

DECREE N° 2016/319 OF 12 JULY 2016 relating to the regulatory part of the Penal Code to define simple offence

2016/319 · In force from 2016-07-12 · 13 provisions

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SECTION 363 — Subsequent Conviction

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SECTION 364 — Imprisonment in default

SECTION 1

Imprisonment in default shall take place in respect of the payment of fines.

SECTION 2

The term of such imprisonment shall be fixed at 20 (twenty) days for simple offences of the first, second and third classes, and 3 (three) months for simple offences of the fourth class.

SECTION 365 — Precedence

SECTION 366 — Restitution

SECTION 367 — Simple Offences of the First Class

SECTION 3

Innkeepers and others who, being required to provide lighting, fail to do so and those who cut off lighting which has been provided in the public interest.

SECTION 4

Those who fail to clean the streets and passage ways in localities where the local residents are responsible for such cleaning.

SECTION 5

Those who encumber the highway by depositing or leaving unnecessarily thereon any material or object which obstructs or impairs the right of way or safety of traffic, and those who, in violation of the laws and regulations, neglect to illuminate a material stored by them or excavation-work done by them in a public place or on a highway.

SECTION 6

Those who throw or expose in front of their houses any object capable of causing harm either by its fall or by noxious fumes.

SECTION 7

Those who do not comply with the laws and regulations concerning the campaign against parasites of every kind in the countryside and in cultivated areas and gardens.

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SECTION 8

Those who, outside any other circumstances provided for by the law, pick fruit belonging to another person in order to consume it on the spot.

SECTION 9

Those who, without having been provoked, use, not in public, against another person any kind of abuse referred to in Section 307 (1) of the Penal Code.

10. Those who carelessly throw rubbish on another person.

11. Those who, not being the owners, life tenants, lessees or tenant farmers of a particular piece of land or a right of way over the said piece of land, and not being the employees or agents of any such persons, pass over the said piece of land or part thereof if it has been worked or sown.

SECTION 12

Those who are found obviously drunk and disorderly in a public place.

SECTION 13

A registrar who infringes the provisions of Section 23.D5 of Decree No. 66-DF-237 of 24 May 1966 relating to the record of capital executions.

SECTION 368 — Simple Offences of the Second Class seasons. piece of land before harvesting has been carried out;

SECTION 369 — Simple Offences of the Third Class

SECTION 10

Those who infringe or do not conform to any legally made and correctly published regulation or order of the municipal authority.

Provided that the competent municipal authority may:

- a) By an express provision, classify a simple offence in the first or second class;
- b) Bring about a decision of the supervisory authority classifying a simple offence in the fourth class.

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SECTION 370 — Simple Offences of the Fourth Class 5

SECTION 11

Those who having been present at a delivery, do not make within the period of time prescribed by law, any declaration of birth which the law may require; those who, having found a new-born child, do not turn the latter over to the Civil Status Registrar or, if they wish to take charge of the said child, do not make a declaration to that effect to the Civil Status Registrar of their local council.

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