

# C O N T E N T S

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No. 138 of 1953.

## **FEDERAL CRIMES PROCLAMATION**

**CONQUERING LION OF THE TRIBE OF JUDAH**

**HAILE SELASSIE I**

**ELECT OF GOD, EMPEROR OF ETHIOPIA**

WHEREAS by Article 2 of Our Federal Judiciary Proclamation No. 130 of 1952, as amended by Our Federal Judiciary Proclamation No. 135 of 1953, We provided generally for the jurisdiction of Our Federal Courts including exclusive jurisdiction in respect of federal crimes; and

WHEREAS it is necessary that certain federal crimes as indicated in the aforesaid Federal Judiciary Proclamation No. 130 of 1952 as amended, be clearly defined for the protection of the Federal Government and of the integrity of the Federation;

NOW THEREFORE, in conformity with Article 9 of Our Constitution, We proclaim as follows:

1. This Proclamation may be cited as the Federal Crimes Proclamation and shall come in force on the date of its publication.

2. The application, enforcement and interpretation of the provisions of the present Proclamation including all criminal provisions thereof shall be of the exclusive competence and



jurisdiction of the Federal Government including the executive and judicial authorities thereof, including Our Federal Courts.

## CHAPTER I.

### CRIMES AGAINST THE FEDERATION.

3. Whoever, owing allegiance to the Empire of Ethiopia levies war against it or adheres to its enemies, giving them aid and comfort within Ethiopia or elsewhere, is guilty of treason.

4. Whoever is convicted of treason shall suffer death; or, at the discretion of the court, shall be imprisoned not less than five years and fined not less than Eth. \$ 10,000, to be levied on and collected out of any or all of his property, real and personal, of which he was the owner at the time of committing such treason, any sale or conveyance to the contrary notwithstanding; and every person so convicted of treason shall, moreover, be incapable of holding any office in Ethiopia.

5. Whoever, owing allegiance to the Empire of Ethiopia and having knowledge of the commission of any treason against it, conceals and does not, as soon as may be, disclose and make the same known to the authorities of the Imperial Ethiopian Government, is guilty of misprision of treason and shall be fined not more than Eth. \$ 2,000 or imprisoned for not more than seven years, or both.

6. Whoever incites, sets on foot, assists, or engages in any rebellion or insurrection against the authority of the Empire of Ethiopia or the laws thereof, or gives aid or comfort thereto, shall be fined not more than Eth. \$ 10,000 or imprisoned not more than ten years, or both; and shall be incapable of holding any office in Ethiopia.

7. If two or more persons in any place subject to the jurisdiction of the Empire of Ethiopia, conspire to overthrow, put down, or to destroy by force the Imperial Ethiopian Government, or to levy war against it, or to oppose by force the authority thereof, or by force to prevent, hinder, or delay the execution of any law of Ethiopia, or by force to seize, take, or possess any property of the Empire of Ethiopia contrary to the authority thereof, they shall each be fined not more than Eth. \$ 5,000, or imprisoned not more than six years, or both.

8. Whoever shall conspire with one or more other persons against the integrity of the Federation by a conspiracy to overthrow, put down or destroy by force the sovereignty of the



Federation or the Federal or any other Government of the Federation or by any conspiracy to promote by whatever means the union of parts of the Federation or by a conspiracy to promote through threats of violence, through violence or through foreign intervention or support the secession, or cession of any part or territory of the Federation or whoever knowingly or wilfully advocates, abets, advises, or teaches the duty, necessity, desirability, or propriety of achieving any of the aforementioned purposes of conspiracy shall be fined not more than Eth. \$ 10,000 or imprisoned not more than ten years, or both, and shall be ineligible for employment by the Imperial Ethiopian Government or any Ministry, Department or agency thereof, for the five years next following his conviction.

9. Whoever knowingly or wilfully advocates, abets, advises, or teaches the duty, necessity, desirability, or propriety of overthrowing or destroying the Imperial Ethiopian Government or the government of any part, territory, district or possession thereof, or the government of any political subdivision therein, by force or violence, or by the assassination of any officer of any such government, or whoever, with intent to cause the overthrow or destruction of any such government, prints, publishes, edits, issues, circulates, sells, distributes, or publicly displays any written or printed matter advocating, advising, or teaching the duty, necessity, desirability, or propriety of overthrowing or destroying any government in Ethiopia by force or violence, or attempts to do so; or whoever organizes or helps or attempts to organize any society, group or assembly of persons who teach, advocate, or encourage the overthrow or destruction of any such government by force or violence; or becomes or is a member of, or affiliates with, any such society, group, or assembly of persons, knowing the purposes thereof, shall be fined not more than Eth. \$ 10,000 or imprisoned not more than ten years, or both, and shall be ineligible for employment by the Imperial Ethiopian Government or any Ministry, Department or agency thereof, for the five years next following his conviction.

10. (A) For the purposes of this Article:

"Organization" means any group, club, league, society,



committee, association, political party, or combination of individuals, whether incorporated or otherwise;

"Subversive political activity" means any activity the purpose or aim of which, or one of the purposes or aims of which, is the control by force or overthrow of the Imperial Ethiopian Government or a political sub-division thereof, or any part or political sub-division thereof, or the endangering of the integrity of the Federation.

An organization is "subject to foreign control" if:

(1) it solicits or accepts financial contributions, loans, or support of any kind, directly or indirectly, from, or is affiliated directly or indirectly with, a foreign government or a political sub-division thereof, or an agent, agency, or instrumentality of a foreign government or political subdivision thereof, or a political party in a foreign country or an international political organization; or

(2) its policies, or any of them, are determined by or at the suggestion of, or in collaboration with, a foreign government or political sub-division thereof, or an agent, agency, or instrumentality of a foreign government or a political sub-division thereof, or a political party in a foreign country, or an international political organization.

(B)

(1) The following organizations shall be required to register with the Minister of the Pen:

Every organization subject to foreign control as above defined.

Every such organization shall register by filing with the Minister of the Pen, on such forms and in such detail as the Minister of the Pen may by rules and regulations prescribe, a registration statement containing the information and documents prescribed in sub-paragraph (B) (2) and shall within thirty days after the expiration of each period of six months succeeding the filing of such registration statement, file with the Minister of the Pen, on such forms and in such detail as the Minister of the Pen may by rules and regulations prescribe, a supplemental statement containing such information and documents as may be necessary to make the information and documents previously filed under this Article accurate and current with respect to such preceding six months' period. Every statement required to be filed by this Article shall be subscribed, under oath, by all of the officers of the organisation.



(2) Every registration statement required to be filed by any organization shall contain the following information and documents:

(a) The name and post-office address of the organization in the Empire of Ethiopia, and the names and addresses of all branches, chapters, and affiliates of such organization;

(b) The name, address, and nationality of each officer, and of each person who performs the functions of an officer, of the organization, and of each branch, chapter, and affiliate of the organization;

(c) The qualifications for membership in the organization;

(d) The existing and proposed aims and purposes of the organization, and all the means by which these aims or purposes are being attained or are to be attained;

(e) The address or addresses of meeting places of the organization, and of each branch, chapter or affiliate of the organization, and the times of meetings;

(f) The name and address of each person who has contributed any money, dues, property, or other thing of value to the organization or to any branch, chapter, or affiliate of the organization;

(g) A detailed statement of the assets of the organization, and of each branch, chapter, and affiliate of the organization, the manner in which such assets were acquired, and a detailed statement of the liabilities and income of the organization and of each branch, chapter and affiliate of the organization;

(h) A detailed description of the activities of the organization, and of each chapter, branch, and affiliate of the organization;

(i) A description of the uniforms, badges, insignia, or other means of identification prescribed by the organization, and worn or carried by its officers or members, or any of such officers or members;

(j) A copy of each book, pamphlet, leaflet, or other publication or item of written, printed, or graphic matter issued or distributed directly or indirectly by the organization, or by any chapter, branch, or affiliate of the organization, or



by any of the members of the organization under its authority or within its knowledge, together with the name of its author or authors and the name and address of the publisher;

(k) In case the organization is subject to foreign control, the manner in which it is so subject;

(l) A copy of the charter, articles of association, constitution, bye-laws, rules, regulations, agreements, resolutions and all other instruments relating to the organization, powers and purposes of the organization and to the powers of the officers of the organization and of each chapter, branch, or affiliate of the organization; and

(m) Such other information and documents pertinent to the purposes of this Article as the Minister of the Pen may from time to time require.

(C) The Minister of the Pen is authorized at any time to make, amend, and rescind such rules and regulations as may be necessary to carry out this Article, including rules and regulations governing the statements required to be filed.

(D) Whoever violates any of the provisions of this Article shall be fined not more than Eth.\$ 10,000 or imprisoned not more than five years, or both.

Whoever in a statement filed pursuant to this Article wilfully makes any false statement or wilfully omits to state any fact which is required to be stated, or which is necessary to make the statements made not misleading, shall be fined not more than Eth.\$ 2,000 or imprisoned not more than five years or both.

No organization may engage in subversive political activities as above defined, and any organization or any member thereof advising, counselling, or urging any subversive political activities as above proscribed shall be guilty of a crime against the Imperial Ethiopian Government and upon conviction by a Federal Court shall be liable to a fine not exceeding Eth.\$ 5,000 or, in the case of a person, to imprisonment not exceeding ten years or to both such fine and imprisonment.

11. (a) Whoever, with intent to interfere with, impede,



or influence the loyalty, morale, or discipline of the military or naval forces of Ethiopia:

(1) advises, counsels, urges, or in any manner causes or attempts to cause insubordination, disloyalty, mutiny, or refusal of duty by any member of the military or naval forces of the Empire of Ethiopia: or

(2) distributes or attempts to distribute any written or printed matter which advises, counsels, or urges insubordination, disloyalty, mutiny, or refusal of duty by any member of the military or naval forces of the Empire of Ethiopia,

Shall be fined not more than Eth.\$ 10,000 or imprisoned not more than ten years, or both, and shall be ineligible for employment by the Imperial Ethiopian Government or any department, Ministry or agency thereof, for the five years next following his conviction.

(b) For the purposes of this Article, the term "military or naval forces of the Imperial Ethiopian Government" includes the Army of the Imperial Ethiopian Government, the Navy, Air Force, Marine Corps, Coast Guard, Naval Reserve, Marine Corps Reserve, and when any merchant vessel is commissioned in the Navy or is in the service of the Army or the Navy, includes the master, officers and crew of such vessel.

12. (a) Whoever, when the Imperial Ethiopian Government is at war, wilfully makes or conveys false reports or false statements with intent to interfere with the operation or success of the military or naval forces of the Imperial Ethiopian Government or to promote the success of its enemies; or

Whoever, when the Empire of Ethiopia is at war, wilfully causes or attempts to cause insubordination, disloyalty, mutiny, or refusal of duty, in the military or naval forces of the Imperial Ethiopian Government, or wilfully obstructs the recruiting or enlistment service of the Imperial Ethiopian Government, to the injury of the service of the Imperial Ethiopian Government, or attempts to do so,

Shall be fined not more than Eth.\$ 10,000 or imprisoned not more than twenty years, or both.



(b) If two or more persons conspire to violate sub-paragraph (a) of this Article and one or more such persons do any act to effect the object of the conspiracy, each of the parties to such conspiracy shall be punished as provided in said sub-paragraph (a).

(c) Whoever harbours or conceals any person who he knows, or has reasonable grounds to believe or suspect, has committed, or is about to commit, an offense under this Article, shall be fined not more than Eth.\$ 10,000 or imprisoned not more than ten years, or both.

