six thousand euro and imprisonment for a term of up to two years. The penalty shall be increased in case of delivery of hazardous waste. 2. The conviction, or the judgment issued pursuant to article 444 of the code of criminal procedure, for the offenses related to illegal traffic referred to in paragraph 1 or to illegal transport referred to in articles 256 and 258, paragraph 4, shall result in the compulsory confiscation of the mean of transport.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 260 legislative decree 3rd April 2006, no. 152 <i>(Activities organized for illegal waste traffic)</i> 1. Whoever, in order to obtain an unjustified profit, employs a series of operations and continuously uses vehicles and organized activities to transfer, receive, transport, export, import or manage in any illicit way large quantities of waste, shall be punished with a term of imprisonment from one to six years. 2. In case of highly radioactive waste, imprisonment from three to eight years shall be applied. 3. The conviction shall result in ancillary penalties under articles 28, 30, 32 bis and 32 ter of criminal code, with the limitation referred to in article 33 of the same code. 4. The judge, through conviction or judgment issued pursuant to article 444 of the code of criminal procedure, shall order the restoring of the environment and may establish that the sentence be suspended only provided that the damage or the danger to the environment has been removed. 4-bis. The things that were needed to commit the offense or that are the product or the profit of the offense shall always be confiscated, unless they belong to someone who is not involved in the offense. If it is not possible, the judge shall identify properties having an equivalent value which are available to the convicted, even either indirectly or through intermediaries, and shall order confiscation thereof.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 260-bis legislative decree 3rd April 2006, no. 152 <i>(Waste traceability control IT system)</i> 1. The entities that must but do not enroll in the</p>

		<p>waste traceability control system (SISTR I) referred to in article 188-bis, paragraph 2, letter a), within the deadlines provided, shall be punished with a fine from two thousand six hundred euro to fifteen five hundred euro. In case of hazardous waste, a fine from fifteen thousand five hundred euro to ninety-three thousand euro shall be applied.</p> <p>2. The entities that must pay for the enrollment in the waste traceability control system (SISTR I) referred to in article 188-bis, paragraph 2, letter a), and fail to do so within the deadlines provided, shall be punished with a fine from two thousand six hundred euro to fifteen thousand five hundred euro. In case of hazardous waste, a fine from fifteen thousand five hundred euro to ninety-three thousand euro shall be applied. After the failure to pay has been ascertained, the service provided by the above mentioned traceability control system to the transgressor must be immediately stopped. When redetermining the yearly subscription fee to the above mentioned traceability system, the non-payment cases governed by this paragraph must be taken into consideration.</p> <p>3. Whoever fails to fill in the hard copy log or the SISTR I - HANDLING AREA data sheet, in accordance with the deadlines, procedures and modalities set by the control IT system referred to in paragraph 1, or provides said system with incomplete or incorrect information, fraudulently alters any of the ancillary technological devices of the control IT system mentioned above, or prevents it from functioning properly in any way, shall be punished with a fine from two thousand six hundred euro to fifteen thousand five hundred euro. In case of enterprises employing a number of labor units of less than fifteen employees, a fine from one thousand and forty euro to six thousand two hundred euro. The number of labor units shall be calculated according to the average number of employees employed on a full-time basis over a year, whereas part-time workers and seasonal workers are calculated on an annual fractional basis; for the purposes above, the year to be considered is the last approved accounting year before the infraction was ascertained. If the reported information, although incomplete or incorrect, do not prejudice the traceability of waste, a fine from two hundred and sixty euro to one thousand five hundred and fifty euro shall be applicable.</p> <p>4. If the conducts referred to in paragraph 3 above refer to dangerous waste, a fine from fifteen thousand five hundred euro to ninety-three thousand euro, plus the additional administrative sanction of suspension from one month to one year from the position held by the individual responsible for the offense, including the suspension from the position of director. In case of enterprises employing a number of labor units of less than fifteen employees, the minimum and maximum measures referred to in the sentence</p>
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		<p>above shall be reduced respectively from two thousand and seventy euro to twelve thousand four hundred euro for dangerous waste. The modalities to calculate the amounts of employees shall be carried out according to the methods referred to in paragraph 3. If the reported information, although incomplete or incorrect, do not prejudice the traceability of waste, a fine from five hundred and twenty euro to three thousand one hundred euro shall be applicable.</p> <p>5. Except the cases provided for in paragraphs 1 to 4, whoever fail to comply with their obligations, pursuant to the above mentioned waste traceability control system (SISTR I) shall be punished, for each of the offenses above, with a fine from two thousand six hundred euro to fifteen thousand five hundred euro. In case of hazardous waste, a fine from fifteen thousand five hundred euro to ninety-three thousand euro shall be applied.</p> <p>6. The penalty referred to in article 483 of the criminal code shall be applied to any individual who provides false information on the nature, composition and chemical-physical characteristics of waste when drawing up a waste analysis certificate and to whoever includes a false certificate to the data to be provided for the purpose of waste traceability.</p> <p>7. Any transporter who fails to have a written copy of the SISTR I – HANDLING AREA data sheet when transporting waste and, where necessary in accordance with current laws, a copy of the analytical certificate that identifies the characteristics of the waste, shall be punished with a fine from EUR 1,600 to EUR 9,300. In case of transport of hazardous waste, the penalty set forth in article 483 of the criminal code shall apply. This penalty shall also be applied to whoever, during transport, uses a waste analysis certificate containing false information about the nature, composition and chemical-physical characteristics of the waste being transported.</p> <p>8. Any transporter who has a fraudulently altered written of the SISTR I – HANDLING AREA data sheet when transporting waste, shall be punished with the penalty established in the combined provisions of articles 477 and 482 of the criminal code. The penalty shall be increased by up to one third in case of hazardous waste.</p> <p>9. If the conducts referred to in paragraph 7 do not prejudice the traceability of waste, a fine from two hundred and sixty euro to one thousand five hundred and fifty euro shall be applicable.</p> <p>9 bis. Whoever, through an action or omission to act, infringes a number of the provisions contained in this article or commits more than one infringement of one of the provisions, shall be liable to the fine established for the most serious violation, increased by up to double. The same sanction shall be applied to whoever, through multiple actions or omissions to act, in execution of the same plan, commits more violations of one or of more than one provisions of this article, even</p>
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		<p>in different moments.</p> <p>9 ter. Whoever complies with the obligations provided for in the regulations of the control IT system referred to in paragraph 1 within thirty days from the offense, shall not be liable for the administrative offenses referred to in this article. Within sixty days after the immediate objection or notification of the infringement, the transgressor can settle the dispute by paying a quarter of the established fine, provided that they have complied with the obligations mentioned above. The settlement concession prevents ancillary sanctions from being imposed.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 279 legislative decree 3rd April 2006, no. 152</p> <p><i>(Sanctions)</i></p> <p>1. Whoever begins to install or operates a plant without having the required authorization, or continues to operate after the authorization has expired, terminated, been suspended or revoked shall be punished with a term of imprisonment from two months to two years or a fine from 258 euro to 1032 euro. The same penalty shall be applicable to whoever makes substantial changes to a plant without the authorization required as per article 269, paragraph 8. Whoever makes a non-substantial change to a plant without submitting the notification required as per article 269, paragraph 8, shall be liable to a fine of 1000 euro, which shall be inflicted by the competent authority.</p> <p>2. When operating a plant, whoever violates the emission threshold values or the provisions set out in the authorization, the Attachments I, II, III or V to the fifth part of this decree, in plans and schedules or in the regulations referred to in article 271, or in any other provisions imposed by the competent authority pursuant to this title, shall be punished with a term of imprisonment of up to one year or a fine of up to 1032 euro. If the violated threshold values or provisions are contained in the integrated environmental authorization, the sanctions to be applied are those provided for in the regulations governing said authorization.</p> <p>3. Whoever starts a plant or begins to carry out an activity without prior written notice as per article 269, paragraph 6, or pursuant to article 272, paragraph 1, shall be punished with a term of imprisonment of up to one year or a fine of up to one thousand and thirty-two euro.</p> <p>4. Whoever does not inform the competent authority on the data about the emissions, pursuant to article 269, paragraph 6, shall be punished with a term of imprisonment of up to six months or a fine of up to one thousand and thirty-two euro.</p> <p>5. In the cases provided for in paragraph 2, imprisonment for a term of up to one year shall always be applicable if the exceeding of threshold values results also in the exceeding of air quality</p>

