



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



汶莱皇家警察部队

汶莱法制讲座会

日期：二零一八年二月三日



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



UPA

PPDB

公共关系组



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



扫黄反赌组

刑事调查部



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



妇女及儿童虐待调查组

重案组  
刑事调查部



- 犯罪的定义
- 汶莱刑事犯罪和法律





- 达到法定的责任年龄、具有责任能力的人实施的违背法律规定、有过错的、对社会有危险性或有害的行为为违法行为。
- 危害社会、违反刑事法律，应受处罚的行为则为犯罪行为。

犯罪的定义？





# 犯罪的原因

- 经济环境因素
- 文化，精神环境因素
- 人际交往因素
- 个人不良行为
- 其他因素





# 刑事诉讼法第22章

## **Punishment of offences committed within Brunei Darussalam.**

2. Every person shall be liable to punishment under this Code, and not otherwise, for every act or omission contrary to the provisions thereof of which he shall be guilty within Brunei Darussalam.

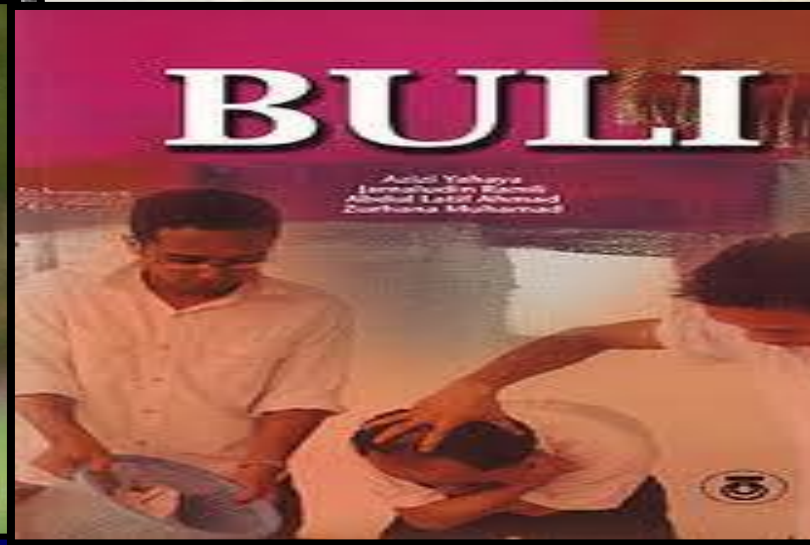
## **Punishment of offences committed beyond, but which by law, may be tried within Brunei Darussalam.**

3. Any person liable to be tried for an offence committed beyond the limits of Brunei Darussalam shall be dealt with according to the provisions of this Code for any act committed beyond Brunei Darussalam in the same manner as if such act had been committed within Brunei Darussalam.





# PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队







PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第379条

# 偷窃

处三年以下有期徒刑  
或罚金，或两者皆有





PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第380 条

# 建筑物偷窃

处7年以下有期徒刑并加罚金

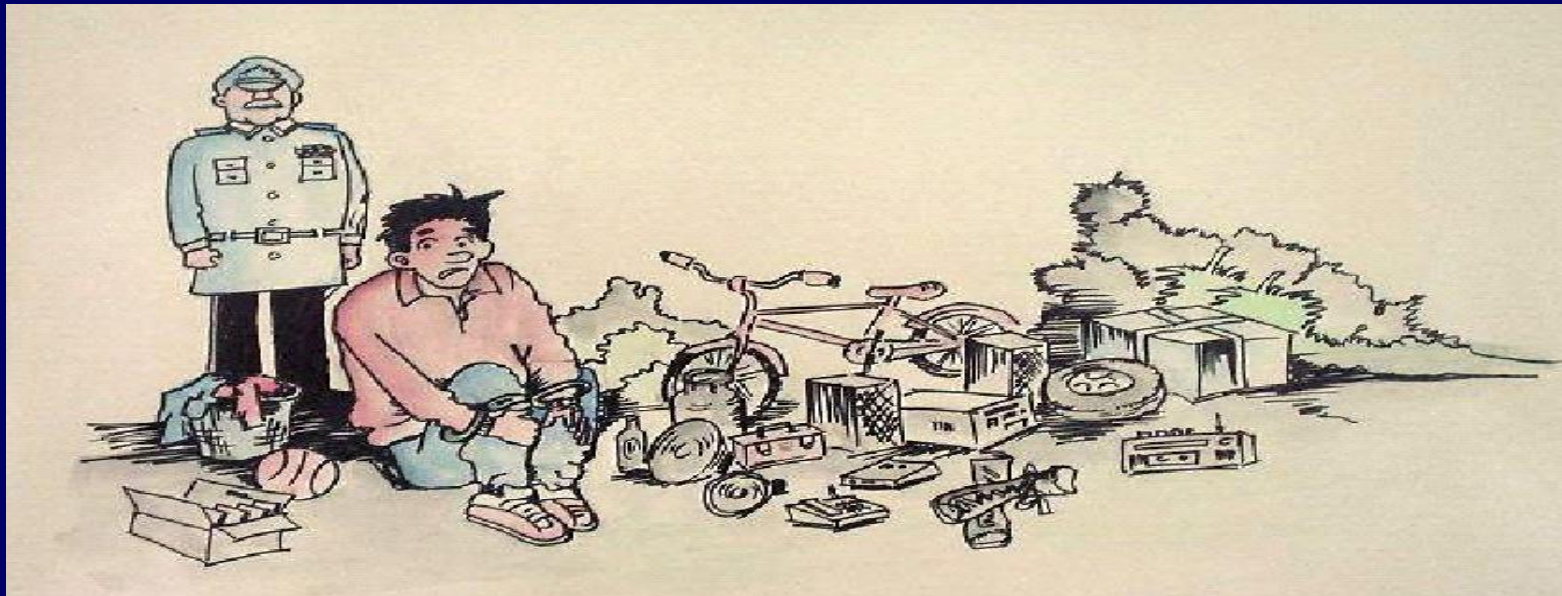




第411 条

# 接受赃物

处三年以下有期徒刑，  
或有罚金，或两者皆有







第323 条

蓄意伤害

处三年以下有期徒刑并加罚金





PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第325 条

蓄意造成严重伤害

处十年以下有期徒刑并加鞭打





PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第326条

以危险武器造成严重伤害

处十五年以下有期徒刑并加鞭打







PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第159 条

# 打群架

处三年以下有期徒刑并加罚金







PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队

第426条

恶作剧损坏（汶币25元以下）

处两年以下有期徒刑并加鞭打





第427条

恶作剧损害（汶币25元以上）

处五年以下有期徒刑并加鞭打两次以上





PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第384条

勒索

处2年以上7年以下有期徒刑并加鞭打







PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

第143条

# 非法集会

处1年以下有期徒刑并加罚金





第309 条

# 试图自杀

处1年以下有期徒刑，  
或有罚金，或两者皆有









PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

公共责任法第29 (1) 条148项

# 持有致命武器

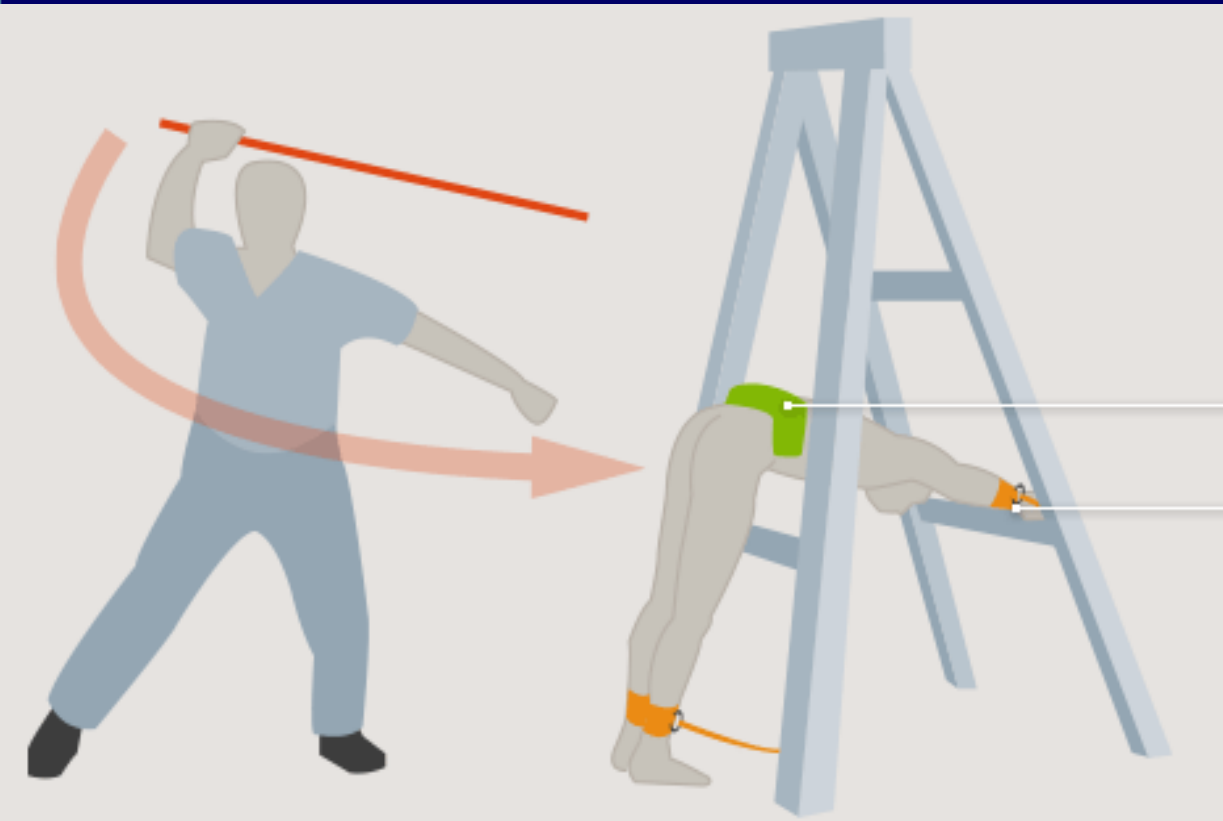
处1年以上10年以下有期徒刑并加鞭打3次以下







- 鞭打





PASUKAN POLIS DIRAJA BRUNEI

汶萊皇家警察部队



扫黄反赌组

刑事调查部





PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



一般案件调查:

- 赌博/彩票
- 卖淫/嫖妓



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队

刑事诉讼法第28章  
第 6 (1) 条

非法聚赌

处6个月有期徒刑并加  
汶币10,000元罚金







PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队

刑事诉讼法第28章  
第 4 (a) / (b) 条

聚赌场屋主  
处一年有期徒刑并加  
汶币20,000元罚金





刑事诉讼法第28章

第 5 条

非法拥有彩票

处一年有期徒刑并加

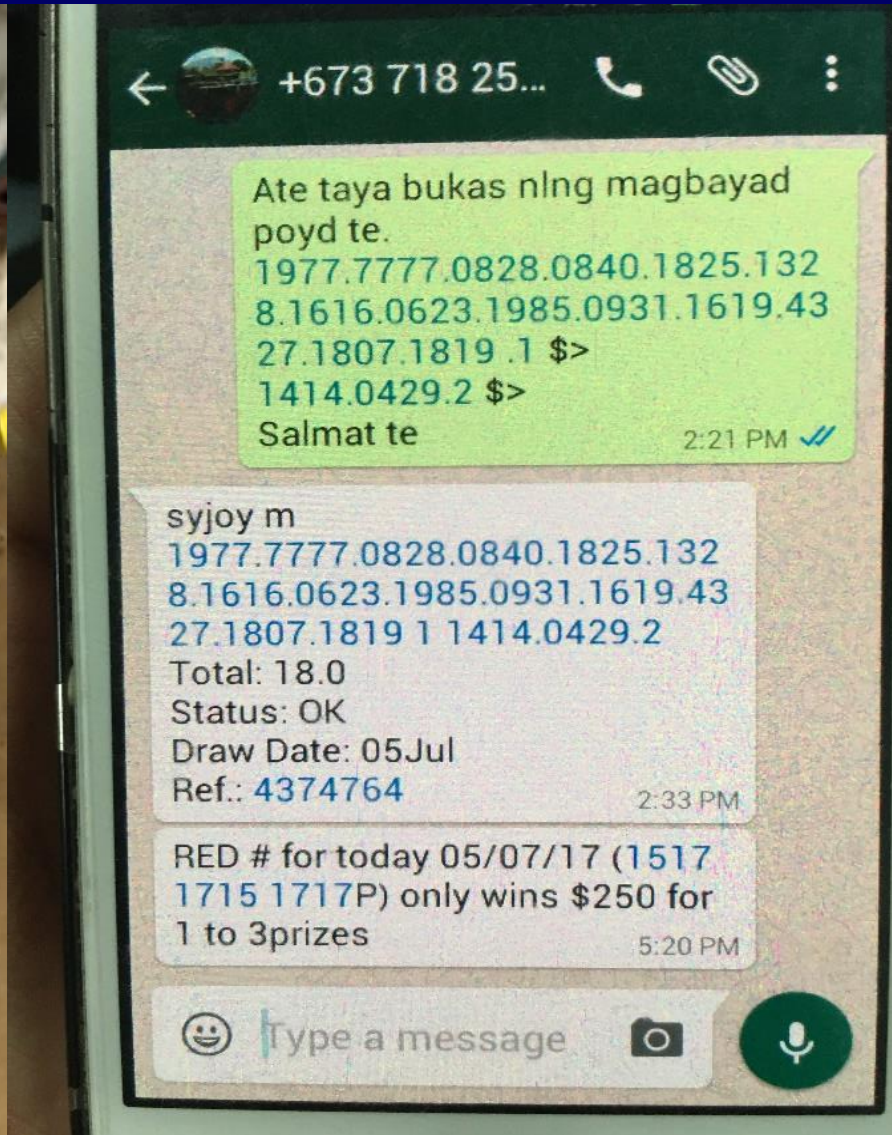
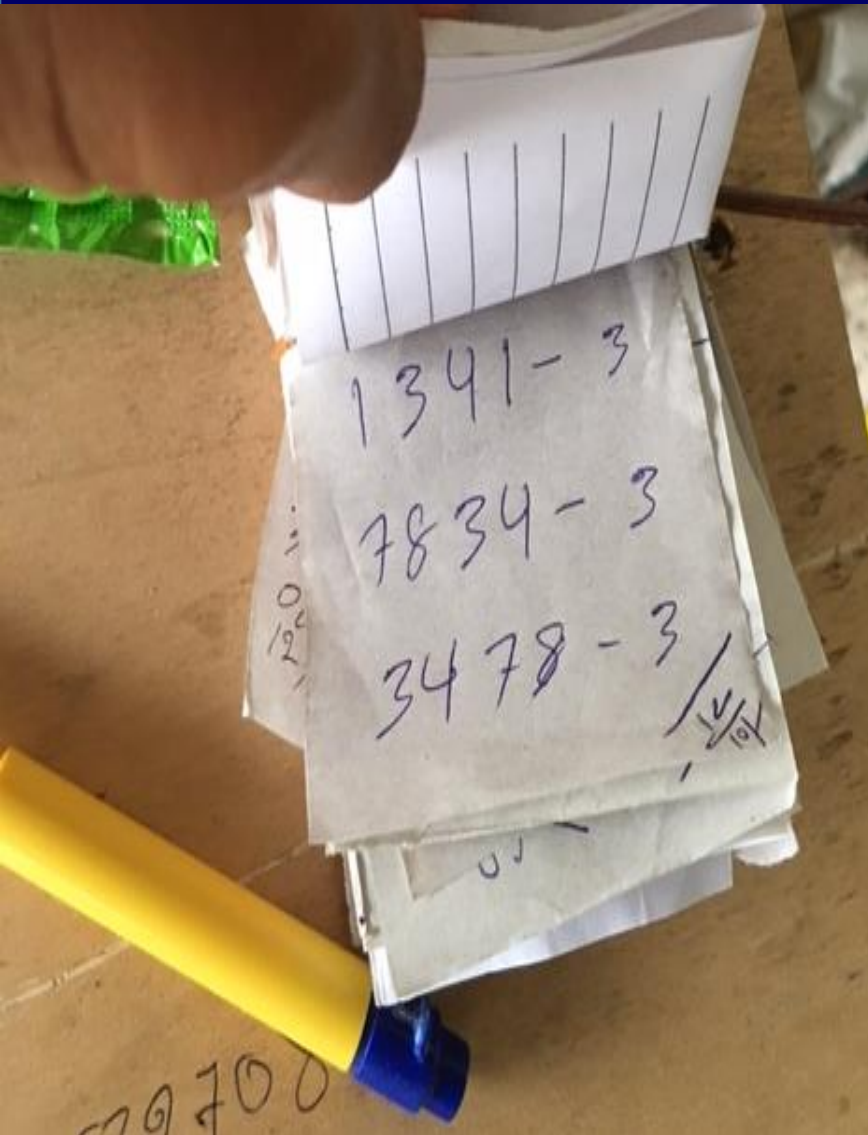
汶币20,000元罚金





PASUKAN POLIS DIRAJA BRUNEI

汶萊皇家警察部队







## ■ 卖淫/嫖妓

online



+6

Today

Hello. 😊 Honey. I come from [REDACTED]  
Brunei 🇧🇷. I have a lot of young and  
beautiful girls. I offer sexual  
services., you need a girl to make  
love? Contact me.