(d) This Article shall apply within the admiralty and maritime jurisdiction of the Empire of Ethiopia, and on the high seas, as well as within the Empire of Ethiopia.

13. Whoever, other than a diplomatic or consular officer or attaché, acts in the Empire of Ethiopia as an agent of a foreign government without prior notification to Our Minister for Foreign Affairs, shall be fined not more than Eth.\$ 5,000 or imprisoned not more than ten years, or both.

14. Every national of the Empire of Ethiopia whether actually resident or domiciled within the same, or in any place subject to the jurisdiction thereof, or in any foreign country, who, without the permission or authority of the Imperial Ethiopian Government, directly or indirectly, commences or carries on any verbal or written correspondence or intercourse with any foreign government or any officer or agent thereof, with an intent to influence the measures or conduct of any foreign government or of any officer or agent thereof, in relation to any disputes or controversies with Ethiopia, or to defeat the measures of the Imperial Ethiopian Government; and every person, being a citizen of or resident within Ethiopia or in any place subject to the jurisdiction thereof, and not duly authorized, who counsels, advises, or assists in any such correspondence with such intent, shall be fined not more than Eth.\$ 5,000 and imprisoned not more than three years; but nothing in this Article shall be construed to abridge the right of a citizen to apply, himself or his agent, to any foreign



government or the agents thereof for redress of any injury which he may have sustained from such government or any of its agents or subjects.

15. Whoever, in relation to any dispute or controversy between a foreign government and the Imperial Ethiopian Government, wilfully and knowingly makes any untrue statement, either orally or in writing, under oath before any person authorized and empowered to administer oaths, which the affiant has knowledge or reason to believe will, or may be used to influence the measures or conduct of any foreign government, or of any officer or agent of any foreign government, to the injury of the Imperial Ethiopian Government, or with a view or intent to influence any measure of or action by the Imperial Ethiopian Government or any Ministry, Department or agency thereof, to the injury of the Imperial Ethiopian Government, shall be fined not more than Eth.\$ 5,000 or imprisoned not more than ten years, or both.

16. (a) If two or more persons within the jurisdiction of the Empire of Ethiopia conspire to injure or destroy specific property situated within a foreign country and belonging to a foreign government or to any political sub-division thereof with which the Imperial Ethiopian Government is at peace, or any railroad, canal, bridge, or other public utility so situated, and if one or more such persons commits an act within the jurisdiction of Ethiopia to effect the object of the conspiracy, each of the parties to the conspiracy shall be fined not more than Eth.\$ 5,000 or imprisoned not more than three years, or both.

(b) Any indictment or information under this Article shall describe the specific property which it was the object of the conspiracy to injure or destroy.

17. Whoever, in aid of any foreign government, knowingly and wilfully possesses or controls any property or papers used or designed or intended for use in violating any penal statute, or any of the rights or obligations of the Imperial Ethiopian Government under any treaty or the law of nations, shall be fined not more than Eth. \$ 10,000 or imprisoned not more than ten years, or both.



18. Any citizen of the Empire of Ethiopia who, within the jurisdiction thereof, accepts and exercises a commission to serve a foreign prince, state, colony, district, or people, in war, against any prince, state colony, district, or people, with whom the Imperial Ethiopian Government is at peace, shall be fined not more than Eth.\$ 2,000 or imprisoned not more than three years, or both.

19. Whoever within the Empire of Ethiopia unlawfully attacks by force or violence any foreign government or official thereof including any member of any foreign armed forces duly admitted and present in the Empire, shall be guilty of a federal crime and punishable as follows: in case of murder or rape as defined in Articles 89 and 94 of the present Proclamation, the punishment shall be death or life imprisonment; in case of attack with a dangerous weapon not resulting in death, the punishment shall be a fine not exceeding Eth. \$ 5,000, or imprisonment not exceeding fifteen years or both such fine and imprisonment; in all other cases the punishment shall be a fine not exceeding Eth. \$ 2,000, or imprisonment not exceeding five years or both such fine and imprisonment.

20. Whoever within the Empire of Ethiopia publicly insults or abuses any foreign government official including any member of any armed forces duly admitted and present in the Empire, or any flag of any foreign state, or the Head of State of any foreign state, shall be guilty of a federal crime and punishable by a fine not exceeding Eth. \$ 1,000, or imprisonment for two years or both such fine and imprisonment.

## CHAPTER II.

### CRIMES AGAINST THE FEDERAL GOVERNMENT.

21. Whoever shall kill under malice aforethought or in sudden quarrel or heat of passion or in the course of committing an unlawful act or perpetrated from a premeditated design unlawfully and maliciously to effect the death of any human being other than of him who is killed, any federal official, officer or person serving in a governmental capacity in the federal government, while engaged in the performance of his official duties, or on account of the performance of his official duties, shall be guilty of a federal offence and, upon conviction by a federal court, shall be liable to a fine not to exceed Eth. \$ 15,000, or to imprisonment not to exceed twenty years or to both such fine and imprisonment.



22. Whoever shall forcibly resist, oppose, impede, intimidate or interfere with any person designated in the preceding Article while engaged in the performance of his official duties, or shall assault him on account of the performance of his official duties, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than three years, or both; and whoever, in the commission of any of the acts described in this Article, shall use a deadly or dangerous weapon shall be fined not more than Eth. \$ 10,000, or imprisoned not more than ten years, or both.

23. If two or more persons conspire to prevent, by force, intimidation, or threat, any person from accepting or holding any office, trust, or place of confidence under the Imperial Ethiopian Government, or from discharging any duties thereof; or to induce by like means any officer of the Imperial Ethiopian Government to leave any place, where his duties as an officer are required to be performed, or to injure him in his person or property on account of his lawful discharge of the duties of his office, or while engaged in the lawful discharge thereof, or to injure his property so as to molest, interrupt, hinder, or impede him in the discharge of his official duties, each of such persons shall be fined not more than Eth. \$ 5,000, or imprisoned not more than six years, or both.

24. If two or more persons conspire either to commit any offense against the Empire of Ethiopia, or to defraud the Empire of Ethiopia, or any agency thereof in any manner or for any purpose, and one or more of such persons do any act to effect the object of the conspiracy, each shall be fined not more than Eth. \$ 10,000 or imprisoned not more than five years, or both.

If, however, the offense, the commission of which is the object of the conspiracy, is a misdemeanour only, the punishment for such conspiracy shall not exceed the maximum punishment provided for such misdemeanour.

25. Whosoever shall falsely make, forge, counterfeit, or alter any letters patent granted or purporting to have been granted by the Imperial Ethiopian Government; or whoever shall pass, utter, or publish, or attempt to pass, utter, or publish as genuine, any such forged, counterfeited, or falsely altered letters patent, knowing the same to be forged, counterfeited, or falsely altered, shall be fined not more than Eth. \$ 5,000 and imprisoned not more than ten years.



26. Whoever shall falsely make, alter, forge, or counterfeit, or cause or procure to be falsely made, altered, forged, or counterfeited, or wilfully aid or assist in the false making, altering, forging, or counterfeiting, of any bond, bid, proposal, contract, guarantee, security, official bond, public record, affidavit, or other writing for the purpose of defrauding the Imperial Ethiopian Government; or shall utter or publish as true, or cause to be uttered or published as true, or have in his possession with the intent to utter or publish as true, any such false, forged, altered, or counterfeited bond, bid, proposal, contract, guarantee, security, official bond, public record, affidavit, or other writing, for the purpose of defrauding the Imperial Ethiopian Government, knowing the same to be false, forged, altered, or counterfeited; or shall transmit to, or present at, or cause or procure to be transmitted to or presented at, the office of any officer of the Imperial Ethiopian Government, any such false, forged, altered, or counterfeited bond, bid, proposal, contract, guarantee, security, official bond, public record, affidavit, or other writing, knowing the same to be false, forged, altered, or counterfeited, for the purpose of defrauding the Imperial Ethiopian Government, shall be fined not more than Eth. \$ 1,000 or imprisoned not more than ten years, or both.

27. Whoever shall falsely make, alter, forge, or counterfeit, or cause or procure to be falsely made, altered, forged, or counterfeited, or wilfully aid or assist in the false making, altering, forging, or counterfeiting, of any deed, power of attorney, order, certificate, receipt, contract, or other writing, for the purpose of obtaining or receiving, or of enabling any other person, either directly or indirectly, to obtain or receive, from the Imperial Ethiopian Government, or any of their officers or agents, any sum of money; or whoever shall utter or publish as true, or cause to be uttered or published as true, any such false, forged, altered, or counterfeited deed, power of attorney, order, certificate, receipt, contract, or other writing, with intent to defraud the Imperial Ethiopian Government, knowing the same to be false, altered, forged, or counterfeited; or whoever shall transmit to or present at, or cause or procure to be transmitted to or presented at, any office or officer of the Imperial Ethiopian Government, any deed, power of attorney,



order, certificate, receipt, contract, or other writing, in support of or in relation to any account or claim, with intent to defraud the Imperial Ethiopia Government, knowing the same to be false, altered, forged, or counterfeited, shall be fined not more than Eth. \$ 1,000 and imprisoned not more than ten years.

28. Whoever, knowingly and with intent to defraud the Imperial Ethiopian Government, shall have in his possession any false, altered, forged, or counterfeited deed, power of attorney, order, certificate, receipt, contract, or other writing, for the purpose of enabling another to obtain from the Imperial Ethiopian Government, or from any officer or agent thereof, any sum of money, shall be fined not more than Eth. \$ 500, or imprisoned not more than five years, or both.

29. Whoever, with intent to defraud either the Imperial Ethiopian Government or any person, shall falsely assume or pretend to be an officer or employee acting under the authority of the Imperial Ethiopian Government, or any Ministry, Department, or any officer of the Government thereof, or under the authority of any corporation owned or controlled by the Imperial Ethiopian Government, and shall take upon himself to act as such, or shall in such pretended character demand or obtain from any person or from the Imperial Ethiopian Government, or any Ministry, Department, or any officer of the Government thereof, or any corporation owned or controlled by the Imperial Ethiopian Government, any money, paper, document, or other valuable thing, shall be fined not more than Eth. \$ 1,000 or imprisoned not more than three years, or both.

30. Hereafter the manufacture, sale, or possession of any badge, identification card, or other insignia, of the design prescribed by the head of any Ministry, Department or independent office of the Imperial Ethiopian Government for use by any officer or subordinate thereof, or of any colorable imitation thereof, or the photographing, printing, or in any other manner making or executing of any engraving, photograph, print, or impression in the likeness of any such badge, identification card, or other insignia, or of any colorable imitation thereof, is prohibited, except when and as authorized under such regulations as may be prescribed by the head of the



Ministry, Department or independent office of which such insignia indicates the wearer is an officer or subordinate.

31. Any person who offends against the provisions of the preceding Article shall, upon conviction, be punished by a fine not exceeding Eth. \$ 250 or by imprisonment for not exceeding six months, or by both such fine and imprisonment.

32. Whoever shall falsely impersonate any true and lawful holder of any share or sum in the public stocks or debt of the Imperial Ethiopian Government, or any person entitled to any annuity, dividend, pension, prize money, wages, or other debt due from the Imperial Ethiopian Government, and, under colour of such false impersonation, shall transfer or endeavour to transfer such public stock or any part thereof, or shall receive or endeavour to receive the money of such true and lawful holder thereof, or the money of any person really entitled to receive such annuity, dividend, pension, prize money, wages, or other debt, shall be fined not more than Eth. \$ 5,000 and imprisoned not more than ten years.