		<p>threshold values provided for in the regulations in force.</p> <p>6. Whoever, in the cases provided for in article 281, paragraph 1, does not adopt the measure necessary to prevent the increase, even temporary, of the emissions, shall be punished with a term of imprisonment of up to one year or a fine of up to one thousand and thirty-two euro.</p> <p>7. Any violation of the provisions of article 276, if the violation is not subject to the sanctions provided for in paragraphs 1 to 6, and any violation of the provisions of article 277, a fine from fifteen thousand four hundred and ninety-three euro to one hundred and fifty-four thousand nine hundred and thirty-seven euro shall be applicable. Said sanction shall be inflicted by the region or the authority appointed by the regional law, pursuant to article 17 and following of law no. 689 dated 24th November 1981. In case of relapse, the suspension of the authorization shall always be imposed.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 1 law dated 7th February 1992, no. 150</p> <p>1. Unless the fact constitutes a more serious offense, a term of imprisonment from three months to one year and a fine from fifteen million liras to one hundred and fifty million liras shall be applicable to whoever, in violation of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, as regards specimens belonging to the species listed under the attachment A of the same Regulation, as amended:</p> <p>a) imports, exports or re-exports specimens, under any customs regime, without the required certificate or license, or with a invalid certificate or license, pursuant to article 11, paragraph 2a, of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof;</p> <p>b) fails to comply with the provisions aimed at protecting the safety of specimens, specified in a license or in a certificate issued in accordance with the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, and the Commission Regulation (EC) no. 939/97, dated 26th May 1997, and amendments thereof;</p> <p>c) uses the above mentioned specimens in ways other than those provided for in the authorizations or certificates issued along with the license to import or which were later certified;</p> <p>d) transports or moves, even on behalf of third parties, specimens without the required license or certificate, issued in accordance with the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, and the Commission Regulation (EC) no. 939/97, dated 26th May 1997, and amendments thereof, and, in case of export or</p>

		<p>re-export to a third Country which is party of the Washington Convention, issued in accordance with said Convention, or without sufficient proof of the existence of such a license or certificate;</p> <p>e) trades in artificially reproduced plants in violation of the provisions of article 7, paragraph 1, letter b), of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, and the Commission Regulation (EC) no. 939/97, dated 26th May 1997, and amendments thereof;</p> <p>f) holds, uses for lucrative purposes, purchases, sells, exhibits or holds for sale of for commercial purposes, offers for sale or transfers specimens without the required documents.</p> <p>2. In case of relapse, imprisonment for a term from three months to two years and a fine from twenty million liras to two hundred million liras shall be applicable. If the above mentioned offense is committed while running an enterprise, the conviction shall result in the suspension of the license from a minimum of six months to a maximum of eighteen months.</p> <p>3. Importation, exportation or re-exportation of personal belongings or household items deriving from the specimens of species provided in paragraph 1, in violation of the provisions of the Commission Regulation (EC) no. 939/97, dated 26th May 1997, as amended, shall be punished with a fine from three million liras to eighteen million liras. Illegally imported objects shall be confiscated by the State Forestry Corps, if the confiscation is not imposed by the Judiciary authority.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 2 law dated 7th February 1992, no. 150</p> <p>1. Unless the fact constitutes a more serious offense, a fine from twenty thousand euro to two hundred thousand euro or imprisonment from six months to one year shall be applicable to whoever, in violation of the Council Regulation (EC) no. 338/97, and amendments and orders issued in implementation thereof, as regards specimens belonging to the species listed under the attachments B and C of the same Regulation, as amended:</p> <p>a) imports, exports or re-exports specimens, under any customs regime, without the required certificate or license, or with a invalid certificate or license, pursuant to article 11, paragraph 2a, of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof;</p> <p>b) fails to comply with the provisions aimed at protecting the safety of specimens, specified in a license or in a certificate issued in accordance with the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, and the</p>

		<p>Commission Regulation (EC) no. 939/97, dated 26th May 1997, and amendments thereof;</p> <p>c) uses the above mentioned specimens in ways other than those provided for in the authorizations or certificates issued along with the license to import or which were later certified;</p> <p>d) transports or moves, even on behalf of third parties, specimens without the required license or certificate, issued in accordance with the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, and the Commission Regulation (EC) no. 939/97, dated 26th May 1997, and amendments thereof, and, in case of export or re-export to a third Country which is party of the Washington Convention, issued in accordance with said Convention, or without sufficient proof of the existence of such a license or certificate;</p> <p>e) trades in artificially reproduced plants in violation of the provisions of article 7, paragraph 1, letter b), of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, and the Commission Regulation (EC) no. 939/97, dated 26th May 1997, and amendments thereof;</p> <p>f) holds, uses for lucrative purposes, purchases, sells, exhibits or holds for sale of for commercial purposes, offers for sale or transfers specimens without the required documents, only as regards the species listed in the attachment B to the Regulation.</p> <p>2. In case of relapse, imprisonment from six months to eighteen months and a fine from twenty thousand euro to two hundred thousand euro shall be applied. If the above mentioned offense is committed while running an enterprise, the conviction shall result in the suspension of the license from a minimum of six months to a maximum of eighteen months.</p> <p>3. The introduction into the country, export or re-export from it of personal belongings or household items related to the species referred to in paragraph 1, in violation of the provisions of the Commission Regulation (EC) no. 939/97, dated 26th May 1997, as amended, shall be punished with a fine from EUR three thousand to EUR fifteen thousand. Illegally imported objects shall be confiscated by the State Forestry Corps, if the confiscation is not imposed by the Judicial authority.</p> <p>4. Unless the fact constitutes an offense, whoever fails to submit the importation notice referred to in article 4, paragraph 4 of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments and orders issued in implementation thereof, or the applicant who fails to notify the rejection of an application for a license or certificate, in accordance with article 6, paragraph 3 of said Regulation, shall be punished with a fine from EUR three thousand to EUR fifteen thousand.</p>
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<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 3-bis law dated 7th February 1992, no. 150</p> <p>1. The cases provided for in article 16, paragraph 1, letters a), c), d), e), and l), of the Council Regulation (EC) no. 338/97, dated 9th December 1996, and amendments thereof, on the counterfeiting or altering certificates, licenses, importation notices, declarations, communication of information aimed at obtaining a license or a certificate, using false or altered certificates or licenses, shall be punished with the penalties referred to in book II, title VII, section III of the criminal code.</p> <p>2. In case of breach of the rules under Decree of the President of the Republic no. 43 dated 23rd January 1973, the same shall be applied together with those under articles 1, 2 and this one.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 6 law dated 7th February 1992, no. 150</p> <p>1. Without prejudice to the provisions in law no. 157 dated 11th February 1992, it is forbidden to keep live wild specimens of mammals and reptiles as well as live specimens of mammals and reptiles bred in captivity which are dangerous to public health and safety.</p> <p>2. The Minister of the Environment, together with the Minister for Domestic Affairs, the Minister of Health and the Minister of Agriculture and forests, establishes through own decree the criteria to be applied in order to identify the species referred to in paragraph 1 and consequently prepares the list of said specimens, also arranging appropriate ways to disseminate said list, even with the help of associations for the protection of the species.</p> <p>3. Without prejudice to the provisions of paragraph 1 of article 5, those who, on the date when the decree referred to in paragraph 2 is published on the Official Journal, possess any of the live wild specimens of mammals and reptiles as well as live specimens of mammals and reptiles bred in captivity included in said list, must inform the local competent Prefecture (Prefettura) within ninety days from the date of enforcement of the decree referred to in paragraph 2. The prefect (prefetto), in agreement with the competent health care authorities, may authorize the possession or the above mentioned specimens, provided that the facilities where the animals are to be kept have been checked for suitability, in order to make sure they live properly and to guarantee public health and safety.</p> <p>4. Whoever infringes the provisions referred to in paragraph 1 shall be punished with imprisonment</p>

