



CR Art. 11

Sentencing Principles

TITLE 02 — SANCTIONS · CHAPTER 01 — CATALOGUE OF SANCTIONS

- 1** Every sanction imposed under this Code must be proportionate to the gravity of the offence, the degree of culpability of the offender, and the circumstances of the case.

 - 2** The competent authority shall take into account the following aggravating factors, where applicable:
 - a. Abuse of public office or a position of trust.
 - b. Vulnerability of the victim.
 - c. Repeated or persistent offending.
 - d. Use of State systems or instruments to commit the offence.
 - e. Substantial harm caused to the victim, the State, or the community.
 - f. Commission of the offence as part of organised activity.

 - 3** The competent authority shall take into account the following mitigating factors, where applicable:
 - a. Cooperation with the authorities during the investigation or proceedings.
 - b. Restitution or reparation made to the victim.
 - c. The offence is a first offence.
 - d. Genuine remorse demonstrated by the offender and steps taken to prevent recurrence.
 - e. Youth of the offender, being a person aged fourteen to seventeen years in accordance with [Article 8](#).
 - f. Provocation or contribution of the victim to the circumstances giving rise to the offence.

 - 4** Where multiple offences are charged, sanctions may be imposed concurrently or consecutively; however, the total burden of sanctions must remain proportionate to the overall culpability of the offender.
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- 5 The competent authority must give written reasons for the sanctions imposed, specifying the factors taken into account under paragraphs 2 and 3 of this Article.

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