33. Whoever shall knowingly or fraudulently demand or endeavour to obtain any share or sum in the public stocks of the Imperial Ethiopian Government, or to have any part thereof transferred, assigned, sold, or conveyed, or to have any annuity, dividend, pension, prize money, wages or other debt due from the Imperial Ethiopian Government, or any part thereof, received, or paid by virtue of any false, forged, or counterfeited power of attorney, authority, or instrument, shall be fined not more than Eth. \$ 5,000 and imprisoned not more than ten years.

34. Whoever shall make or cause to be made or present or cause to be presented, for payment or approval, to or by any person or officer in the civil, military, or naval service of the Imperial Ethiopian Government, or any Ministry or Department thereof, or any corporation in which the Imperial Ethiopian Government is a stockholder, any claim upon or against the Imperial Ethiopian Government, or any Ministry or Department or officer thereof, or any corporation in which the Imperial Ethiopian Government is a stockholder, knowing such claim to be false, fictitious, or fraudulent; or whoever shall knowingly and wilfully falsify or conceal or cover up by any trick, scheme, or device, a material fact, or make or cause to be made any false or fraudulent statements or representations, or make or use or cause to be made or used any false



bill, receipt, voucher, roll, account, claim, certificate, affidavit, or deposition, knowing the same to contain any fraudulent or fictitious statement or entry, in any matter within the jurisdiction of any Ministry, Department or agency of the Imperial Ethiopian Government or of any corporation in which the Imperial Ethiopian Government is a stockholder, shall be fined not more than Eth. \$ 10,000 or imprisoned not more than ten years, or both.

35. Every person who knowingly or wilfully makes or aids, or assists in the making, or in any wise procures the making or presentation of any false or fraudulent affidavit, declaration, certificate, voucher, or paper or writing purporting to be such, concerning any claim for pension or payment thereof, or who knowingly or wilfully makes or causes to be made, or aids or assists in the making, or presents or causes to be presented any paper required as a voucher in drawing a pension which paper bears a date subsequent to that upon which it was actually signed or acknowledged by the pensioner, and every person before whom any declaration, affidavit, voucher, or other paper or writing to be used in aid of the prosecution of any claim for pension or bounty land or payment thereof purports to have been executed who shall knowingly certify that the declarant, affiant, or witness named in such declaration, affidavit, voucher, or other paper or writing personally appeared before him and was sworn thereto, or acknowledged the execution thereof, when in fact such declarant, affiant, or witness did not personally appear before him or was not sworn thereto, or did not acknowledge the execution thereof, shall be punished by a fine not exceeding Eth. \$ 500, or by imprisonment for a term of not more than five years.

36. Whoever shall enter into any agreement, combination, or conspiracy to defraud the Imperial Ethiopian Government, or any Ministry, Department or officer thereof, or any corporation in which the Empire of Ethiopia is a stockholder or owner, by obtaining or aiding to obtain the payment or



allowance of any false or fraudulent claim, shall be fined not more than Eth. \$ 10,000 or imprisoned not more than ten years, or both.

37. Whoever shall promise, offer, or give, or cause or procure to be promised, offered, or given, any money or other thing of value, or shall make or tender any contract, undertaking, obligation, gratuity, or security for the payment of money, or for the delivery or conveyance of anything of value, to any officer of the Imperial Ethiopian Government, or to any person acting for or on behalf of the Imperial Ethiopian Government in any official function, under or by authority of any Ministry, Department or office of the Government thereof, or to any officer or person acting for or on behalf of either House of Parliament, or of any committee of either House, or both Houses thereof, with intent to influence his decision or action on any question, matter, cause, or proceeding which may at any time be pending, or which may by law be brought before him in his official capacity, or in his place of trust or profit, or with intent to influence him to commit or aid in committing, or to collude in, or allow, any fraud, or make opportunity for the commission of any fraud, on the Imperial Ethiopian Government, or to induce him to do or omit to do any act in violation of his lawful duty, shall be fined not more than three times the amount of money or value of the thing so offered, promised, given, made, or tendered, or caused or procured to be so offered, promised, given, made, or tendered, and imprisoned not more than three years.

38. Whoever shall take and carry away, without authority from the Imperial Ethiopian Government, from the place where it has been filed, lodged, or deposited, or where it may for the time being actually be kept by authority of the Imperial Ethiopian Government, any certificate, affidavit, deposition, written statement of facts, power of attorney, receipt, voucher, assignment, or other document, record, file, or paper, prepared, fitted, or intended to be used or presented in order to procure the payment of money from or by the Imperial Ethiopian Government, or any officer or agent thereof, or the allowance or payment of the whole or any part of any claim, account, or demand against the Imperial Ethiopian Government, whether the same has or has not already been so used or presented, and whether such claim, account, or demand, or any part thereof, has or has not already been allowed or paid; or



whoever shall present, use, or attempt to use, any such document, record, file, or paper so taken and carried away, in order to procure the payment of any money from or by the Imperial Ethiopian Government, or any officer or agent thereof, or the allowance or payment of the whole or any part of any claim, account, or demand against the Imperial Ethiopian Government, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than ten years, or both.

39. Whoever shall rob another of any kind or description of personal property belonging to the Imperial Ethiopian Government or shall feloniously take and carry away the same, which has theretofore been embezzled, stolen, or purloined by any other person, knowing the same to have been so embezzled, stolen, or purloined, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than five years, or both; and such person may be tried either before or after the conviction of the principal offender.

40. Whoever shall embezzle, steal, or purloin any money, goods, chattels, records, or property of the Imperial Ethiopian Government, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than five years, or both.

41. Every banker, broker, or other person not an authorized depositary of public moneys, who shall knowingly receive from any disbursing officer, or collector of internal revenue, or other agent of the Imperial Ethiopian Government, any public money on deposit, or by way of loan or accommodation, with or without interest, or otherwise than in payment of a debt against the Imperial Ethiopian Government, or shall use, transfer, convert, appropriate, or apply any portion of the public money for any purpose not prescribed by law; and every president, cashier, teller, director, or other officer of any bank or banking association who shall violate any provision of this Article is guilty of embezzlement of the public money so deposited, lent, transferred, used, converted, appropriated, or applied, and shall be fined not more than the amount embezzled, or imprisoned not more than ten years, or both.

42. Whoever shall receive, conceal, or aid in concealing, or shall have or retain in his possession with intent to convert to his own use or gain, any money, property, record, voucher, or valuable thing whatever, of the moneys, goods, chattels, records, or property of the Imperial Ethiopian Government,



shall be fined not more than Eth. \$ 2,000 or imprisoned for not more than ten years, or both.

43. Whoever promises, offers, or gives any money or thing of value, or makes or tenders any cheque, order, contract, undertaking, obligation, gratuity, or security for the payment of money or for the delivery or conveyance of anything of value, to any officer or employee or person acting for or on behalf of the Imperial Ethiopian Government, or any Ministry, department or agency thereof, in any official function, under or by authority of any such department or agency or to any officer or person acting for on behalf of either House of Parliament, or of any committee of either House, or both Houses thereof, with intent to influence his decision or action on any question, matter, cause, or proceeding which may at any time be pending, or which may by law be brought before him in his official capacity, or in his place of trust or profit, or with intent to influence him to commit or aid in committing, or to collude, in, or allow, any fraud, or make opportunity for the commission of any fraud, on the Imperial Ethiopian Government or to induce him to do or omit to do any act in violation of his lawful duty, shall be fined not more than three times the amount of such money or value of such thing or imprisoned not more than three years, or both.

### CHAPTER III.

#### CRIMES BY FEDERAL OFFICIALS.

44. If two or more persons conspire to injure, oppress, threaten, or intimidate any citizen in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the Imperial Ethiopian Government, including the Federal Act for the Federation of Eritrea with Ethiopia, or because of his having so exercised the same, or if two or more persons go on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured, they shall be fined not more than Eth. \$ 5,000 and imprisoned not more than ten years, and shall, moreover, be thereafter



ineligible to any office, or place of honour, profit, or trust created by the Constitution or laws of the Imperial Ethiopian Government.

45. Whoever, under colour of any law, statute, ordinance, regulation, or custom, wilfully subjects, or causes to be subjected, any inhabitant of any part, territory, or district to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution and laws of the Imperial Ethiopian Government including Our Public Rights Proclamation No. 139 of 1953, or to different punishments, pains, or penalties, on account of such inhabitant being an alien, or by reason of his colour, or race, than are prescribed for the punishment of citizens, shall be fined not more than Eth. \$ 1,000, or imprisoned not more than one year, or both.

46. Any officer, agent, or employee of the Imperial Ethiopian Government engaged in the enforcement of any law of the Imperial Ethiopian Government who shall search any private dwelling used and occupied as such dwelling without a warrant directing such search, or who, while engaged in such enforcement, shall without a search warrant maliciously and without reasonable cause search any other building or property, shall be guilty of a misdemeanour and upon conviction thereof shall be fined for a first offense not more than Eth. \$ 500 and for a subsequent offence not more than Eth. \$ 1,000, or imprisoned not more than one year, or both such fine and imprisonment: Provided, that nothing herein contained shall apply to any officer, agent, or employee of the Imperial Ethiopian Government serving a warrant of arrest, or arresting or attempting to arrest any person committing or attempting to commit an offence in the presence of such officer, agent, or employee, or who has committed, or who is suspected on reasonable grounds of having committed, a felony.

47. Any officer, agent or employee of the Imperial Ethiopian Government who shall threaten, or otherwise intimidate or seek to threaten or intimidate any person including juridical persons or group or class of persons seeking enforcement of the human rights and fundamental liberties as provided in Our Public Rights Proclamation No. 139 of 1953, or in any other federal law shall be guilty of a federal offence and upon conviction by a federal court shall be liable to a fine not



exceeding Eth. \$ 1,000, or to imprisonment not exceeding two years or to both such fine and imprisonment.

48. Every officer, clerk, agent, or employee of the Imperial Ethiopian Government, and every person representing himself to be or assuming to act as such officer, clerk, agent, or employee, who, under colour of his office, clerkship, agency, or employment, or under colour of his pretended or assumed office, clerkship, agency or employment, obtains money or anything of value to which he is not entitled is guilty of extortion, and every person who shall attempt any act which if performed would make him guilty of extortion, shall be fined not more than Eth.\$ 500, or imprisoned not more than one year, or both.

49. Whoever, being an officer, clerk, agent, employee, or other person charged with the payment of any appropriation, shall pay to any clerk or other employee of the Imperial Ethiopian Government a sum less than that provided by law, and require such employee to receipt or give a voucher for an amount greater than that actually paid to and received by him, is guilty of embezzlement, and shall be fined in double the amount so withheld from any employee of the Government and imprisoned not more than two years.

50. Whoever, being a disbursing officer of the Imperial Ethiopian Government, or a person acting as such, shall in any manner convert to his own use, or lend with or without interest, or deposit in any place or in any manner, except as authorized by law, any public money entrusted to him; or shall, for any purpose not prescribed by law, withdraw from the Treasury or any authorized depository, or transfer, or apply, any portion of the public money entrusted to him, shall be deemed guilty of an embezzlement of the money so converted, lent, deposited, withdrawn, transferred, or applied, and shall be fined not more than the amount embezzled, or imprisoned not more than ten years, or both.

51. If the Treasurer of the Imperial Ethiopian Government or any public depository fails safely to keep all moneys deposited by any disbursing officer or disbursing agent, as well as all moneys deposited by any receiver, collector, or other person having money of the Imperial Ethiopian Government, he shall be deemed guilty of embezzlement of the moneys not so safely kept and shall be fined in a sum equal to the amount of money so embezzled and imprisoned not more than ten years.



