



Doc. 13230  
24 June 2013

## Evaluation of the partnership for democracy in respect of the Parliament of Morocco

### Amendment<sup>1</sup> No. 2

*In the draft resolution, after paragraph 8.3, insert the following paragraph:*

"expresses grave concern that the Penal Code criminalises consensual sexual relations between persons of the same sex, with penalties of between six months and three years in prison, notes that there are recent reports of persons being imprisoned under this legislation, and calls on the Moroccan Parliament to initiate its repeal at the earliest opportunity;"

#### *Explanatory note*

Article 489 of the Penal Code of November 26, 1962 provides:

"Any person who commits lewd or unnatural acts with an individual of the same sex shall be punished with a term of imprisonment of between six months and three years and a fine of 120 to 1,000 dirhams, unless the facts of the case constitute aggravating circumstances."

There are press reports that in May 2013 four men were sentenced to prison terms for same-sex sexual relations.

#### *Tabled by:*

JENSEN Mogens, Denmark, SOC  
AXELSSON Lennart, Sweden, SOC  
GUNNARSSON Jonas, Sweden, SOC  
HÄGG Carina, Sweden, SOC  
HENRIKSEN Martin, Denmark, EDG  
JENSEN Michael Aastrup, Denmark, ALDE  
LOKLINDT Lone, Denmark, ALDE  
OHLSSON Carina, Sweden, SOC  
SYDOW Björn, von, Sweden, SOC  
VILLUMSEN Nikolaj, Denmark, UEL

---

1. 2013 - Third part-session

