



---

PERMANENT MISSION OF THE REPUBLIC OF NORTH MACEDONIA  
TO THE UN, WTO AND OTHER INTERNATIONAL ORGANIZATIONS IN GENEVA

N° 16-01-17/2

The Permanent Mission of the Republic of North Macedonia to the United Nations Office and other International Organizations in Geneva presents its compliments to the Office of the United Nations High Commissioner for Human Rights and has the honor to herewith enclose the replies by the relevant institutions as requested by the Special Rapporteur on violence against women, its causes and consequences pursuant to Human Rights Commission resolution 1994/45 and subsequent Human Rights Council resolutions 16/7, 23/25, 32/19 and 41/17.

The Permanent Mission of the Republic of North Macedonia to the United Nations Office and other International Organizations in Geneva avails itself of this opportunity to renew to the Office of the United Nations High Commissioner for Human Rights the assurances of its highest considerations.

29 January, 2020



OFFICE OF THE UNITED NATIONS  
HIGH COMMISSIONER FOR HUMAN RIGHTS  
GENEVA

Please find enclosed an overview of the number of murders of men and women by an intimate partner or family member in the Republic of North Macedonia, underlining that the following provisions of the Criminal Code were taken into account in preparing the overview:

1. Article 122, point: "(21) Domestic violence shall refer to abuse, rude insults, safety threats, inflicting physical injuries, sexual or other mental and physical violence which causes a feeling of insecurity, threat or fear towards a spouse, parents or children or other persons who live in a marriage or unwed partnership or other joint household, as well as towards a former spouse or persons who have a child together or have close personal relations", and

2. Article 123: Murder:

"(1) Whosoever deprives another of life shall be sentenced to at least five years of imprisonment.

(2) Imprisonment of at least ten years or life imprisonment shall be imposed to whosoever:

- 1) deprives another of life in a cruel or treacherous manner,
- 2) deprives another of life by committing domestic violence,
- 3) deprives another of life and hereby, premeditatedly endanger the life of another person,
- 4) deprives another of life for self-interest, because of committing or covering up another crime, for ruthless revenge, for hate or for other base motives,
- 5) deprives another of life on order,
- 6) deprives another of life for the purpose of extracting an organ, tissue or cells for transplantation,
- 7) deprives a female person of life, yet being aware of her pregnancy or the fact that she is underage, and
- 8) deprives the life of a judge, public prosecutor or lawyer, while performing their function, i.e. duty or an official or military person, while they are performing activities of public or state security, or on duty guarding the public order, catching the offender of a crime, or guarding a person under arrest.

(3) Imprisonment of at least ten years or life imprisonment shall be imposed to whosoever premeditatedly deprives of life two or more persons, not being tried for previously, unless those are such crimes as referred to in Article 9 paragraph (3), Article 10 paragraph (3) and Articles 124, 125 and 127."

At the same time, the courts were requested to provide data on:

- **Perpetrators of crimes: reported, charged and convicted** and their profile/status and

- Status of the victim of the crime as opposed to the status of the perpetrator.

Based on the profile of the perpetrators of crimes: reported, charged, and convicted, as well as the data collected and analyzed by the courts for the 2016-2018 period, the following is derived:

- Six persons with the status of a spouse were charged and convicted under Article 123, paragraph 2, point 2. The minimum pronounced sentence of imprisonment was 6 years and the maximum pronounced sentence was 40 years;

- Two convicted persons had the status of a person living in extramarital union with the victim and were sentenced to prison terms of 8 and 20 years accordingly;

- Eight persons with the status of parents or children were convicted under Article 123, paragraph 2, point 2 and were sentenced to a minimum sentence of 5 years and a maximum of 15 years accordingly. It is to be noted that one of the convicted persons was a grandson of the murdered woman;

- One person with the status of current partner was convicted of the crime referred to in Article 123, paragraph 2, point 7, and was sentenced to 19 years in prison; and

- One person with the status of another person was convicted, under Article 123, paragraph 2, point 7, to 12 years in prison.

Based on the status of the victims and the perpetrators shown in Table no. 2 as well as the data collected and analyzed by the courts for the 2016-2018 period, the following is derived:

- 16 women were victims of a crime under Article 123, paragraph 2, point 2, of which:
  - six were victims of this crime by a spouse or partner,

- two were victims by a former spouse or partner,
  - three were victims by a person living in domestic partnership,
  - one was a victim by parents or children, and
  - four were victims of this crime by others - one being a victim by the father-in-law and another being the killer's grandmother;
- Three women were victims of a crime under Article 123, paragraph 2, point 7, of which one was victim by an authorized police officer, another was victim by a child, while the third was victim by other persons;
  - Four men were victims of this crime, one being a victim by his female spouse or partner, while three being victims by parents or children; and
  - Three children were victims of the crime, under Article 123, paragraph 2, point 2, by their parents.

This shows that, out of the 26 victims of this crime, 19 were women or 73%, four were men or 15%, while three victims were children.