52. Every officer or other person charged by any law with the safe-keeping of the public moneys who shall lend, use, or convert to his own use, or shall deposit in any bank or exchange for other funds, except as specially allowed by law, any portion of the public moneys entrusted to him for safe-keeping, shall be guilty of embezzlement of the money so lent, used, converted, deposited, or exchanged, and shall be fined in a sum equal to the amount of money so embezzled and imprisoned not more than ten years.

53. Every officer or agent of the Imperial Ethiopian Government who, having received public money which he is not authorized to retain as salary, pay, or emolument, fails to render his accounts for the same as provided by law shall be deemed guilty of embezzlement and shall be fined in a sum equal to the amount of the money embezzled and imprisoned not more than ten years.

54. Whoever, having money of the Imperial Ethiopian Government in his possession or under his control shall fail to deposit it with the Treasury or some public depository of the Imperial Ethiopian Government, when required so to do by Our Minister of Finance or the head of any other proper Ministry, or Department, shall be deemed guilty of embezzlement thereof and shall be fined in a sum equal to the amount of money embezzled and imprisoned not more than ten years.

55. The refusal of any person, whether in or out of office, charged with the safe-keeping, transfer, or disbursement of the public money to pay any draft, order, or warrant, drawn upon him by Our Ministry of Finance for any public money in his hands belonging to the Imperial Ethiopian Government, no matter in what capacity the same may have been received, or may be held, or to transfer or disburse any such money, promptly, upon the legal requirement of any authorized officer, shall be deemed, upon the trial of any charge against such person for embezzlement, prima facie evidence of such embezzlement.

56. If any officer charged with the disbursement of the public moneys accepts, receives, or transmits to Our Ministry of Finance to be allowed in his favour any receipt or voucher from a creditor of the Imperial Ethiopian Government without having paid to such creditor in such funds as the officer received for disbursement, or in such funds as he may be authorized by law to take in exchange, the full amount specified in such receipt or voucher, every such act is an act of conversion by such officer to his own use of the amount specified in such receipt or voucher.



57. Whoever, being an officer, clerk, agent, or other person holding any office or employment under the Imperial Ethiopian Government and, being charged with the duty of keeping accounts or records of any kind, shall, with intent to deceive, mislead, injure, or defraud the Imperial Ethiopian Government or any person, make in any such account or record any false or fictitious entry or record of any matter relating to or connected with his duties or whoever with like intent shall aid or abet any such officer, clerk, agent, or other person in so doing; or whoever, being an officer, clerk, agent, or other person holding any office or employment under the Imperial Ethiopian Government and, being charged with the duty of receiving, holding, or paying over moneys or securities to, for, or on behalf of the Imperial Ethiopian Government, or of receiving or holding in trust for any person any moneys or securities, shall, with the like intent, make a false report of such moneys or securities, or whoever with like intent shall aid or abet any such officer, clerk, agent, or other person in so doing, shall be fined not more than Eth.\$ 5,000 or imprisoned not more than ten years, or both.

58. Whoever, being an officer of the Imperial Ethiopian Government concerned in the collection or the disbursement of the revenues thereof, shall carry on any trade or business in the funds or debts of the Imperial Ethiopian Government, or of any part thereof, or in any public property of either, shall be fined not more than Eth.\$ 3,000 or imprisoned not more than one year, or both, and be removed from office, and thereafter be incapable of holding any office under the Imperial Ethiopian Government.

59. Whoever, being an officer authorized to administer oaths or to take and certify acknowledgments, shall knowingly make any false acknowledgment, certificate, or statement concerning the appearance before him or the taking of an oath or affirmation by any person with respect to any proposal, contract, bond, undertaking, or other matter submitted to, made with, or taken on behalf of the Imperial Ethiopian Government, and concerning which an oath or affirmation is required by law or regulation made in pursuance of law, or with respect to the financial standing of any principal, surety, or other party to any such proposal, contract, bond, undertaking, or other instrument, shall be fined not more than Eth.\$ 2,000 or imprisoned not more than two years, or both.



60. Whoever, being an officer or employee of, or person acting for or on behalf of the Imperial Ethiopian Government, in any official capacity, under or by virtue of the authority of any Ministry, Department or agency thereof, or an officer or person acting for or on behalf of either Chamber of Parliament, or of any committee of either Chamber, or of both Chambers thereof, asks, accepts, or receives any money, or any cheque, order, contract, promise, undertaking, obligation, gratuity, or security for the payment of money, or for the delivery or conveyance of any thing of value, with intent to have his decision or action on any question, matter, cause, or proceeding which may at any time be pending, or which may by law be brought before him in his official capacity, or in his place of trust or profit, influenced thereby, shall be fined not more than three times the amount of such money or value of such thing or imprisoned not more than three years, or both; and shall forfeit his office or place and be disqualified from holding any office of honour, trust or profit under the Imperial Ethiopian Government.

61. No officer or agent of any corporation, joint-stock company, or association, and no member or agent of any firm, or person directly or indirectly interested in the pecuniary profits or contracts of such corporation, joint-stock company, association, or firm, shall be employed or shall act as an officer or agent of the Imperial Ethiopian Government for the transaction of business with such corporation, joint-stock company, association, or firm. Whoever shall violate the provisions of this Article shall be fined not more than Eth. \$ 2,000 and imprisoned not more than two years.

62. Whoever, being an officer of the Imperial Ethiopian Government, or a person holding any place of trust or profit, or discharging any official function under, or in connection with any executive department of the Imperial Ethiopian Government or under the Senate or Chamber of Deputies, shall act as an agent or attorney for prosecuting any claim against the Imperial Ethiopian Government, or in any manner, or by any means, otherwise than in discharge of his proper official duties, shall aid or assist in the prosecution or support of any such claim, or receive any gratuity, or any share of or interest in any claim from any claimant against the Imperial Ethiopian Government, with intent to aid or assist, or in consideration of having aided or assisted, in the prosecution of such



claim, shall be fined not more than Eth.\$ 5,000, or imprisoned not more than one year, or both.

#### CHAPTER IV.

#### CRIMES AGAINST FEDERAL COURTS.

63. (a) Our Federal Courts shall have power to punish by fine or imprisonment, at their discretion, such contempt of their authority as:

(i) Misbehaviour of any person in their presence or near thereto as to obstruct the administration of justice;

(ii) Misbehaviour of any of their officers in their official transactions;

(iii) Disobedience or resistance to their lawful writs, processes, orders, decrees, or commands.

(b) Any person, court, corporation or association wilfully disobeying any writ, process, order, rule, decree or command of any of Our Federal Courts by doing any act or thing therein, or thereby forbidden, or by failing to do any act or thing therein or thereby ordered, if the act or thing so done or not done be of such character as to constitute also a criminal offence under any federal statute shall be prosecuted for contempt.

(c) Such fine shall be paid to the Imperial Ethiopian Government or to the complainant or other party injured by the act constituting the contempt, or may, where more than one is so damaged, be divided or apportioned among them as the court may direct, but in no case shall the fine to be paid to the Imperial Ethiopian Government exceed, in case the accused is a natural person, the sum of Eth. \$ 1,000, nor shall such imprisonment exceed the term of six months.

64. Whoever knowingly and wilfully obstructs, resists, or opposes any officer of the Imperial Ethiopian Government, or other person duly authorized in serving, or attempting to serve or execute, any legal or judicial writ or process of any federal court or federal officer; or whoever assaults, beats, or wounds any officer or other person duly authorized, knowing him to be such officer or other person, so duly authorized, in serving or executing any such writ, rule, order, process, warrant, or other legal or judicial writ or process, shall, except



as otherwise provided by law, be fined not more than Eth. \$ 500, or imprisoned not more than one year, or both.

65. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the Imperial Ethiopian Government authorized an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall wilfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than Eth. \$ 2,000 and imprisoned not more than five years.

66. Whoever shall procure another to commit any perjury is guilty of subornation of perjury, and punishable as in Article 63 of this Proclamation.

67. Whoever shall feloniously steal, take away, alter, falsify, or otherwise avoid any record, writ, process, or other proceeding, in any court of the Imperial Ethiopian Government, by means whereof any judgment is reversed, made void, or does not take effect; or whoever shall acknowledge, or procure to be acknowledged in any such court, any recognizance, bail, or judgment, in the name of any other person not privy or consenting to the same, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than seven years, or both; but this provision shall not extend to the acknowledgment of any judgment by an attorney, duly admitted, for any person against whom such judgment is had or given.

68. Whoever shall wilfully and unlawfully conceal, remove, mutilate, obliterate, or destroy, or attempt to conceal, remove, mutilate, obliterate, or destroy, or, with intent to conceal, remove, mutilate, obliterate, destroy, or steal, shall take and carry away any record, proceeding, map, book, paper, document, or other thing filed or deposited with any clerk or officer of any court of the Imperial Ethiopian Government, or in any public office, or with any judicial or public officer of the Imperial Ethiopian Government, shall be fined not more than Eth. \$ 2,000, or imprisoned not more than three years, or both.

69. Whoever, having the custody of any record, proceeding, map, book, document, paper, or other thing specified in the preceding Article of this Proclamation, shall wilfully and unlawfully conceal, remove, mutilate, obliterate, falsify, or destroy any such record, proceeding, map, book, document, paper, or thing, shall be fined not more than Eth. \$ 2,000, or imprisoned not more than three years, or both; and shall moreover forfeit his office and be for ever afterward disqualified from holding any office under the Imperial Ethiopian Government.

70. Whoever corruptly, or by threats or force, or by any threatening letter or communication, shall endeavour to influence, intimidate, or impede any party or witness in any proceeding pending before any department, independent establishment, board, commission, or other agency of the Imperial Ethiopian Government, or in connection with any inquiry or investigation being had by either Chamber or any committee of either Chamber or any joint committee of the Parliament, or who shall injure any party or witness in his person or property on account of his attending or having attended such proceeding, inquiry, or investigation, or on



account of his testifying or having testified to any matter pending therein, or who corruptly or by threats or force, or by any threatening letter or communication shall influence, obstruct, or impede, or endeavour to influence, obstruct, or impede the due and proper administration of the law under which the proceeding is being had before such Ministry, Department, independent establishment, board, commission, or other agency of the Imperial Ethiopian Government, or the due and proper exercise of the power of inquiry under which such inquiry or investigation is being had by either Chamber or any committee of either Chamber or any joint committee of the Parliament, shall be fined not more than Eth. \$ 5,000 or imprisoned not more than five years or both.

71. If two or more persons conspire to violate any provision of Article 68 of this Proclamation, and one or more of such persons does any act to effect the object of the conspiracy, each of the parties to such conspiracy shall be punished in like manner as provided by Article 70 of this Proclamation.

72. Whoever shall knowingly and wilfully obstruct, resist, or oppose any officer of the Imperial Ethiopian Government, or other person duly authorized, in serving, or attempting to serve or execute any mesne process or warrant, or any rule or order, or any other legal or judicial writ or process of any court of the Imperial Ethiopian Government, or commissioner of the Imperial Ethiopian Government, or shall assault, beat, or wound any officer or other person duly authorized, knowing him to be such officer, or other person so duly authorized, in serving or executing any such writ, rule, order, process, warrant or other legal or judicial writ or process, shall be fined not more than Eth. \$ 500 and imprisoned not more than one year.