		<p>up to six months or a fine from fifteen thousand euro to three hundred thousand euro.</p> <p>5. Whoever infringes the provisions referred to in paragraph 3 shall be punished with a fine between ten thousand euro to sixty thousand euro.</p> <p>6. The provisions in paragraphs 1, 3, 4 and 5 shall not be applicable to: a) zoos, protected areas, national parks, aquariums and dolphinariums declared suitable by the scientific commission referred to in article 4, paragraph 2, on the basis of the general criteria preset by the commission itself; b) circuses and permanent or traveling animal shows, declared suitable by the authorities in charge of public health and safety, on the basis of the general criteria preset by the commission referred to in article 4, paragraph 2. Scientific and research institutes enrolled in the register established by article 5, paragraph 8, shall not be subject to prior suitability verification by the Commission.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 3 law dated 28th December 1993, no. 549 <i>(Stop and reduction of the use of harmful substances)</i></p> <p>1. The production, consumption, export, import, possession and marketing of the harmful substances referred to in the chart A attached to this law are governed by the provisions referred to under Regulation (EC) no. 3093/94.</p> <p>2. Starting from the date of enforcement of this law, it is forbidden to provide authorizations to plants using the substances referred to in the chart A attached to this law, except the provisions under Regulation (EC) no. 3093/94.</p> <p>3. The Ministry of the Environment, in agreement with the Ministry of Industry, commerce and craftsmanship, through decree, in accordance with the provisions and the deadlines of the plan for the progressive set the date until when the substances referred to in the chart A attached to this law can be used for the maintenance and the recharging of equipment and plants already sold and installed on the enforcement date of this law, as well as the deadlines and modalities to stop the use of the substances referred to in chart B, attached to this law. Additionally, said decree establishes the essential uses of the substances referred to in chart B, for which derogations to the provisions of this paragraph can be given. The production, use, trading, importation and exportation of the substances referred to in the charts A and B attached to this law, shall end on the 31th December 2008, except for those substances, works and productions not falling under the scope of the regulation (EC) no. 3093/94, according to the definitions provided therein.</p> <p>4. The adoption of words other than those used in paragraph 3 resulting from the revision in progress on the regulation (EC) no. 3093/94, shall result in the replacement of the words used in this law and,</p>

		<p>at the same time, the adjustment to the new words.</p> <p>5. The companies that want to stop the production and the use of the substances in the chart B attached to this law before the fixed deadlines, may sign special programming agreements with the Minister of Industry, commerce and craftsmanship and the Minister of the Environment, in order to benefit from the incentives referred to in article 10, whose priority shall be adjusted to the early dismantling, according to the modalities to be fixed through decree by the Ministry of Industry, commerce and craftsmanship, in agreement with the Ministry of the Environment.</p> <p>6. Whoever breaches the provisions referred to in this article, shall be punished with a term of imprisonment of up to two years and a fine of up to three times the value of the substances used for production purposes, as well as imported or marketed substances. In the most serious cases, the conviction shall result in the revocation of the authorization or the license on whose grounds the illegal conduct was carried out.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 8 legislative decree 6th November 2007, no. 202 <i>(Culpable pollution)</i></p> <p>1. Unless the fact constitutes a more serious offense, the Commander of a ship sailing under any flag, as well as the members of the crew, the shipowner and the ship operator, if the violation was committed with their cooperation, who intentionally breach the provisions in article 4, shall be punished with a term of imprisonment from six months to two years and a fine from 10,000 euro to 50,000 euro.</p> <p>2. If the violation referred to in paragraph 1 causes permanent damage or, in any case, particularly serious damages, to the quality of waters, animal species, plants or their parts, imprisonment for a term between one and three years and a fine between euro 10.000 and euro 80.000 shall be applied.</p> <p>3. The damage shall be considered particularly serious when it is very hard to remove its consequences under the technical point of view, or it is particularly expensive or can only be achieved through extraordinary measures.</p>
<p>Article 25-undecies legislative decree 8th June 2001, 231</p>	<p><i>(Environmental crimes)</i></p>	<p>Article 9 legislative decree 6th November 2007, no. 202 <i>(Culpable pollution)</i></p> <p>1. Unless the fact constitutes a more serious offense, the Commander of a ship sailing under any flag, as well as the members of the crew, the title holder and the shipowner of the ship, if the violation was committed with their cooperation, who negligently breach the provisions of article 4 shall be punished with a fine of an amount from</p>

