

LITHUANIA

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RULES/GENERAL LAWS	
General	<p>1. Law on international operations, exercises and other military cooperation events; 2. Law on the Organisation of the National Defence System and Military Service; 3. Disciplinary Statute of the Lithuanian Armed Forces; 4. Criminal Code.</p> <p>https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.5908; https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.56646; https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.81702</p> <p>All military personnel are on duty 24/7 when deployed and participating in an international operation according to national law. All military statutes (including Disciplinary) are applicable. https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.5908 Law on international operations</p> <p>Personnel of Armed Forces is obliged to follow the rules of Military Statutes; they are liable in accordance with Disciplinary Statute. https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.81702 Disciplinary Statute</p>
SEA: military offence?	<p>SEA (as criminal offences) are not considered as military offences. SEA offences, which do not constitute criminal acts, are punishable as disciplinary offences.</p> <p>https://www.e-tar.lt/portal/lt/legalAct/TAR.2B866DFF7D43 Criminal Code</p>
Powers of the Commanding Officer (CO)	<p>The Commanding Officer can promulgate rules (e.g., Standard Operational Procedures) to maintain order and discipline in accordance with Military Service Statute.</p> <p>https://www.e-tar.lt/portal/lt/legalAct/TAR.8D046BC6798A Military service statute</p> <p>The Commanding Officer may initiate the disciplinary investigations and may employ the disciplinary measures according to Disciplinary Statute; CO informs the Military Police to start criminal investigation (if reasonable ground for it exist).</p> <p>https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.81702 Disciplinary Statute</p>
INVESTIGATION	
Who can investigate?	<p>The pre-trial investigation institutions (i.e Military Police, civil police) start criminal investigation as per the provisions of the Criminal Procedure Code in the case of allegations of SEA.</p> <p>Criminal Procedure Code: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.20464/TAIS_204233; Military Police Law https://www.e-tar.lt/portal/lt/legalAct/TAR.23C5BC14E2B6/hargEUTPAa</p>
National Investigation Officer (NIO)	<p>National Investigation Officers (Military Police) are deployed if a need exist. Under normal circumstances deployment of NIOs is requested on case by case basis.</p> <p>https://www.e-tar.lt/portal/lt/legalAct/TAR.23C5BC14E2B6/hargEUTPAa Military Police Law</p>
PROSECUTION	
Referral	<p>Pretrial investigation authority (Military Police) refer the criminal investigation to a public prosecutor who organised and supervised the investigation.</p> <p>https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.20464/TAIS_204233 Criminal Procedure Code</p>
Who can charge?	<p>The Public prosecutor can bring charges of SEA.</p> <p>https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.20464/TAIS_204233 Criminal Procedure Code</p>
JUSTICE	
Military justice	<p>There is no separate military justice system in Lithuania. All military related investigations are being conducted by Military Police or civil police under control of the Public prosecutor.</p> <p>https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.20464/TAIS_204233 Criminal Procedure Code</p> <p>https://www.e-tar.lt/portal/lt/legalAct/TAR.23C5BC14E2B6/hargEUTPAa Military Police Law</p>
Deployable Court Martial?	<p>There is no deployable Court Martial system in Lithuania, all cases are heard by courts of common competence.</p>
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