18:29



Lazy 2



How many? 17:38 ✓







刑事诉讼法第28章  
第 294A 条

卖淫

处1年以下有期徒刑，  
并罚汶币500元以上，  
汶币5,000元以下

LAWS OF BRUNEI

*Penal Code*

CAP. 22 125

(a) engages in, offers or agrees to engage in sexual services with another person for consideration; or

(b) loiters or solicits in any place for the purpose of prostitution or for any other immoral purpose,

shall be punished with imprisonment for a term not exceeding one year and fine of not less than \$500 and not more than \$5,000, and in the case of a second or subsequent conviction, imprisonment for a term not exceeding 3 years and with a fine of not less than \$1,000 and not more than \$10,000.



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队

刑事诉讼法第28章  
第 294B 条

嫖妓

处1年以下有期徒刑，  
并罚汶币1,000元以上  
汶币5,000元以下

**Paying for sexual services** [S 26/2012]

**294B.** Whoever —

(a) intentionally obtains for himself the sexual services of another person; and

(b) before obtaining those services, he has made or promised payment for those services to A or a third person, or knows that another person has made or promised such a payment,

shall be punished with imprisonment for a term not exceeding one year and fine of not less than \$1,000 and not more than \$5,000, and in the case of a second or subsequent conviction, imprisonment for a term not exceeding 3 years and with a fine of not less than \$2,000 and not more than \$10,000.

(2) In this section, “payment” means any financial advantage, including the discharge of an obligation to pay or the provision of goods or services (including sexual services) gratuitously or at a discount.



# 卖淫‘中介’

## 处5年以下有期徒刑， 并罚汶币20,000元

### 3. (1) Any person who —

Selling or hiring for purpose of prostitution

(a) sells, lets to hire or otherwise disposes of or buys or hires or otherwise obtains possession of any woman or girl with intent that such woman or girl shall be employed or used for the purpose of prostitution either within or without Brunei, or knowing or having reason to believe that such woman or girl will be so employed or used; or

Male offenders may be whipped

(2) Any male person who is convicted under subsection (1) (a), (b), (c), (d), (e), (f) or (g) may, at the discretion of the Court and in addition to any other punishment which may be awarded in respect of such offence, be sentenced to be whipped.

### 5. (1) Any person who —

Living on or trading in prostitution

(a) knowingly lives wholly or in part on the earnings of prostitution of any other person; or

(b) in any public place persistently solicit or importunes on behalf of a woman or girl, for immoral purposes,

shall be liable to imprisonment of either description for 5 years and to a fine of \$20,000.





PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队

执照条例第 6条第127章

女性为男性按摩服务

处罚金汶币10,000元





消费法

第 146 (1) (d) 条

持有未交税未申报的香烟/酒

初犯者处罚金不小于6倍的消费税，  
再犯者处2年以下有期徒刑





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PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



扫黄反赌组  
‘突袭行动’



# PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队







## Borneo Bulletin

THE INDEPENDENT NEWSPAPER IN BRUNEI DARUSSALAM, SABAH AND SARAWAK

Home National SE Asia World Business Technology Lifestyle Entertainment

National

### Four arrested in gambling den crackdown

August 14, 2017

| James Kon |

TWO foreigners and two locals suspected to be involved in 4D lottery gambling were detained by the Gambling Suppression and Anti-Vice Unit from the Criminal Investigation Department of the Royal Brunei Police Force during a raid recently.

The suspects were nabbed in two different locations in Bandar Seri Begawan. Police also seized items used to conduct the illegal gambling activity.

The case is under investigation under section 4 of the Common Gambling Houses Act, Chapter 28.



Police personnel under the Criminal Investigation Department at the location of the illegal gambling activity . - ROYAL BRUNEI POLICE FORCE

## Borneo Bulletin

THE INDEPENDENT NEWSPAPER IN BRUNEI DARUSSALAM, SABAH AND SARAWAK

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National

### Police bust gambling activity

July 27, 2017

| Azlan Othman |

ACTING on information on Sap Sam Chong gambling activity, the Gambling Suppression and Anti-Vice Unit from the Criminal Investigation Department of the Royal Brunei Police Force on Tuesday conducted a raid and seized the equipment, while arresting 12 locals and permanent residents as well as foreigners involved in the gambling activities.

The case is being investigated under Section 6 (1) of the Common Gambling Houses Act, Chapter 28 where any person who plays in a common gaming house shall be guilty of an offence where the penalty is a fine of \$10,000 and imprisonment for six months.