		<p>10.000 euro to 30.000 euro.</p> <p>2. If the violation referred to in paragraph 1 causes permanent damage or, in any case, particularly serious damages, to the quality of waters, animal species, plants or their parts, imprisonment for a term between six months and two years and a fine between euro 10.000 and euro 30.000 shall be applied.</p> <p>3. The damage shall be considered particularly serious when it is very hard to remove its consequences under the technical point of view, or it is particularly expensive or can only be achieved through extraordinary measures.</p>
<p>Article 10 law dated 16th March 2006, no. 146</p>	<p><i>(Administrative liability of entities)</i></p> <p>1. As regards administrative liability of entities for the offenses provided for in article 3, the provisions of the following paragraphs shall be applied.</p> <p>2. In case offenses provided for in articles 416 and 416-bis of the criminal code, in article 291-quarter of the consolidated act as per Decree of the President of the Republic no. 43 dated 23rd January 1973 and article 74 of the consolidated act as per Decree of the President of the Republic no. 309 dated 9th October 1990, a financial penalty from one hundred to five hundred quotas shall be applied to the authority.</p> <p>3. In the event of conviction for one of the crimes referred to in paragraph 2 the disqualification sanctions laid down in article 9, paragraph 2, of legislative decree dated 8th June 2001, no. 231 shall be applicable to the entity, for a term of not less than one year.</p> <p>4. If an entity or one of its organizational units is constantly used with the sole or prevailing purpose of allowing or facilitating the commitment of the</p>	<p>Article 3 law dated 16th March 2006, no. 146 <i>(Definition of cross-border crime)</i></p> <p>1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:</p> <p>a) it is committed in more than one Country;</p> <p>b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country;</p> <p>c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country;</p> <p>d) or it is committed in one Country but has substantial effects in another Country.</p> <p>Article 416 criminal code <i>(Criminal organization)</i></p> <p>Where three or more persons act jointly for the purpose of committing multiple offenses, those who promote, establish or set up the association shall be liable solely to a term of imprisonment from three to seven years.</p> <p>Solely because of participating in the association, the penalty shall be imprisonment for from one to five years.</p> <p>Said offenses shall be liable to the same penalty as the promoters.</p> <p>If members raid across the countryside or public streets using weapons imprisonment from five to fifteen years shall be applied.</p> <p>The penalty shall be increased if the number of persons associated is ten or more.</p> <p>If the association is aimed at committing some of the offenses referred to in articles 600, 601, 601-bis and 602, as well as in article 12, paragraph 3-bis, of the consolidated act containing regulations on immigration and rules on the condition of foreign people, as per Legislative Decree no. 286 dated 25th July 1998, as well as articles 22, paragraphs 3 and 4, and 22-bis, paragraph 1, of the law no. 91 dated 1st April 1999, n. 91, the penalty shall be imprisonment from five to fifteen years in the cases provided for in the first paragraph and</p>

	<p>offenses referred to in paragraph 2, the entity shall be punished with the administrative sanction providing for the permanent debarment from exercising the activity pursuant to article 16 paragraph 3 of legislative decree no. 3 dated 8th June 2001.</p> <p>5. <i>Abrogated by article 64, paragraph 1, letter f), of Legislative Decree dated 21st November 2007, no. 231.</i></p> <p>6. <i>Abrogated by article 64, paragraph 1, letter f), of Legislative Decree dated 21st November 2007, no. 231.</i></p> <p>7. In the case of offenses concerning trafficking of migrants, for the crimes referred to in article 12, paragraphs 3, 3-bis, 3-ter and 5, of the consolidated act referred to in legislative decree no. 286 dated 25th July 1998 as amended, the entity shall be liable to a fine from two hundred to one thousand quotas.</p> <p>8. In the event of conviction for the crimes referred to in paragraph 7 of this article, the disqualification sanctions laid down in article 9, paragraph 2, of legislative decree dated 8th June 2001, no. 231 shall be applicable to the entity, for no longer than two years.</p> <p>9. In the case of offenses concerning perverting the course of justice, for the crimes referred to in article 377-bis and 378 of the criminal code, the fine of up to five hundred quotas shall be applied to the body.</p> <p>10. Administrative offenses provided for in this article shall be punished according to the provisions referred to in legislative decree no. 231 dated 8th June 2001.</p>	<p>from four to nine years in the cases provided for in the second paragraph.</p> <p>If the association is aimed at committing some of the offenses referred to in articles 600-bis, 600-ter, 600-quater, 600-quater.1, 600-quinquies, 609-bis, when the fact is committed against a child aged under 18, 609-quater, 609-quinquies, 609-octies, when the fact is committed against a child aged under 18, and 609-undecies, the penalty shall be imprisonment from five four to eight years in the cases provided for in the first paragraph and imprisonment from two to six years for the cases provided for in the second paragraph.</p>
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**Article 10 law dated
16th March 2006, no.
146**

*(Administrative liability
of entities)*

Article 3 law dated 16th March 2006, no. 146
(Definition of cross-border crime)

1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:

- a) it is committed in more than one Country; b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country;
- c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country;
- d) or it is committed in one Country but has substantial effects in another Country.

Article 416-bis criminal code

(Mafia-type domestic and foreign organizations)

Any person who is a member of a mafia-type organization consisting of three or more persons, shall be punished with from ten to fifteen years of imprisonment.

The persons who promote, direct or organize the association shall be liable solely to a term of imprisonment from twelve to eighteen years.

The organization shall be considered as a mafia-type organization its members avail themselves of the intimidating power of their associations and the power over others and code of silence which arise from that intimidation for the purposes of committing offenses, acquiring directly or indirectly the power to manage or control economic activities, licenses, authorizations, public contracts and services, gaining unjust enrichment or advantage for itself or others, impeding or obstructing the free exercise of the right to vote, or procuring votes for its members or for others in elections.

If the association is armed the penalty of imprisonment from twelve to twenty years shall be applied in the cases provided for in paragraph 1, and from fifteen to twenty-six years in the cases provided for in paragraph 2.

The association shall be considered armed when, for the achievement of the objective of the association, participants have weapons or explosive materials available, even though they are hidden or kept in a depot.

If economic activities which the members want to take or keep control of are financed, fully or in part, by the price, the products or the proceeds of criminal offenses, the penalties referred to in the paragraphs above shall be increased by one third to half as much.

The convicted person must always be punished with confiscation of the things needed and used to commit the offense and the things that represent its price, product, the proceeds of the offense or the use thereof.

The provisions of this article also apply to

		<p>Camorra, 'Ndrangheta and any other association, irrespective of their local names, including foreign associations, that, by availing themselves of the intimidating power of the association, pursue the same objectives as mafia-type organizations.</p>
<p>Article 10 law dated 16th March 2006, no. 146</p>	<p><i>(Administrative liability of entities)</i></p>	<p>Article 3 law dated 16th March 2006, no. 146 <i>(Definition of cross-border crime)</i></p> <p>1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:</p> <ul style="list-style-type: none"> a) it is committed in more than one Country; b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country; c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country; d) or it is committed in one Country but has substantial effects in another Country. <p>Article 377-bis criminal code <i>(Incitement to not testify or to bear false testimony before the judicial authority)</i></p> <p>Unless the fact constitutes a more serious offense, anybody who, using violence or threats, or by offering or promising money or other benefits, incites the person who was summoned to bear testimony before the judicial authority which may be used in a criminal trial, to not testify or to bear false testimony, when said person has right to silence, shall be punished with from two to six years of imprisonment.</p>
<p>Article 10 law dated 16th March 2006, no. 146</p>	<p><i>(Administrative liability of entities)</i></p>	<p>Article 3 law dated 16th March 2006, no. 146 <i>(Definition of cross-border crime)</i></p> <p>1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:</p> <ul style="list-style-type: none"> a) it is committed in more than one Country; b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country; c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country; d) or it is committed in one Country but has substantial effects in another Country. <p>Article 378 criminal code <i>(Aiding and abetting)</i></p> <p>Whoever, after a crime punishable by law with death penalty or life imprisonment or</p>

