

GREECE

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| RULES/GENERAL LAWS | |
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| General | 1. Penal Code www.ministryofjustice.gr/site/kodikos/Ευρητήριο/ΠΟΙΝΙΚΟΣΚΩΔΙΚΑΣ/tabid/432/language/el-GR/Default.aspx |
| | 2. Penal Procedure Code www.ministryofjustice.gr/site/kodikos/Ευρητήριο/ΚΩΔΙΚΑΣΠΟΙΝΙΚΗΣΔΙΚΟΝΟΜΙΑΣ/tabid/345/language/el-GR/Default.aspx |
| | 3. Military Penal Code www.e-nomothesia.gr/kat-enoples-dynameis/n-2287-1995.html |
| | 4. Military Regulations ΣΚ 20-1 and ΣΚ 20-2, applied to the Army www.e-nomothesia.gr/inner.php/kat-enoples-dynameis/stratos/proedriko-diatagma-130-1984-fek-42a-10-4-1984.html?print=1 |
| | 5. Presidential Decree 210/1993, applied to the Navy www.hellenicnavy.gr/el/prosopiko/diakseis-p-n.html |
| | 6. Presidential Decree 60/2009, applied to the Air Force www.e-nomothesia.gr/kat-enoples-dynameis/aeroporia/pd-60-2009.html |
| | The Military Penal Code is applied to the military personnel not only in national standards, but also when it is deployed in operations abroad. The Penal Code is applied to the military personnel only if there is not a different provision in the Military Penal Code . |
| | Military personnel is not considered on duty when it is away from working hours (such as days off, on leave etc). |
| SEA: military offence? | Sexual exploitation and sexual abuse are considered by the National Penal Code as crimes of exploitation against sexual freedom (Chapter 19-Articles 336 to 353). They are not considered as separately military crimes, therefore the same articles are applied to citizens and military personnel. The difference is that the crimes of the military personnel are to proceed to judgment by the Military Penal Courts , according to Articles 1, 3 and 193 par.1 of Military Penal Code , where the jurisdiction of Military Courts is provisioned. |
| Powers of the Commanding Officer (CO) | The CO has disciplinary powers over all individuals under him that commit any action which is a violation of rules and regulations. The disciplinary process is independent of the penal procedure, since the first draws its authorization from the military regulations . According to the military regulations, the CO is responsible/authorized for taking measures that reassure, inter alia, the military education, moral, discipline, health, safety and the obligation to implement national and international rules and regulations. |
| INVESTIGATION | |
| Who can investigate? | The investigation is carried by the officer who is assigned with the office inquiry. The civilian Police is not involved, while the Military Police and the representatives of the military justice contribute to the process of investigation (preliminary examination, interrogations etc). |
| National Investigation Officer (NIO) | When there are indications/allegations of a SEA crime, an official inquiry is ordered by the CO or the Courts Martial. Greece has not an official institution with the responsibility of the investigation in the field. Each officer can be assigned with the process of the inquiry, according to Articles 33-34 of Penal Procedure Code . |
| PROSECUTION | |
| Referral | The results of the investigation are handed over to the superior officer that ordered the inquiry. A copy of the inquiry folder is sent to the authorized attorney of the Court Martials for criminal evaluation. |
| Who can charge? | The prosecution can be initiated following an order of the attorney or the request of the Minister of Defense. |
| JUSTICE | |
| Military justice | Greece has a military justice system. |
| Deployable Court Martial? | Greece has deployable court martial and are deployed in peace time when required. |
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