73. Whenever any marshal, deputy marshal, ministerial officer, or other person has in his custody any prisoner by virtue of process issued under the laws of the Imperial Ethiopian Government by any court, judge, or commissioner, and such marshal, deputy marshal, ministerial officer, or other person voluntarily suffers such prisoner to escape, he shall be fined not more than Eth. \$ 2,000, or imprisoned not more than two years, or both. This Article shall apply not only to cases in which the prisoner who escaped was charged or found guilty of an offence against the laws of the Imperial Ethiopian Government but also to cases in which the prisoner may be in custody charged with offences against any foreign government with which the Imperial Ethiopian Government have treaties of extradition.

74. Whoever shall rescue or attempt to rescue, from the custody of any officer or person lawfully assisting him, any person arrested upon a warrant or other process issued under the provisions of any law of the Imperial Ethiopian Government, or shall, directly or indirectly, aid, abet, or assist any person so arrested to escape from the custody of such officer or other person, or shall harbour or conceal any person for whose arrest a warrant or process has been so issued, so as to prevent his discovery and arrest, after notice or knowledge of the fact that a warrant or process has been issued for the apprehension of such person, shall be fined not more than Eth. \$ 1,000, or imprisoned not more than six months, or both.

75. Whoever, by force, shall set at liberty or rescue any person who, before conviction, stands committed for any capital crime; or whoever, by force, shall set at liberty or rescue any person committed for or convicted of any offence other than capital, shall be fined not more than Eth. \$ 500 and imprisoned not more than one year.



76. Whoever, by force, shall set at liberty or rescue any person found guilty in any court of the Imperial Ethiopian Government of any capital crime, while going to execution or during execution, shall be fined not more than Eth. \$ 25,000 and imprisoned not more than twenty-five years.

77. Any person employed at any Federal penal or correctional institution as an officer or employee of the Imperial Ethiopian Government, or any other person who instigates, connives at, wilfully attempts to cause, assists in, or who conspires with any other person or persons to cause any mutiny, riot, or escape at such penal or correctional institution; or any such officer or employee or any other person who, without the knowledge or consent of the warden or superintendent of such institution, conveys or causes to be conveyed into such institution, or from place to place within such institution, or knowingly aids or assists therein, any tool, device, or substance designed to cut, abrade, or destroy the materials or any part thereof, of which any building or buildings of such institution are constructed, or any other substance or thing designed to injure or destroy any building or buildings, or any part thereof, of such institution; or who conveys or causes to be conveyed into such institution, or from place to place within such institution, or aids or assists therein, or who conspires with any other person or persons to convey or cause to be conveyed into such institution, or from place to place within such institution, any firearm, weapon, explosive, or any lethal or poisonous gas, or any other substance or thing designed to kill, injure, or disable any officer, agent, employee, or inmate thereof, shall be punished by imprisonment for a period of not more than ten years.

78. Whoever shall, under a threat of informing, or as a consideration for not informing, against any violation of any law of the Imperial Ethiopian Government, demand or receive any money or other valuable thing, shall be fined not more than Eth. \$ 2,000, or imprisoned not more than one year, or both.

79. Whoever, having knowledge of the actual commission of the crime of murder or other felony cognizable by the courts of the Imperial Ethiopian Government, conceals and does not as soon as may be disclose and make known the same to some one of the judges or other persons in civil or military authority under the Imperial Ethiopian Government, shall be fined not more than Eth. \$ 500, or imprisoned not more than three years, or both.

#### CHAPTER V. CRIMES COMMITTED ON TERRITORY SUBJECT TO EXCLUSIVE FEDERAL JURISDICTION.

80. The crimes and offences defined in Articles 81-99, inclusive of the present Proclamation shall be punished as herein prescribed:



(a) When committed upon the high seas, or on any other waters within the admiralty and maritime jurisdiction of Ethiopia or when committed within the admiralty and maritime jurisdiction of Ethiopia on board any vessel belonging in whole or in part to Ethiopia or any citizen thereof, or to any corporation created by or under the laws of Ethiopia or of any part thereof.

(b) When committed within or on any lands reserved or acquired for the use of Ethiopia, and under the exclusive or concurrent jurisdiction thereof, or any place purchased or otherwise acquired by Ethiopia for the erection of a fort, magazine, arsenal, dockyard, or other needful building.

(c) On any island which may be considered as appertaining to Ethiopia.

81. Whoever, within the territory or jurisdiction of Our Empire, shall go upon any military reservation, army post, fort or arsenal, for any purpose prohibited by law or military regulation made in pursuance of law, or whoever shall re-enter or be found within any such reservation, post, fort, or arsenal after having been removed therefrom or ordered not to re-enter by any officer or person in command or charge thereof, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than five years, or both.

82. Whoever shall enter, remain in, leave, or commit any act in any military or defence area or zone, contrary to the restrictions applicable to any such area or zone shall, if it appears that he knew or should have known of the existence and extent of the restrictions or order and if his act was in violation thereof, be guilty of a misdemeanour and upon conviction shall be liable to a fine not exceeding Eth. \$ 5,000, or to imprisonment for not more than five years, or both, for each offence.

83. It shall be unlawful, within such reasonable distance of any military or naval camp, station, fort, post, yard, base, cantonment, training or mobilization place as Our Minister of National Defence shall determine to be needful to the efficiency, health, and welfare of the Armed Forces and shall designate and publish in general orders or bulletins, to engage in prostitution or to aid or abet prostitution or to procure or solicit for the purposes of prostitution, or to keep or set up a house of ill fame, brothel, or bawdy house, or to receive any person for purposes of lewdness, assignation, or prostitution into any vehicle, conveyance, place, structure, or building or to lease, or rent, or contract to lease or rent any vehicle, conveyance, place, structure, or building, or part thereof, knowing or



with good reason to know that it is intended to be used for any of the purposes prohibited by this article; and any person, corporation, partnership, or association violating the provisions of this article shall be deemed guilty of a misdemeanour and be punished by a fine of not more than Eth. \$ 1,000, or by imprisonment for not more than one year, or by both such fine and imprisonment.

84. Whoever shall wilfully and maliciously set fire to, burn, or attempt to burn, or by means of a dangerous explosive destroy or attempt to destroy, any dwelling house, or any store, barn, stable, or other building, or parcel of a dwelling house, shall be imprisoned not more than twenty years.

85. Whoever, by force and violence, or by putting in fear, shall feloniously take from the person or in presence of another anything of value, shall be imprisoned not more than fifteen years.

86. Whoever shall take and carry away, with intent to steal or purloin, any personal property of another, shall be punished as follows: If the property taken is of a value exceeding Eth. \$ 50.—, or is taken from the person of another, by a fine of not more than Eth. \$ 1,000, or imprisonment for not more than five years, or both; if the value of the property exceeds Eth. \$ 100, by a fine of not more than Eth. \$ 5,000, or imprisonment for not more than ten years, or both; if less than Eth. \$ 50, by a fine of not more than Eth. \$ 500, or by imprisonment not more than one year, or both. If the property stolen consists of any evidence of debt, or other written instrument, the amount of money due thereon, or secured to be paid thereby and remaining unsatisfied, or which in any contingency might be collected thereon, or the value of the property the title to which is shown thereby, or the sum which might be recovered in the absence thereof, shall be deemed to be the value of the property stolen.

87. Whoever shall buy, receive, or conceal any money, goods, bank notes, or other thing which may be the subject of larceny, which has been feloniously taken, stolen or embezzled, from any other person, knowing the same to have been so taken, stolen, or embezzled, shall be fined not more than Eth. \$ 1,000, and imprisoned not more than three years; and such



person may be tried either before or after the conviction of the principal offender.

88. Whoever, by any fraud, or false pretense whatever with intent to defraud, obtains from any person anything of value, or procures the execution and delivery of any instrument of writing or conveyance of real or personal property, or the signature of any person, as maker, endorser, or guarantor, to or upon any bond, bill, receipt, promissory note, draft, or cheque, or any other evidence of indebtedness, or fraudulently sells, barters, or disposes of any bond, bill, receipt, promissory note, draft, or cheque, or other evidence of indebtedness, for value, knowing the same to be worthless, or knowing the signature of the maker, endorser, or guarantor thereof to have been obtained by any false pretenses, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than five years, or both.

89. Murder is the unlawful killing of a human being with malice aforethought. Every murder perpetrated by poison, lying in wait, or any other kind of wilful, deliberate, malicious, and premeditated killing, or committed in the perpetration of, or attempt to perpetrate, any arson, rape, burglary, or robbery, or perpetrated from a premeditated design unlawfully and maliciously to effect the death of any human being other than him who is killed, is murder in the first degree. Any other murder is murder in the second degree.

90. Manslaughter is the unlawful killing of a human being without malice. It may be voluntary, upon a sudden quarrel or in the heat of passion, or involuntary, in the commission of an unlawful act not amounting to a felony, or in the commission of a lawful act which might produce death, in an unlawful manner, or without due caution and circumspection.

91. Every person guilty of murder in the first degree shall suffer death. Every person guilty of murder in the second degree shall be imprisoned for life. Every person guilty of voluntary manslaughter shall be imprisoned not more than ten years. Every person guilty of involuntary manslaughter shall be imprisoned not more than three years, or fined not exceeding Eth. \$ 1,000, or both.



92. Whoever shall assault another with intent to commit murder, shall be imprisoned not more than twenty years. Whoever shall assault another with intent to commit any felony, except murder, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than ten years, or both. Whoever, with intent to do bodily harm, and without just cause or excuse, shall assault another with a dangerous weapon, instrument, or other thing, shall be fined not more than Eth. \$ 1,000, or imprisoned not more than five years, or both. Whoever shall unlawfully strike, beat, or wound another shall be fined not more than Eth. \$ 500, or imprisoned not more than six months, or both. Whoever shall unlawfully assault another shall be fined not more than Eth. \$ 300, or imprisoned not more than three months, or both.

93. Whoever shall attempt to commit murder or manslaughter, shall be fined not more than Eth. \$ 1,000 and imprisoned not more than three years.

94. The crime of rape shall be the act of having unlawful sexual intercourse by a person with a female against her will by the use of force or threats of death or severe bodily harm, or when she is in a state of unconsciousness or otherwise incapable of resisting or with a female other than his wife whom he knows to be insane; or with a child under the age of fifteen years; provided that it shall be sufficient defence to any charge of having sexual intercourse with such child, if it shall be made to appear to the court before which the charge is brought, that the person charged had reasonable cause to believe, and did believe that the female was of or above the age of fifteen years.

95. Whoever shall commit the crime of rape shall be imprisoned for seven years.

96. Whoever shall carnally and unlawfully know any female under the age of fifteen years, or shall be accessory, before the fact, to such carnal and unlawful knowledge, shall, for a first offence, be imprisoned not more than fifteen years, and for a subsequent offence be imprisoned not more than twenty years.

97. Whoever, under promise of marriage, or by threats, or the exercise of authority, or solicitation, or the making of gifts or presents, seduces and has illicit connection with any female shall be fined not more than Eth. \$ 1,000, or imprisoned not more than one year, or both; but subsequent inter-marriage of the parties may be pleaded in bar of conviction.

98. When a person is convicted of violation of Article 97 of the present Proclamation, the court may, in its discretion, direct that the amount of the fine, when paid, be paid for the use of the female seduced, or her child, if she have any; but



no conviction shall be had on the testimony of the female seduced without other evidence.

99 Whoever, with intent to maim or disfigure, shall cut, bite, or slit, the nose, ear, or lip, or cut out or disable the tongue, or put out or destroy an eye, or cut off or disable a limb or any member of another person; or whoever, with like intent, shall throw or pour upon another person, any scalding hot water, vitriol, or other corrosive acid, or caustic substance whatever, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than seven years, or both.