		<p>imprisonment has been committed, except in the cases of participation therein, helps anybody to avoid Authorities' investigations, or to elude their research, shall be punished with up to four years of imprisonment.</p> <p>When the committed crime is the one provided for in Article 416 bis, imprisonment for no less than two years shall be applied in any case.</p> <p>In case of crimes for which a different penalty, or fines, shall be applied by law, the penalty shall be a fine of up to EUR 516.00.</p> <p>Provisions of this article shall also be applied when the person helped shall not be indictable or was proven not to have committed the crime.</p>
<p>Article 10 law dated 16th March 2006, no. 146</p>	<p><i>(Administrative liability of entities)</i></p>	<p>Article 3 law dated 16th March 2006, no. 146 <i>(Definition of cross-border crime)</i></p> <p>1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:</p> <ul style="list-style-type: none"> a) it is committed in more than one Country; b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country; c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country; d) or it is committed in one Country but has substantial effects in another Country. <p>Article 291-quater Decree of the President of the Republic no. 43 dated 23rd January 1973 <i>(Criminal organization for the purposes of smuggling foreign processed tobacco)</i></p> <p>1. Where three or more persons act jointly for the purpose of committing several of the offenses provided for under Article 291-bis, the persons who promote, establish, direct, organize or finance that association shall be liable solely to a term of imprisonment from three to eight years.</p> <p>2. Any person who participates in the association shall be liable to a term of imprisonment from one to six years.</p> <p>3. The penalty shall be increased if the number of persons associated is ten or more.</p> <p>4. If the association is armed or the circumstances provided for under letters d) or e), paragraph 2 or Article-ter occur, the penalty from five to fifteen years of imprisonment shall be applied in the cases provided for in paragraph 1 of this Article, and from four to ten years in the cases provided for in paragraph 2. The association shall be considered armed when, for the achievement of the objectives of the association, participants have weapons or explosive materials available, even though they are hidden or kept in a depot.</p> <p>5. Penalties provided for in Articles 291-bis, 291-</p>

		<p>ter and in this article shall be reduced by from one third to half as much for the indicted person who, by dissociating from the other members, actively acts in order to prevent the crimes from resulting in further consequence, also by helping the police or the judicial authority in gathering crucial elements to reconstruct the facts and to identify or to arrest those who committed the offense, or to identify relevant resources for the commitment of the crimes.</p>
<p>Article 10 law dated 16th March 2006, no. 146</p>	<p><i>(Administrative liability of entities)</i></p>	<p>Article 3 law dated 16th March 2006, no. 146 <i>(Definition of cross-border crime)</i></p> <p>1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:</p> <ul style="list-style-type: none"> a) it is committed in more than one Country; b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country; c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country; d) or it is committed in one Country but has substantial effects in another Country. <p>Article 74-Decree of the President of the Republic no. 309 dated 9th October 1990 <i>(Association for the purpose of unlawful trafficking in narcotic drugs or psychotropic substances)</i></p> <p>1. Where three or more persons act jointly for the purpose of committing several of the offenses provided for under Article 73, the persons who promote, establish, direct, organize or finance that association shall be liable solely to a term of imprisonment of not less than 20 years.</p> <p>2. Any person who participates in the association shall be liable to a term of imprisonment of not less than ten years.</p> <p>3. The penalty shall be increased if the number of persons associated is ten or more or if among the participants there are persons using narcotic drugs or psychotropic substances.</p> <p>4. If the association is armed, the penalty, in the cases referred to in paragraphs 1 and 3, shall not be less than twenty-four years of imprisonment and, in the case provided for in paragraph 2, less than twelve years of imprisonment. The association shall be considered armed when participants have weapons or explosive materials available, even though they are hidden or kept in a depot</p> <p>5. The penalty shall be increased if the circumstances referred to in letter e), paragraph 1 of article 80 occur.</p> <p>6. If the association was established to commit the</p>

		<p>facts described under paragraph 5 of article 73, the provisions of the first and second paragraph of article 416 of the criminal code shall be applied.</p> <p>7. Penalties under paragraphs 1 to 6 shall be reduced from by half as much to two-thirds for those who have actively committed to bring evidence of the offense or to take crucial resources to commit crimes away from the association.</p> <p>8. When laws and decrees refer to the offense under article 75 of law dated 22nd December 1975, no. 685, abrogated by article 38, paragraph 1, of law dated 26th June 1990, no. 162, the reference shall be considered as relating to this article.</p>
<p>Article 10 law dated 16th March 2006, no. 146</p>	<p><i>(Administrative liability of entities)</i></p>	<p>Article 3 law dated 16th March 2006, no. 146 <i>(Definition of cross-border crime)</i></p> <p>1. For the purposes of this law, cross-border crimes are those crimes that are punished with a penalty of no less than four years of imprisonment, should it involve an organized crime group, as well as:</p> <ul style="list-style-type: none"> a) it is committed in more than one Country; b) or it is committed in one Country, but a substantial part of its preparation, planning, management and control is carried out in another Country; c) or it is committed in one Country, but it involves an organized crime group performing criminal activities in more than one Country; d) or it is committed in one Country but has substantial effects in another Country. <p>Article 12 legislative decree 25th July 1998, no. 286 <i>(Provisions against illegal immigration)</i> <i>(omissis)</i></p> <p>3. Unless the fact is a more serious crime, whoever, in violation of the provisions of this consolidated act, promotes, manages, organizes, funds or performs the transport of foreign people in the Country or commits other actions aimed at causing them to illegally enter the Country, or any other Country the person is not a citizen of or is not entitled to be a permanent resident of, shall be punished with from five to fifteen years of imprisonment and a fine of EUR 15,000.00 for each person, if:</p> <ul style="list-style-type: none"> a) the fact concerns the entrance or the illegal stay in the Country of five or more people; b) the person transported was exposed to risk for his or her life or his or her safety in order to cause his or her to illegally enter or stay in the Country; c) the transported person was subjected to inhuman or degrading treatment to cause his or her illegal entrance or stay; d) the fact is committed by three or more people jointly or by using international transport services, or forged or adulterated documents, or which have been illegally obtained; e) the authors of the fact have weapons or

