

## Children in the New Penal Code of the IRI:

<b>BOY</b>	<b>UNDER 9 YEARS OLD</b>	<b>FROM 9 TO 12 YEARS OLD</b>	<b>FROM 12 YEARS TO 14 YEARS AND 7 MONTHS OLD</b>	<b>FROM 14 YEARS AND 7 MONTHS TO 15 YEARS OLD</b>	<b>FROM 15 TO 18 YEARS OLD</b>
<i>Minor Ta'zir Crimes</i>	—	Minor Correctional Measures	Minor Correctional Measures	Minor Correctional Measures	Severe Correctional Measures
<i>Major Ta'zir Crimes</i>	—	Minor Correctional Measures	Moderate Correctional Measures	Moderate Correctional Measures	Extra Severe Correctional Measures
<i>Qisas Crimes</i>	Minor Correctional Measures	Minor Correctional Measures	Moderate Correctional Measures	Risk of <i>Qisas</i> Punishment	Risk of <i>Qisas</i> Punishment
<i>Hudud Crimes</i>	Minor Correctional Measures	Minor Correctional Measures	Moderate Correctional Measures	Risk of <i>Hadd</i> Punishment	Risk of <i>Hadd</i> Punishment

<b>GIRL</b>	<b>UNDER 8 YEARS AND 9 MONTHS OLD</b>	<b>FROM 8 YEARS AND 9 MONTHS TO 9 YEARS OLD</b>	<b>FROM 9 TO 12 YEARS OLD</b>	<b>FROM 12 TO 15 YEARS OLD</b>	<b>FROM 15 TO 18 YEARS OLD</b>
<i>Minor Ta'zir Crimes</i>	—	—	Minor Correctional Measures	Minor Correctional Measures	Severe Correctional Measures
<i>Major Ta'zir Crimes</i>	—	—	Minor Correctional Measures	Moderate Correctional Measures	Extra Severe Correctional Measures
<i>Qisas Crimes</i>	Minor Correctional Measures	Risk of <i>Qisas</i> Punishment	Risk of <i>Qisas</i> Punishment	Risk of <i>Qisas</i> Punishment	Risk of <i>Qisas</i> Punishment
<i>Hudud Crimes</i>	Minor Correctional Measures	Risk of <i>Hadd</i> Punishment	Risk of <i>Hadd</i> Punishment	Risk of <i>Hadd</i> Punishment	Risk of <i>Hadd</i> Punishment

## Notes and Expressions:

\* **Qisas:** Crimes punishable by *Qisas* (retribution) are a category of crimes under Islamic criminal law which is best illustrated in the old maxim “An eye for an eye, a tooth for a tooth, and a life for a life”.

\*\* **Hudud:** Crimes punishable by *hadd* (pl. *hudud*) are those with fixed and severe punishments in Islamic sources. These include crimes such as illicit sex, sodomy, homosexual behavior between women, consumption of intoxicants, *muharebeh*, etc. and are punishable by the death penalty, stoning to death, amputation of the right hand and left foot, flogging, etc.

\*\*\* **Ta'zir:** crimes punishable by *ta'zir* are those for which punishments are not fixed and instead are left to the discretion of the *Shari'a* judge. However, almost all *ta'zir* crimes are dealt with in the Penal Code and the judge may apply the punishments prescribed in the Code. They include the rest of the crimes other than *hudud* and *qisas*.

**Note 1-** Minor Correctional Measures include submission of children to their parents, sending them to a social worker or psychologist, etc.

**Note 2-** Moderate Correctional Measures include detention in the Correction and Rehabilitation Center from 3 months to 1 year.

**Note 3-** Severe Correctional Measures include detention in the Correction and Rehabilitation Center for up to 2 years

**Note 4-** Extra Severe Correctional Measures include detention in the Correction and Rehabilitation Center for up to 5 years

**Note 5-** The tables in red show the risk of application of violent and inhumane punishments such as the death penalty, amputation, flogging, etc to children.