## CHAPTER VI.

### CRIMES AGAINST POSTAL AND TELECOMMUNICATIONS SERVICES OF THE FEDERATION

100. Every foreign mail, while being transported across the territory of the Imperial Ethiopian Government under authority of law, is mail of the Imperial Ethiopian Government, and any depredation thereon, or offense in respect thereto, shall be punishable as though it were mail of the Imperial Ethiopian Government.

101. Whoever, without authority from Our Minister of Posts, shall set up or profess to keep any office or place of business bearing the sign, name, or title of post office, shall be fined not more than Eth. \$ 500.

102. Whoever shall establish any private express for the conveyance of letters or packets, or in any manner cause or provide for the conveyance of the same by regular trips or at stated periods over any post route which is or may be established by law, or from any city, town, or place to any other city, town, or place, between which the mail is regularly carried, or whoever shall aid or assist therein shall be fined not more than Eth. \$ 500 or imprisoned not more than six months, or both. Nothing contained in this Article shall be constructed as prohibiting any person from receiving and delivering to the nearest post office, postal car, or other authorized depository for mail matter any mail matter properly stamped.

103 Whoever shall tear, cut or otherwise injure any mail bag, pouch, or other thing used or designed for use in the conveyance of the mail, or shall draw or break any staple or loosen any part of any lock, chain, or strap attached thereto, with intent to rob or steal any such mail, or to render the same insecure, shall be fined not more than Eth. \$ 500, or imprisoned not more than three years, or both.

104. Whoever shall steal, purloin, or embezzle any mail bag or other property in use by or belonging to Our Ministry of Posts, or shall appropriate any such property to his own or any other than its proper use, or shall convey away any such property to the hindrance or detriment of the public service, shall be fined not more than Eth. \$ 200, or imprisoned not more than three years, or both.



105. Whoever shall forcibly break into or attempt to break into any post office, or any building used in whole or in part as a post office, with intent to commit in such post office, or building, or part thereof, so used, any larceny or other depredation, shall be fined not more than Eth. \$ 1,000 and imprisoned not more than five years.

106. Whoever shall steal, take or abstract, or by fraud or deception obtain, or attempt so to obtain, from or out of any mail box, post office, or station thereof, or other authorized depository for mail matter, or from a letter or mail carrier, any letter, postal card, package, bag, or mail, or shall abstract or remove from any such letter, package, bag, or mail, any article or thing contained therein, or shall secrete, embezzle, or destroy any such letter, postal card, package, bag, or mail, or any article or thing contained therein; or whoever shall steal, take, or abstract, or by fraud or deception obtain any letter, postal card, package, bag, or mail, which has been left for collection upon or adjacent to a collection box or other authorized depository of mail matter; or whoever shall buy, receive, or conceal, or aid in buying, receiving, or concealing, or shall unlawfully have in his possession, any letter, postal card, package, bag, or mail, or any article or thing contained therein, which has been so stolen, taken, embezzled, or abstracted, as herein described, knowing the same to have been stolen, taken, embezzled, or abstracted; or whoever shall take any letter, postal card, or package out of any post office or station thereof, or out of any authorized depository for mail matter, or from any letter or mail carrier, or which has been in any post office or station thereof, or other authorized depository, or in the custody of any letter or mail carrier, before it has been delivered to the person to whom it was directed, with a design to obstruct the correspondence, or to pry into the business or secrets of another, or shall open, secrete, embezzle, or destroy the same, shall be fined not more than Eth. \$ 2,000 or imprisoned not more than five years, or both.

107. Whoever, being a postmaster or other person employed in any department of the postal service, shall unlawfully detain, delay, or open any letter, postal card, package, bag, or mail entrusted to him or which shall come into his possession, and which was intended to be conveyed by mail, or carried or delivered by any carrier, messenger, agent, or other person employed in any department of the postal service, or forwarded through or delivered from any post office or station thereof established by authority of Our Minister of Posts or shall secrete, embezzle, or destroy any such letter, postal card, package, bag, or mail; or shall steal, abstract, or remove from any such letter, bag, or mail, any article or thing contained therein, shall be fined not more than Eth. \$ 500, or imprisoned not more than five years, or both.

108. Whoever shall assault any person having lawful charge, control, or custody of any mail matter or of any money or other property of the Imperial Ethiopian Government, with intent to rob, steal or purloin such mail matter, money, or other property of the Imperial Ethiopian Government, or any part thereof, or shall rob any such person of such mail matter, or of any money, or other property of the Imperial Ethiopian Government, or any part thereof, shall, for the first offense, be imprisoned not more than ten years; and if in effecting or attempting to effect such robbery he shall wound the person having custody of such mail, money, or other property of the Imperial Ethiopian Government, or put his life in jeopardy by the use of a dangerous weapon, or for a subsequent offense, shall be imprisoned twenty-five years.



109. Whoever, having taken charge of any mail, shall voluntarily quit or desert the same before he has delivered it into the post office at the termination of the route, or to some known mail carrier, messenger, agent, or other employee of the Postal Service authorized to receive the same, shall be fined not more than Eth.\$ 500, or imprisoned not more than one year, or both.

110. Whoever shall knowingly and wilfully obstruct or retard the passage of the mail, or any carriage, horse, driver, or carrier, or car, aircraft, water-craft, or other conveyance or vessel carrying the same, shall be fined not more than Eth.\$ 1,000, or imprisoned not more than six months, or both.

111. Whoever shall wilfully or maliciously injure or destroy any of the works, property, or material of any telegraph, telephone, or cable line, or system, operated or controlled by the Imperial Ethiopian Government, whether constructed or in process of construction, or shall wilfully or maliciously interfere in any way with the working or use of any such line, or system, or shall wilfully or maliciously obstruct, hinder, or delay the transmission of any communication over any such line, or system, shall be fined not more than Eth.\$ 1,000, or imprisoned not more than three years, or both.

112. Any person who knowingly and wilfully deposits or causes to be deposited for conveyance in the mail or for delivery from any post office or by any letter carrier any letter, paper, writing, print, missive, or document containing any threat to take the life of or to inflict bodily harm upon the Sovereign of the Federation, or who knowingly and wilfully otherwise makes any such threat against the Sovereign of the Federation, shall upon conviction be fined not exceeding Eth.\$ 5,000 or imprisoned not exceeding fifteen years, or both.

113. Whoever shall knowingly deposit or cause to be deposited in any post office or station thereof, or in any authorized depository for mail matter, to be sent or delivered by the Post Office Establishment of the Imperial Ethiopian Government, or shall knowingly cause to be delivered by the post office establishment of the Imperial Ethiopian Government according to the direction thereon, any written or printed letter or other communication, with or without a name or designating mark subscribed thereto, addressed to any other person, and containing any demand or request for ransom or reward for the release of any kidnapped person; or whoever, with intent to extort from any person any money or other thing of value, shall deposit, cause to be deposited, or cause to be delivered, as aforesaid, any letter or other communication containing any threat to kidnap any person of the addressee or of another, shall be fined not more than Eth.\$ 5,000 or imprisoned not more than twenty years, or both.

114. Whoever shall knowingly deposit or cause to be deposited in any post office or station thereof, or in any authorized depository for mail matter, to be sent or delivered by the post office establishment of the Imperial Ethiopian Government, or shall knowingly cause to be delivered by the post office establishment of the Imperial Ethiopian Government according to the direction thereon, any written or printed letter or other communication with or without a name or designating mark subscribed thereto, addressed to any other person containing any threat to kidnap any person or any threat to injure the person of the addressee or of another shall be fined not more than Eth.\$ 1,000, or imprisoned not more than five years, or both.



115. Whoever, with intent to extort from any person any money or other thing of value, shall knowingly deposit or cause to be deposited in any post office or station thereof, or in any authorized depository for mail matter, to be sent or delivered by the post office establishment of the Imperial Ethiopian Government, or shall knowingly cause to be delivered by the post office establishment of the Imperial Ethiopian Government according to the direction thereon, any written or printed letter or other communication, with or without a name or designating mark subscribed thereto, addressed to any other person and containing any threat to injure the property or reputation of the addressee or of another, or the reputation of a deceased person, or any threat to accuse the addressee or any other person of a crime shall be fined not more than Eth.\$ 500, or imprisoned not more than two years or both.

116. Any person violating Articles 112, 113, 114 or 115 may be prosecuted in the federal court nearest to the place in which such letter or other communication is deposited in such post office, station, or authorized depository for mail matter, or in the federal court nearest to the place into which such letter or other communication was carried by the Imperial Ethiopian Government mail for delivery according to the direction thereon: Provided, that any defendant in a charge hereunder, relating to communications originating in Ethiopia, shall, upon motion duly made, be entitled as a matter of right to be tried in the federal court nearest to the place in which the matter mailed or otherwise transmitted was first set in motion.

117. Whoever, having devised or intending to devise any scheme or artifice to defraud, or obtaining money or property by means of false or fraudulent pretenses, representations, or promises, or to sell, dispose of, lend, exchange, alter, give away, distribute, supply, or furnish or procure for unlawful use any counterfeit or spurious coin, bank note, paper money, or any obligation or security of the Imperial Ethiopian Government, or of any part, territory, municipality of Ethiopia, or anything represented to be or intimated or held out to be such counterfeit or spurious article, shall, for the purpose of executing such scheme or artifice or attempting so to do, place, or cause to be placed, any letter, postal card, package, writing, circular, pamphlet, or advertisement, whether addressed to any person residing within or outside Ethiopia, in any post office, or station thereof, or street or other letter box of the Imperial Ethiopian Government, or authorized depository for mail matter, to be sent or delivered by the post office establishment of the Imperial Ethiopian Government, or shall take or receive any such therefrom, whether mailed within or without the Empire of Ethiopia, or shall knowingly cause to be delivered by mail according to the direction thereon, or at the place at which it is directed to be delivered by the person to whom it is addressed, any such letter, postal card, package, writing, circular, pamphlet, or advertisement, shall be fined not more than Eth. \$ 1,000, or imprisoned not more than five years, or both.



## CHAPTER VI. CRIMES AGAINST FEDERAL CUSTOMS AND REVENUES.

118. Whoever shall knowingly and fraudulently cause to be paid over by the Federal Government to the Eritrean Government sums less or greater than those due to the latter by virtue of the provisions of paragraphs 4 and 5 of the Federal Act for the federation of Eritrea with Ethiopia, or who shall knowingly and fraudulently cause to be paid over by the Eritrean Government to the Federal Government sums less or greater than those due to the latter, by virtue of the provisions of paragraph 3 of said Federal Act, shall be guilty of a federal crime and on conviction by a federal court shall be liable to pay a fine not exceeding Eth. \$ 10,000 or to imprisonment for fifteen years or to both such fine and imprisonment.

119. Whoever shall forge, counterfeit, or falsely alter any certificate of entry made or required to be made in pursuance of law by any officer of the customs, or shall use any such forged, counterfeited, or falsely altered certificate, knowing the same to be forged, counterfeited, or falsely altered, shall be fined not more than Eth. \$ 10,000 and imprisoned not more than three years.

120. Whoever shall wilfully conceal or destroy any invoice, book, or paper relating to any merchandise liable to duty, which has been or may be imported into the Empire of Ethiopia from any foreign port or country, after an inspection thereof has been demanded by the collector of any collection district, or shall at any time conceal or destroy any such invoice, book, or paper for the purpose of suppressing any evidence of fraud therein contained, shall be fined not more than Eth. \$ 5,000, or imprisoned not more than two years, or both.