		<p>exploding materials.</p> <p>3-bis. Should the actions under paragraph 3 be committed in two or more circumstances as per letters a), b), c), d) and e) of the same paragraph, the penalty laid down therein shall be increased</p> <p>3-ter. The imprisonment shall be increased by from one third to half as much and a EUR 25.000 fine shall be charged to each person if the actions referred to in paragraphs 1 and 3:</p> <p>a) are committed in order to recruit people to be used for prostitution or sexual or labor exploitation purposes, or regard the entrance of children to be employed in illegal activities in order to enhance their exploitation;</p> <p>b) are committed to gain profits, even indirectly.</p> <p>5. Except in the cases provided for in paragraphs above, and unless the fact constitutes a more serious offense, any person who, in order to take an unfair advantage out of the illegal condition of foreign people or within the activities punished under this article, facilitates their stay in the territory of the Country in violation of the laws of this consolidated act, shall be punished with up to four years of imprisonment and fined for an amount of up to EUR 15,493.00. When the offense is committed by two or more people jointly, or regards the stay of five or more people, the penalty shall be increased by from one third to half as much.</p> <p><i>(omissis)</i></p>
<p>Article 25-duodecies legislative decree 8 June 2001, 231 - Employment of illegally staying third- country nationals</p>	<p><i>1. As regards the commitment of offenses as per article 22, paragraph 12, of legislative Decree 25th July 1998, no. 286, a fine from 100 to 200 quotas shall be applied to the body, within the limit of 150,000 euro.</i></p>	<p>Legislative Decree 25th July 1998, no. 286 "Consolidated act containing regulations on immigration and rules on the condition of foreign people" Art. 22. Fixed-term and permanent employment.</p> <p>1. In each province, at the Prefecture (Territorial Government Office), an immigration help desk was established, which is responsible for the whole process regarding the employment of foreign workers under permanent or fixed-term contracts.</p> <p>2. Employers, either Italian or foreign nationals legally staying in Italy, who are planning to establish a permanent or fixed term employment relationship with a foreign national residing abroad, after having verified, at the competent job center, and duly documented that there are no workers available on the national territory, must submit the following documents to the immigration help desk of the province of residence or where the business has its registered office, or where the job will be performed:</p> <p>a) request by name of a permission to work;</p> <p>b) proper documents about accommodation for the foreign worker;</p> <p>c) the work permit employment contract proposed, specifying its conditions, including the employer's</p>