121. Whoever shall forcibly assault, resist, oppose, prevent, impede, or interfere with any officer of the customs or of the internal revenue, or his deputy, or any person assisting him in the execution of his duties or any person authorized to make searches and seizures, in the execution of his duty, or shall rescue, attempt to rescue, or cause to be rescued, any property which has been seized by any person so authorized; or whoever before, at, or after such seizure, in order to prevent the seizure or securing of any goods, wares, or merchandise by any person so authorized, shall stave, break, throw overboard, destroy, or remove the same, shall be fined not more than Eth. \$ 2,000 or imprisoned not more than one year, or both; and whoever shall use any deadly or dangerous weapon in resisting any person authorized to make searches or seizures, in the execution of his duty, with intent to commit a bodily injury upon him or to deter or prevent him from discharging his duty shall be imprisoned not more than ten years.



122. If the master of any vessel shall obstruct or hinder, or shall intentionally cause any obstruction or hindrance to any officer in lawfully going on board such vessel, for the purpose of carrying into effect any of the revenue or navigation laws of the Imperial Ethiopian Government, he shall for every such offense be liable to a penalty of not more than Eth. \$ 2,000 nor less than Eth. \$ 500.

123. Whoever, being engaged in the importation into the Empire of Ethiopia of any goods, wares, or merchandise, or being interested as principal, clerk, or agent in the entry of any goods, wares, or merchandise, shall at any time make, or offer to make, to any officer of the revenue, any gratuity or present of money or other thing of value, shall be fined not more than Eth. \$ 5,000 or imprisoned not more than two years, or both.

124. Whoever, by any means whatever, shall knowingly effect, or aid in effecting, any entry of goods, wares, or merchandise, at less than the true weight or measure thereof, or upon a false classification thereof as to quality or value, or by the payment of less than the amount of duty legally due thereon, shall be fined not more than Eth. \$ 5,000 or imprisoned not more than two years, or both.

125. Whoever shall dispossess or rescue, or attempt to dispossess or rescue any property taken or detained by any officer or other person under the authority of any revenue law of the Imperial Ethiopian Government, or shall aid or assist therein, shall be fined not more than Eth. \$ 300 and imprisoned not more than one year.

126. Any officer connected with, or employed in the revenue service of the Imperial Ethiopian Government, and any assistant of such officer, who shall embezzle or wrongfully convert to his own use any money or other property of the Imperial Ethiopian Government, and any officer of the Imperial Ethiopian Government or any assistant of such officer, who shall embezzle or wrongfully convert to his own use any money or property which may have come into his possession or under his control in the execution of such office or employment, or under colour or claim of authority as such officer or assistant, whether the same shall be the money or property of the Imperial Ethiopian Government or of some other person or party, shall, where the offense is not otherwise punishable by some statute of the Imperial Ethiopian Government, be fined not more than the value of the money and property thus embezzled or converted, or imprisoned not more than ten years, or both.



## CHAPTER VII.

### PROVISIONS FOR THE PROTECTION OF INTERSTATE AND FOREIGN COMMERCE.

127. Our federal courts shall have exclusive jurisdiction and authority to issue all injunctions, decrees, and orders necessary in their opinion to terminate and cause to cease and desist any and all conspiracies and combinations directed against the freedom of trade and circulation of persons or goods within the area of the federation.

128. Our federal courts shall have the power to provide such remedies as they shall deem essential to assure relief, including all forms of equitable remedies and relief to persons injured by a violation of the provisions of the first sentence of paragraph 4 of the Federal Act for the federation of Eritrea with Ethiopia or of the second paragraph of Article 5 of Our Federal Revenue Proclamation No. 126 of 1952.

129. Whoever shall levy or seek to levy any local tax, charge, fee or due on persons or merchandise moving in interstate or foreign commerce, other than the usual customs taxes, fees, and charges, shall be guilty of a federal crime and, upon conviction by a federal court, shall be liable to a fine not exceeding Eth. \$ 500 or to imprisonment not exceeding one year or to both such fine and imprisonment. It shall be no defence to a conviction under this Article that the accused shall have been directed by any local legislative or administrative authority to collect such tax, charge, fee or due. Our federal courts shall have authority to consider any local tax, charge, fee or due on vehicles transporting persons or merchandise in interstate or foreign commerce as a tax, charge, fee or due on the persons, or merchandise themselves, where said courts shall ascertain that such vehicle tax, charge, fee or due is being levied in evasion of the foregoing prohibitions.

130. Whoever shall seek to threaten or intimidate travellers on interstate highways so as to restrict the use of said highways shall be guilty of a federal crime and, upon conviction by our federal courts, shall be liable to a fine not exceeding Eth. \$ 1,000 or to imprisonment not exceeding two years or to both such fine and imprisonment.

131. Any person who shall knowingly transport or cause to be transported, or aid or assist in obtaining transportation for, or in transporting, in interstate or foreign commerce, any woman or girl for the purpose of prostitution or debauchery, or for any other immoral purpose, or with the intent and purpose to induce, entice, or compel such woman or girl to become a prostitute or to give herself up to debauchery, or to engage in any other immoral practice; or who shall knowingly procure or obtain, or cause to be procured or obtained, or aid or assist in procuring or obtaining, any ticket or tickets, or any form of transportation or evidence of the right thereto, to be used by any woman or girl in interstate or foreign commerce,



nerve, in going to any place for the purpose of prostitution or debauchery, or for any other immoral purpose, or with the intent or purpose on the part of such person to induce, entice, or compel her to give herself up to the practice of prostitution, or to give herself up to debauchery, or any other immoral practice, whereby any such woman or girl shall be transported in interstate or foreign commerce, shall be deemed guilty of a felony, and upon conviction thereof shall be punished by a fine not exceeding Eth. \$ 5,000, or by imprisonment of not more than five years, or by both such fine and imprisonment, in the discretion of the court.

132. Any person who shall knowingly persuade, induce, entice, or coerce, or cause to be persuaded, induced, enticed, or coerced, or aid or assist in persuading, inducing, enticing, or coercing any woman or girl to go from one place to another in interstate or foreign commerce, for the purpose of prostitution or debauchery, or for any other immoral purpose, or with the intent and purpose on the part of such person that such woman or girl shall engage in the practice of prostitution or debauchery, or any other immoral practice, whether with or without her consent, and who shall thereby knowingly cause or aid or assist in causing such woman or girl to go and to be carried or transported as a passenger upon the line or route of any common carrier or carriers in interstate or foreign commerce, shall be deemed guilty of a felony and on conviction thereof shall be punished by a fine of not more than Eth. \$ 5,000, or by imprisonment for a term not exceeding five years, or by both such fine and imprisonment, in the discretion of the court.

133. Any person who shall knowingly persuade, induce, entice, or coerce any woman or girl under the age of eighteen years from Eritrea to any other part of Ethiopia or vice versa with the purpose and intent to induce or coerce her, or that she shall be induced or coerced to engage in prostitution or debauchery, or any other immoral practice, and shall in furtherance of such purpose knowingly induce or cause her to go and to be carried or transported as a passenger in interstate commerce upon the line or route of any common carrier or carriers, shall be deemed guilty of a felony, and on conviction



tion thereof shall be punished by a fine of not more than Eth. \$ 10,000, or by imprisonment for a term not exceeding ten years, or by both such fine and imprisonment, in the discretion of the court.

134. Any violation of any of Articles 131, 132 and 133 of this Proclamation shall be prosecuted in the federal court nearest to the place in which said violation was committed, or from, through, or into which any such woman or girl may have been carried or transported as a passenger in interstate or foreign commerce, contrary to the provisions of any of said articles.

135. Whoever shall transport or cause to be transported in interstate or foreign commerce a motor vehicle or aircraft knowing the same to have been stolen, shall be punished by a fine of not more than Eth. \$ 5,000, or by imprisonment of not more than five years, or both. Whoever shall receive, conceal, store, barter, sell, or dispose of any motor vehicle or aircraft moving as, or which is a part of, or which constitutes interstate or foreign commerce, knowing the same to have been stolen, shall be punished by a fine of not more than Eth. \$ 5,000, or by imprisonment of not more than five years, or both. Any person violating this Article may be punished by a federal court in any part of the Empire of Ethiopia in or through which such motor vehicle or aircraft has been transported or removed by such offender.

136. Whoever shall transport or cause to be transported in interstate or foreign commerce any goods, wares, or merchandise, securities, or money, of the value of Eth. \$ 5,000 or more theretofore stolen, feloniously converted, or taken feloniously by fraud or with intent to steal or purloin, knowing the same to have been so stolen, feloniously converted, or taken, or whoever with unlawful or fraudulent intent shall transport or cause to be transported in interstate or foreign commerce any falsely made, forged, altered, or counterfeited securities, knowing the same to have been falsely made, forged, altered, or counterfeited, or whoever with unlawful or fraudulent intent shall transport, or cause to be transported in interstate or foreign commerce, any bed piece, bed plate, roll, plate, die, seal, stone, type, or other tool, implement, or thing used or fitted to be used in falsely making, forging, altering, or counterfeiting any security, or any part thereof, shall be punished



by a fine of not more than Eth. \$ 10,000 or by imprisonment for not more than ten years, or both.

137. Whoever shall receive, conceal, store, barter, sell, or dispose of any goods, wares, or merchandise, securities, or money of the value of Eth. \$ 5,000 or more, or whoever shall pledge or accept as security for a loan any goods, wares, or merchandise, or securities, of the value of Eth. \$ 500 or more, moving as, or which are a part of, or which constitute interstate or foreign commerce, knowing the same to have been stolen, unlawfully converted, or taken, or whoever shall receive, conceal, store, barter, sell, or dispose of any falsely made, forged, altered, or counterfeited securities, or whoever shall pledge or accept as security for a loan any falsely made, forged, altered, or counterfeited securities, moving as, or which are a part of, or which constitute interstate or foreign commerce, knowing the same to have been so falsely made, forged, altered, or counterfeited, or whoever shall receive in interstate or foreign commerce, or conceal, store, barter, sell or dispose of, any bed piece, bed plate, roll, plate, die, seal, stone, type, or other tool, implement, or thing used or intended to be used in falsely making, forging, altering, or counterfeiting any security, or any part thereof, moving as, or which is a part of, or which constitutes interstate or foreign commerce, knowing that the same is fitted to be used, in falsely making, forging, altering, or counterfeiting any security, or any part thereof, shall be punished by a fine of not more than Eth. \$ 10,000 or by imprisonment for not more than ten years, or both.

138. Any person violating Articles 135, 136 or 137 of this Proclamation may be tried in the federal court nearest to any locality from, into, or through which such goods, wares, or merchandise, or such securities, or money or such falsely made, forged, altered, or counterfeited securities have been transported or removed.

139. If two or more persons enter into an agreement, confederation, or conspiracy to violate any provision of Articles 135, 136 or 137 of this Proclamation and do any overt act toward carrying out such unlawful agreement, confederation, or conspiracy, such person or persons shall be punished in like manner as hereinbefore provided by Articles 135, 136 or 137 of this Proclamation.

140. Whoever shall knowingly transport or cause to be transported, or aid or abet in transporting, in interstate or foreign commerce, any person who shall have been unlawfully seized, confined, inveigled, decoyed, kidnapped, abducted, or carried away by any means whatsoever and held for ransom



or reward or otherwise, except, in the case of a minor, by a parent thereof, shall, upon conviction, be punished:

- (1) by death provided that the sentence of death shall not be imposed by the court if, prior to its imposition, the kidnapped person has been liberated unharmed, or
- (2) if the penalty shall not apply nor be imposed the convicted person shall be punished by imprisonment in the penitentiary for such term of years as the court in its discretion shall determine:

Provided that the failure to release such person within seven days after he shall have been unlawfully seized, confined, inveigled, decoyed, kidnapped, abducted, or carried away shall create a presumption that such person has been transported in interstate or foreign commerce, but such presumption shall not be conclusive.

141. If two or more persons enter into an agreement, confederation, or conspiracy to violate the provisions of the preceding Article, and do any overt act toward carrying out such unlawful agreement, confederation, or conspiracy, such person or persons shall be punished in like manner as provided for by said Article.

142. Whoever receives, possesses, or disposes of any money or other property, or any portion thereof, which has at any time been delivered as ransom or reward in connection with a violation of Article 140 of this Proclamation, knowing the same to be money or property which has been at any time delivered as such ransom or reward, shall be punished by a fine of not more than Eth. \$ 10,000 or imprisonment in the penitentiary for not more than ten years, or both.

143. (a) Whoever shall—

- (1) unlawfully break the seal or lock of or enter any railroad car, vessel, aircraft, motortruck, wagon, or other vehicle containing interstate or foreign shipments of freight or express, with intent to commit larceny therein; or
- (2) embezzle, steal, or unlawfully take, carry away, or conceal or by fraud or deception obtain from any:
  - (i) railroad car, motortruck, wagon, or other vehicle.
  - (ii) station house, platform, depot, or terminal,
  - (iii) steamboat, vessel, or wharf,
  - (iv) aircraft, airport, aircraft terminal or air navigation facility,



any goods or property moving as or which are a part of or which constitute an interstate or foreign shipment of freight or express, with intent to convert such goods or property to his own use, or shall buy, receive, or have in his possession any such goods or property, knowing the same to have been embezzled or stolen; or

(3) embezzle, steal, or unlawfully take, carry away, or by fraud or deception obtain any baggage which shall have come into the possession of any carrier for transportation in interstate or foreign commerce, or shall break into, steal, take, carry away, or conceal any of the contents thereof, with intent to convert the same or any part thereof to his own use, or shall buy, receive, or have in his possession any such baggage or any article therefrom, of whatever nature, knowing the same to have been embezzled or stolen; or

(4) embezzle, steal, or unlawfully take by any fraudulent device, scheme, or game, from any railroad car, motortruck, steamboat, vessel, aircraft, or other vehicle operated by any carrier, or from any passenger or employee thereon, when such railroad car, or the train of which it is a part, motortruck, steamboat, vessel, aircraft, or other vehicle is moving in interstate or foreign commerce, any money, baggage, goods, or property, with intent to convert the same or any part thereof to his own use, or shall buy, receive, or have in his possession any such money, baggage, goods, or property, knowing the same to have been embezzled or stolen; or

(5) being an employee of any carrier riding in, on or upon any railroad car, motortruck, steamboat, vessel, aircraft, or other vehicle of such carrier transporting passengers or property in interstate or foreign commerce and having in his custody funds arising out of or accruing from such transportation, embezzle or unlawfully convert to his own use any such funds; shall in each case be fined not more than Eth.\$ 5,000 or imprisoned not more than ten years, or both.

(b) The carrying or transporting of any such money, freight, express, baggage, goods, or property from Eritrea to any other part of Ethiopia or vice versa, knowing the same to have been embezzled or stolen, shall constitute a separate



offense and subject the offender to the penalties prescribed in sub-article (a) of this Article.

(c) Prosecutions under this Article may be instituted in the federal court nearest to the place in which the crime shall have been committed, or in which the offender may have taken, removed, brought or been in possession of said money, freight, express, baggage, goods, or property.

144. Every president, director, officer, or manager of any firm, association, or corporation engaged in commerce as a common carrier, who embezzles, steals, abstracts, or wilfully misapplies, or wilfully permits to be misapplied, any of the moneys, funds, credits, securities, property, or assets of such firm, association, or corporation arising or accruing from, or used in, such commerce, in whole or in part, or wilfully or knowingly converts the same to his own use or to the use of another, shall be deemed guilty of a felony and upon conviction shall be fined not less than Eth. \$ 500, or confined in the penitentiary not less than one year nor more than ten years, or both, in the discretion of the court. Prosecutions hereunder may be in the federal court nearest to the place where the offence may have been committed.

145. The term "foreign commerce" shall, for the purposes of the present Proclamation, include commerce with, or transportation or transfer whether of possession or of title of, any valuable thing including merchandise, moneys in any form, exchange orders, drafts, cheques or any other means of transferring moneys, dividends, whether in form of moneys, exchange orders, drafts, cheques, stock, privileges or voting rights as well as services, to or from any country, territory or region outside the customs boundaries of Our federated Empire as defined in Article 5 of Our Federal Revenue Proclamation No. 126 of 1952. The term "interstate commerce" shall, for the purposes of the present Proclamation, include commerce with or transportation or transfer, whether of possession or of title, of any valuable thing including merchandise, moneys in any form, exchange, orders, drafts, cheques or other means of transferring moneys, dividends, whether in the form of moneys, exchange orders, drafts, or cheques, stock, privileges, or voting rights, as well as services from Eritrea to any other part of Our Empire or vice versa.



146. No enterprise, whether Ethiopian, Eritrean, foreign or otherwise, in which a foreign government has an interest whether legal or equitable, or voting or other directorial or administrative rights, whether such interest or rights be held or exercised directly by such government or indirectly through an agent or agents, individual or individuals, corporation or corporations, association or associations, or "holding" trust or trusts, or corporation or corporations, shall engage, anywhere within Our federated Empire, in foreign or interstate commerce except with the written authorization of Our Minister of Commerce and Industry. Concession contracts or agreements, previously granted by the Imperial Ethiopian Government and still in force, shall, insofar as coming within the scope of the provisions of the present Article, be held to constitute such authorization.

147. No enterprise whether Ethiopian, Eritrean, foreign, or otherwise, may engage wholly or in part anywhere within Our federated Empire in foreign commerce except with an annual written license issued by Our Minister of Commerce and Industry in accordance with the provisions of Article 148 of the present Proclamation which licence may be refused in the event that Our Minister of Commerce and Industry shall find that:

- (a) the enterprise or agents thereof shall have fraudulently concealed, or altered data to be supplied annually in conformity with or shall have refused otherwise to comply with the provisions of Article 148 of the present Proclamation, or violated any federal law, or
- (b) a foreign government has in fact, a legal or equitable interest or voting or other directorial or administrative rights in such enterprise whether such interest or rights be held or exercised directly by such government or indirectly through an agent or agents, an individual or individuals, a corporation or corporations, an association or associations or a holding trust or trusts, corporation or corporations.

148. Every enterprise including corporation, partnership or association, engaged wholly or in part in foreign commerce shall register annually with Our Minister of Commerce and Industry in accordance with regulations to be issued by Our Minister of Commerce and Industry for the purpose of obtaining a full disclosure of the locality and nature of the principal place of business of the said enterprise, of the countries abroad with which such foreign commerce is conducted and the extent, if any, to which foreign governments possess an interest, legal, equitable or otherwise, including voting or other directorial



or administrative rights in the said enterprise, or in any of its properties or holdings. Said regulations shall provide for protection for registrant against the revealing to business competitors of any of the information supplied by him.

149. Every enterprise engaged in whole or in part in foreign commerce and every agent or person acting on behalf of any such enterprise who shall fail or refuse to comply with the provisions of Articles 146, 147 or 148 of the present Proclamation or who shall withhold information required by the provisions of Article 148 of the present Proclamation or knowingly submit false information in any registration proceeding effected under said provisions shall be guilty of a federal crime and liable upon conviction by a federal court to a fine not exceeding Eth. \$ 500 or to imprisonment for one year in the case of individuals and, in the case of corporations or associations, to a fine not exceeding Eth. \$ 10,000. In the case of partnerships, the penalties may be imposed individually on each partner found guilty by Our federal courts. The fact that an enterprise shall have been convicted shall not exclude conviction of any agent or person acting on behalf of said enterprise, and vice versa.

150. (a) Whoever shall transmit in interstate commerce by any means whatsoever, any communication containing an demand or request for a ransom or reward for the release of any kidnapped person; or whoever, with intent to extort from any person, firm, association, or corporation, any money or other thing of value, shall transmit, as aforesaid, any communication containing any threat to kidnap any person or any threat to injure the person of another shall be fined not more than Eth. \$ 5,000 or imprisoned not more than twenty years, or both.

(b) Whoever shall transmit in interstate commerce by any means whatsoever any communication containing any threat to kidnap any person or any threat to injure the person of another shall be fined not more than Eth. \$ 1,000 or imprisoned not more than five years, or both.

(c) Whoever, with intent to extort from any person, firm, association, or corporation, any money or other thing of value, shall transmit in interstate commerce by any means whatsoever any communication containing any threat to injure the property or reputation of the addressee or of another or the reputation of a deceased person or any threat to accuse the addressee or any other person of a crime shall be fined



not more than Eth. \$ 500 or imprisoned not more than two years, or both.

(d) Any person violating any provision of this Article may be prosecuted in the federal court nearest to the locality from or into which such threat is transmitted as aforesaid: Provided that any defendant in an accusation hereunder, relating to communications originating in Ethiopia shall, upon motion duly made, be entitled as a matter of right to be tried in the federal court nearest to the place in which the matter mailed or otherwise transmitted was set first in motion.

151. It shall be unlawful for any person to move or travel in interstate or foreign commerce from any part, territory, or possession of Ethiopia with intent either

- (a) to avoid prosecution, or custody or confinement after conviction for murder, kidnapping, burglary, robbery, mayhem, rape, assault with a dangerous weapon, or extortion accompanied by threats of violence, or for attempt to commit any of the foregoing, under the laws of the place from which he flees; or
- (b) to avoid giving testimony in any criminal proceedings in such place in which the commission of a felony is charged.

Any person who violates any provision of this Article shall, upon conviction thereof, be punished by a fine of not more than Eth.\$ 5,000 or by imprisonment for not longer than five years, or by both such fine and imprisonment. Violations of this Article may be prosecuted only in the federal court nearest to the place in which the original crime was alleged to have been committed or in which the person was held in custody or confinement.

152. Whoever shall knowingly and unlawfully break, open, or destroy any gate, fence, hedge, or wall enclosing any lands of the Imperial Ethiopian Government which, in pursuance of any law, have been reserved or purchased by the Imperial Ethiopian Government for any use of civil or military airports, for defence or for interstate commerce, or whoever shall drive any cattle, horses, hogs, or other livestock upon such lands for the purpose of destroying the grass or trees on said lands, or where they may destroy the said grass or trees, or whoever shall knowingly permit his cattle, horses, hogs, or other livestock, to enter through any such enclosure upon any such lands of the Imperial Ethiopian Government,



or whoever without the permission of, or in violation of the regulations established by, Our airport authorities shall pass through any barrier or gate or otherwise effect entry to or on any airport serving the national defence or interstate or foreign commerce or communications or air travel or transportation shall in any of the situations and circumstances set out in this Article, be guilty of a federal offence and, upon conviction, liable to a fine not exceeding Eth. \$ 500, or imprisonment for six months or to both such fine and imprisonment.

*Given at Addis Ababa, this 25th day of September, 1933.*

**TSAHAFFE TEZAZ WELDE GUIORGUIS**

*Minister of the Pen.*