		<p>obligation to pay for the expenses for the return of the foreign worker to his/her home Country;</p> <p>d) statement of commitment to notify on any change concerning the employment contract. (8)</p> <p>3. If there is no direct knowledge of the foreign national, Italian or legally staying foreign employers may apply, by submitting the documents referred to in letters b) and c) of paragraph 2, for the employment authorization for one or more people enrolled in the lists referred to in article 21, paragraph 3, who are selected based on criteria set in the implementation regulations.</p> <p>[4. The immigration help desk shall communicate the applications referred to in paragraphs 2 and 3 to the job center referred to in article 4 of legislative decree no. 469 dated 23rd December 1997, which is competent for the province of residence, domicile or registered office. The job center shall share electronically the job offers with the other centers and publish them on a WEBSITE or by any other possible means, and shall implement any other actions set forth under article 2 of the legislative decree no. 181 dated 21st April 2000. After twenty days without any application was sent by the Italian or EU employer, even electronically, the center shall send the demanding help desk a negative certificate, or the applications received, and also communicate them to the employer. Should said deadline be expired without any response from the job center, the help desk shall proceed pursuant to paragraph 5.] (9)</p> <p>5. The immigration help desk, within a maximum of sixty days after the application has been submitted, provided that the conditions under paragraph 2 and the provisions of the collective bargaining agreement applicable in the case have been complied with, shall, in any case, having heard the chief constable, issue the permit in compliance with the number, quantity and quality requisites set forth in article 3, paragraph 4, and in article 21. Upon request by the employer, it shall transmit the documents, including the taxpayer number, to consular offices, possibly via electronic means. The employment authorization document shall be valid for no longer than six months from the date of issue. (11)</p> <p>5.1. The number of employment authorization applications to be reviewed shall be established through the decree referred to in article 3, paragraph 4. Applications beyond those thresholds may be reviewed when any new quotas among those set by the same decree become available afterwards. (12)</p> <p>5-bis. The employment authorization document shall be denied if the employer has been convicted in the last five years, even without a final</p>
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		<p>judgment, including judgments delivered following the application of the penalty upon request pursuant of article 444 of the code of criminal procedure for:</p> <p>a) facilitation of illegal immigration towards Italy and illegal emigration from Italy towards other Countries or for offenses aimed at recruiting people for the purposes of prostitution or exploitation of prostitution or children to be employed in illegal activities;</p> <p>b) illicit brokerage and exploitation of labor pursuant to article 603-bis of the criminal code;</p> <p>c) crime laid down in paragraph 12. (6)</p> <p>5-ter. The employment authorization document shall also be denied or, if it was issued, revoked if the submitted documents were obtained through fraud or were tampered with or counterfeit or, should the foreign worker fail to go to the immigration help desk to sign the work permit employment contract within the deadline referred to in paragraph 6, unless the delay was due to force majeure. The Minister of Foreign Affairs shall be informed of the authorization revocation electronically. (6)</p> <p>6. The consular offices of the foreign national's Country of residence shall, after all due verifications, issue the entry visa reporting the taxpayer number which was communicated by the immigration help desk Within eight days after entering the country, the foreign national must go to the immigration help desk that issued the authorization to sign the work permit employment contract, which is kept at the immigration help desk, and whose copy is then sent by the latter to the competent consular authority and the competent job center.</p> <p>[7. Those employers who fail to communicate any change in the work relationship with the foreign national to the immigration help desk, shall be liable to an administrative fine from EUR 500 to EUR 2,500. The prefect is the one responsible for assessing and notifying the fine.] (7)</p> <p>8. Unless otherwise provided by article 23, for the purposes of immigration to Italy for employment reasons, the non-UE worker must hold the visa issued by the Italian Consulate in the worker's Country of origin or permanent residence.</p> <p>9. Police stations shall transmit electronically to the National Social Security Institute (INPS) and the Workers Compensation Authority (INAIL) the personal information about the non-EU workers who were granted a stay permit for work purposes, or who are eligible for access to work, and shall also inform on the issue of the permits for their</p>
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		<p>family members, pursuant to the provisions under section IV; the INPS, based on the information received, shall create a «Database of non-EU workers», to be shared with other public administration authorities; the information is exchanged based on an agreement among the authorities involved. Police stations shall transmit this information electronically to the competent revenue agency, which shall assign a taxpayer number. (2)</p> <p>10. The immigration help desk shall transmit to the Department of Labor and Social Policies the number and type of the permission released according to the classifications used in the decrees referred to in article 3, paragraph 4.</p> <p>11. Losing the job shall not be a reason for revocation of the permit to stay to legally staying non-UE workers and their family members. Foreign workers holding a permit of stay as employees who lose their job, even if they resign, may be registered as unemployed for the remaining duration of the permit and, in any way, unless it is a seasonal permit of stay, for no less than one year, or for the whole duration of the income support received by the foreign worker, if longer. After the term in the second period has expired, the income requisites set forth in article 29, paragraph 3, letter b) shall apply. The implementation regulations set the methods to communicate with the job centers, also for the purposes of registering the foreign worker as unemployed with a highest priority compared to new non-EU workers. (5)</p> <p>11-bis. Foreign nationals who have achieved a PhD or a Master of Studies or a bachelor's degree or a master's degree in Italy, when the study permit expires, may be registered in the database set forth in article 4 of the regulations referred to in Decree of the President of the Republic no. 442 dated 7th July 2000, for a period not exceeding twelve months or, if the requisites herein exist, may ask for the conversion of the study permit into a work permit. (4) (10)</p> <p>12. Employers who employ foreign nationals without the permit of stay mentioned herein, or whose permit has expired and no renewal has been applied for as per the law, has been revoked or canceled, shall be punished with imprisonment from six months to three years and a fine of EUR 5,000 for each worker employed. (3)</p> <p>12-bis. Penalties for the fact set forth in paragraph 12 shall be increased by from one third to a half:</p> <p>a) if the number of workers employed is higher than three;</p> <p>b) if the workers employed are non-working age</p>
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		<p>minors;</p> <p>c) if the workers employed are subjected to the other conditions of exploitation of work referred to in third paragraph of article 603-bis of criminal code. (6)</p> <p>12-ter. Along with the sentence of conviction, as an additional fine, the judge shall charge the payment of the average cost for the return of the illegally employed foreign worker. (6)</p> <p>12-quater. In case of severe exploitation of work as per paragraph 12-bis, the chief constable, upon proposal or with the agreement of the Public Prosecutor, shall issue a permit of stay to the foreign worker who has filed a complaint and cooperates in the criminal proceeding initiated against the employer, pursuant to article 5, paragraph 6. (6)</p> <p>12-quinquies. The duration of the permit of stay referred to in paragraph 12-quater shall be six months and may be renewed for one year or more, until the criminal proceeding is over. The permit of stay shall be revoked if a behavior is not compatible with its purposes, if reported by the Public Prosecutor or ascertained by the chief constable, or if the conditions based on which it was issued decay. (6)</p> <p>13. Unless otherwise provided for seasonal workers under article 25 paragraph 5, in case non-EU workers are returned to their country, they keep their welfare and social security rights and can enjoy them, whether a mutual agreement exists or not, when they reach the requirements provided for by the law, which is the 65th birthday, even in derogation of the minimal contribution requirement set forth in article 1, paragraph 20, of law no. 335 dated 8th August 1995.</p> <p>14. The responsibilities of mutual protection and social assistance institutes, referred to in law no. 152 dated 30th March 2001, shall be extended to non-EU workers who work regularly in Italy.</p> <p>15. Italian and non-EU workers may request that their vocational training courses completed abroad be recognized; should specific agreement lack, the Ministry of Labor and Social Policies, having heard the central labor commission, shall set the conditions and methods to recognize qualifications in each case. Pursuant to this consolidated act, non-EU workers may also attend all the training and retraining courses that are organized on the Republic's territory.</p> <p>16. The provisions in this article shall be applied to regions with special statute and the autonomous provinces of Trento and Bolzano, pursuant to the statutes and the implementation rules thereof.</p>
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		<p>Article 603-bis criminal code (<i>Illicit brokering and exploitation of labor</i>)</p> <p>Unless the offense in question constitutes a more serious offense, imprisonment from one to six years and a fine from EUR 500 to 1,000 for each recruited worker shall be applied to whoever:</p> <ol style="list-style-type: none"> 1) recruits labor with the aim to employ it at third party facilities under conditions of exploitation, taking advantage of the workers' state of need; 2) uses, hires or employs labor even through the brokering activities referred to in number 1), while subjecting the workers to conditions of exploitation and taking advantage of their state of need. <p>If the facts are committed using violence or threat, imprisonment from five to eight years and a fine from EUR 1,000 to 2,000 for each recruited worker shall be applied.</p> <p>For the purposes of this article, the existence of one or more of the following conditions shall constitute exploitation:</p> <ol style="list-style-type: none"> 1) repeated payment of remunerations in clear violation of national or local collective bargaining agreements signed by the most representative trade unions on a national level, or disproportionate to the quantity and quality of the job done; 2) repeated violation of regulations on working hours, rest periods, weekly rest, mandatory leave, holidays; 3) breach of occupational health and safety regulations; 4) force workers under degrading labor conditions, surveillance methods and accommodation. <p>The following are the cases which constitute a specific aggravating factor and result in penalty increase from one third to half:</p> <ol style="list-style-type: none"> 1) the fact that the recruited workers are more than three; 2) the fact that one or more recruited persons are children of non-working age; 3) if the fact was committed while exposing exploited workers to severe danger, considering the type of work to do and labor conditions. <p>Article 12 Provisions against illegal immigration</p> <p>1. Unless the fact is a more serious crime,</p>
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	<p>whoever, in violation of the provisions of this consolidated act, promotes, manages, organizes, funds or performs the transport of foreign people in the Country or commits other actions aimed at causing them to illegally enter the Country, or any other Country the person is not a citizen of or is not entitled to be a permanent resident of, shall be punished with from one to five years of imprisonment and a fine of EUR 15,000.00 for each person.</p> <p>2. Without prejudice to the provisions set forth in article 54 of the criminal code, rescue and assistance activities provided in Italy to foreign nationals in state of need, however present on the territory of the State, shall not constitute an offense.</p> <p>3. Unless the fact is a more serious crime, whoever, in violation of the provisions of this consolidated act, promotes, manages, organizes, funds or performs the transport of foreign people in the Country or commits other actions aimed at causing them to illegally enter the Country, or any other Country the person is not a citizen of or is not entitled to be a permanent resident of, shall be punished with from five to fifteen years of imprisonment and a fine of EUR 15,000.00 for each person, if:</p> <ul style="list-style-type: none">a) the fact concerns the entrance or the illegal stay in the Country of five or more people;b) the person transported was exposed to risk for his or her life or his or her safety in order to cause his or her to illegally enter or stay in the Country;c) the transported person was subjected to inhuman or degrading treatment to cause his or her illegal entrance or stay;d) the fact is committed by three or more people jointly or by using international transport services, or forged or adulterated documents, or which have been illegally obtained;e) the authors of the fact have weapons or exploding materials. <p>3-bis. Should the actions under paragraph 3 be committed in two or more circumstances as per letters a), b), c), d) and e) of the same paragraph, the penalty laid down therein shall be increased</p> <p>3-ter. The imprisonment shall be increased by from one third to half as much and a EUR 25,000 fine shall be charged to each person if the actions referred to in paragraphs 1 and 3:</p> <ul style="list-style-type: none">a) are committed in order to recruit people to be used for prostitution or sexual or labor exploitation purposes, or regard the entrance of children to be
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		<p>employed in illegal activities in order to enhance their exploitation;</p> <p>b) are committed to gain profits, even indirectly.</p> <p>3 quater. Extenuating circumstances, other those provided for in articles 98 and 114 of the criminal code, occurring together with the aggravating circumstances referred to in paragraphs 3 bis and 3 ter, may not be considered equivalent or prevalent on the latter, and any penalty reduction shall be made on the amount of penalty resulting from the increase deriving from the aggravating circumstances.</p> <p>3 quinquies. As for the crimes set forth in the paragraphs above, penalties shall be reduced by up to a half towards the indicted person who actively acts in order to prevent the crimes from resulting in further consequence, also by helping the police or the judicial authority in gathering crucial evidence to reconstruct the facts, identify or arrest one or more perpetrators and to remove relevant resources needed for the perpetration of the crimes.</p> <p>3 sexies. In article 4 bis, paragraph 1, third sentence of law no. 354 dated 26th July 1975, as amended, after the words: "609 octies of criminal code", the following was added: "as well as article 12, paragraphs 3, 3 bis and 3 ter, of the consolidated act referred to in legislative decree no. 286 dated 25th July 1998."</p> <p>[3 septies. As regards the proceedings on the crimes set forth in paragraph 3, provisions of article 10 of law no. 228 dated 11th August 2003, as amended, shall apply. Execution of operations shall be decided in agreement with the Central Directorate of Immigration and Border Police (Direzione centrale dell'Immigrazione e della Polizia delle frontiere).]</p> <p>4. In the cases set forth in paragraphs 1 and 3, arrest in flagrante delicto is mandatory.</p> <p>4-bis. When there are strong indications of guilt regarding the offenses set forth in paragraph 3, preventive custody shall be inflicted, unless elements showing there is no need for custody are found. (15) (16)</p> <p>4-ter. In the cases set forth in paragraphs 1 and 3, the means of transport used to commit the offense shall be confiscated, including in case of application of the penalty upon request by the parties.</p> <p>5. Except in the cases provided for in paragraphs above, and unless the fact constitutes a more serious offense, any person who, in order to take an unfair advantage out of the illegal condition of</p>
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		<p>foreign people or within the activities punished under this article, facilitates their stay in the territory of the Country in violation of the laws of this consolidated act, shall be punished with up to four years of imprisonment and a fine up to thirty million liras. When the offense is committed by two or more people jointly, or regards the stay of five or more people, the penalty shall be increased by from one third to half as much.</p> <p>5-bis. Unless the offense in question constitutes a more serious offense, whoever provides paid accommodation or transfers, even through lease, a property to a foreign national who has no residence permit at the time of signing or renewing the lease contract, in order to obtain an unjust profit, shall be punished with imprisonment from six months to three years. Conviction with irrevocable provision or the application of the penalty upon request by the parties as per article 444 of the code of criminal procedure, even if conditional suspension of the penalty has been granted, shall cause the property to be confiscated, unless the property belongs to a person who is not involved in the crime. As applicable, provisions on the management and destination of confiscated property shall be observed. The cash amounts deriving from the sale, where provided, of the confiscated property shall be used to enhance prevention and repression of illegal immigration crimes.</p> <p>6. The air, sea or road carriers must ensure that the foreign national they are carrying have the documents needed for entry in the territory of the State, and must report to the customs police on any illegal foreign nationals traveling aboard their respective means of transport. Failure to comply with even only one of the obligations outlined in this paragraph, an administrative cash penalty from EUR 3,500 to EUR 5,500 for each carried foreign national shall be applied. In most serious cases, suspension from one to twelve months or revocation of the license, authorization or concession issued by the Italian administration authorities regarding the professional activity performed and the means of transport used, shall be applied. The provisions under law no. 639 dated 24th November 1981 apply.</p> <p>7. During police operations aimed at fighting illegal immigration ordered within the directives referred to in article 1, paragraph 3, the public security officers and agents deployed in bordering provinces and territorial waters may check and inspect the means of transport and transported goods, even if these are subject to special customs schemes, when there are reasonable grounds that they may be used for the offenses set forth in this article, even in relation to specific circumstances of place and time. A report on control and inspection outcomes is drawn up in appropriate</p>
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		<p>forms and shall be sent within forty-eight hours to the Public Prosecutor who, if the requisite conditions are met, shall validate it during the following forty-eight hours. Under the same circumstances, criminal police officers may also conduct searches, in compliance with the provisions of article 352, paragraphs 3 and 4, of the code of criminal procedure.</p> <p>8. The properties seized during police operations aimed at preventing and repressing the offenses set forth in this article, shall be entrusted by the judicial authority ordering the receivership to the police agencies which require so for use in police activities, or to other State bodies or other public bodies for justice, civil protection or environmental protection purposes, unless trial requirements pose an impediment to it. Under any circumstances can any of the means of transport be transferred. The provisions set forth in article 100, paragraphs 2 and 3, of the consolidated act of the laws governing narcotic drugs or psychotropic substances, approved with Decree of the President of the Republic no. 309, shall be applied mutatis mutandis.</p> <p>8 bis. If no applications were filed for the assignment of the seized means of transport, the provisions set forth in article 301 bis, paragraph 3, of the consolidated act on customs regulations, referred to in the decree of the President of the Republic no. 43 dated 23rd January 1973, as amended shall apply.</p> <p>8 ter. Destruction may be directly ordered by the President of the Council of Ministers or by an authority appointed by them, subject to prior permit by the prosecuting judicial authority.</p> <p>8 quater. The provision imposing destruction pursuant to paragraph 8 ter, defines also the execution methods.</p> <p>8 quinquies. The properties acquired by the State following a final confiscation order shall, upon request, be entrusted to the administration or transferred to the authority which have made use of them pursuant to paragraph 8, or shall be alienated or destroyed. Unassigned means of transport or those that were transferred for the purposes referred to in paragraph 8, shall be destroyed anyway. As applicable, provisions on the management and destination of confiscated property shall be observed. For the purposes of establishing any indemnities, paragraph 5 of article 301 bis in the abovementioned consolidated act referred to in the decree of the President of the Republic no. 43 dated 23rd January 1973, as amended shall be applied.</p> <p>9. The amounts of cash confiscated following conviction for one of the offenses set forth in this article, as well as the cash amounts deriving from</p>
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		<p>the sale, where provided, of the confiscated property shall be used to enhance prevention and repression of illegal immigration offenses, including at an international level, through actions aimed at collaboration and technical and operational assistance with the police forces of the Countries involved. To this purpose, the amounts shall be registered in a designated entry of the State's budget to be assigned, based on the specifications required, to the relevant chapters of the budget forecast of the Minister for Domestic Affairs, section "Public security".</p> <p>9 bis. Italian ships in police service that comes across a ship in the territorial sea or an adjacent area which is reasonably believed to be used or involved in illegal transport of migrants, may stop them, search it and, if any elements confirming that the ship is engaging in migrant transport are found, seize it and escort it to a port of the State.</p> <p>9 ter. Ships of the Italian Navy, without prejudice to institutional competences on national defense, may be used to help in the activities referred to in paragraph 9 bis.</p> <p>9 quater. In addition to Navy ships, the powers set forth in paragraph 9 may be exercised outside of territorial waters by vessels in police service, within the limits provided for by the law, international law and bilateral or multilateral agreements, if the vessel flies the national flag or the flag of another State, or if it is a vessel without flag or with a flag of convenience.</p> <p>9 quinquies. The methods of intervention of Navy ships and the methods of coordination with the other activities conducted by the other naval units in police service are set by Inter-Ministerial Decree of the Ministers of Domestic Affairs, Defense, Economy and Finance and Infrastructure and Transports.</p> <p>9 sexies. The provisions under paragraphs 9 bis and 9 quater shall apply, mutatis mutandis, even for air traffic controls".</p> <p>9-septies. The Department of public security of the Minister of Interior ensures, within the illegal immigration fighting activities, the management and monitoring using IT tools of the administrative procedures regarding illegal entry and stay, even through the Automatized IT System. To this purpose, the necessary interconnections should be arranged with the Interforce data processing center referred to in article 8 of law no. 121 dated 1st April 1981, the Schengen IT System referred to in EC Regulation 1987/2006 dated 20th December 2006, as well as the Automated Fingerprint Identification System, and prompt exchange of information with the Assistance management system of the Department for civil liberties and</p>
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		immigration of the Minister of Domestic Affairs shall be ensured.
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