Suspects caught by the police for playing Sap Sam Chong





PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队

# Borneo Bulletin

THE INDEPENDENT NEWSPAPER IN BRUNEI DARUSSALAM, SABAH AND SARAWAK

[Home](#) [National](#) [SE Asia](#) [World](#) [Business](#) [Technology](#) [Lifestyle](#) [Entertainment](#)

National

Bor

## 11 arrested in gambling den crackdown

May 18, 2017

| James Kon |

ELEVEN locals including government servants were detained on Tuesday evening by the Royal Brunei Police Force during a raid of a house suspected to be a gambling den at Jalan Maulana, Kuala Belait.

The raid was conducted by the Criminal Investigation Department of Royal Brunei Police Force after a public tip-off.

Numerous items used in ketam-ketam gambling and cash were seized. All the detainees are being investigated under Chapter 28 of the Common Gaming House Act.





**PASUKAN POLIS DIRAJA BRUNEI**

**汶莱皇家警察部队**







PASUKAN POLIS DIRAJA BRUNEI

汶萊皇家警察部队

# Borneo Bulletin

THE INDEPENDENT NEWSPAPER IN BRUNEI DARUSSALAM, SABAH AND SARAWAK

Home National SE Asia World Business Technology Lifestyle Entertainment

National

## Four foreigners, one local held over illegal lottery op

July 7, 2017

Hakim Hayat |

THE Criminal Investigation Department (CID) of the Royal Brunei Police Force (RBPF) recently busted an illegal SMS and WhatsApp 4D lottery operation in separate locations at Kampong Lunut and Jalan Tutong.

Four foreigners and a local man suspected of involvement in lottery activities were arrested, and all devices used in the operations were confiscated.

All suspects are currently being investigated under Section 4 on offences involving lottery operations under the Common Gaming House Act, Chapter 28.







## Borneo Bulletin

THE INDEPENDENT NEWSPAPER IN BRUNEI DARUSSALAM, SABAH AND SARAWAK

Home National SE Asia World Business Technology Lifestyle Entertainment

National

### Two arrested in prostitution bust

September 22, 2017

Azlan Othman

PERSONNEL of the Gambling Suppression and Anti-Vice Unit of the Criminal Investigation Department (CID), Royal Brunei Police Force (RBPF), arrested two individuals following a raid on a rented room at a commercial building in Jalan Gadong at 4.53pm on September 20.

The suspects, a Filipino woman and a man, were rounded up after personnel acted on a public tip-off regarding prostitution activities at the premises. The duo and evidence collected were brought back to the unit for further investigation.

The case is being investigated under Section 294A of the Criminal Procedure Code of Chapter 22.




The Filipino woman and man in the rented room in Jalan Gadong. - AZLAN OTHMAN

SHARE Facebook Twitter G+ P

## NATIONAL

Home > National

### Crime Case



December 29th, 2017 | 08:33 AM | 357 views  
BANDAR SERI BEGAWAN

Two women of foreign nationality have been arrested by the Anti-Vice and Gambling Suppression Unit, Crime Investigation Department of the Royal Brunei Police Force at a hotel in the capital for the offence of soliciting.

The arrest was made at around 4 yesterday afternoon. The two women were detained and the evidence confiscated pending further investigations. The case is being investigated under Section 294A of the Section 294A, Chapter 22 of the Criminal Penal Code.



# PASUKAN POLIS DIRAJA BRUNEI

# 汶莱皇家警察部队

## Borneo Bulletin

THE INDEPENDENT NEWSPAPER IN BRUNEI DARUSSALAM, SABAH AND SARAWAK

Home National SE Asia World Business Technology Lifestyle Entertainment

National

### Local woman detained for prostitution

August 3, 2017

FOLLOWING information gathered on unlawful soliciting activities, personnel from the Anti-Vice and Gambling Suppression Unit raided a rest house at Kg Jaya Setia, Jalan Berakas on August 1 at 11.57pm.

The raid was conducted following a letter authorised by the Community Development Department (JAPEM), Ministry of Culture, Youth and Sports.

A 25-year-old local woman believed to be involved in prostitution was detained.

The woman, along with proof of evidence and seized items, were brought to the Anti-Vice and Gambling Suppression Unit for further investigations.

Under the Criminal Penal Code Act Chapter 294A, if found guilty for the first offence, a sentence of not less than \$500 and not exceeding \$5,000 with imprisonment up to one year will be imposed. For the second and consecutive offence, the perpetrator will be imposed a fine of not less than \$1,000 and not exceeding \$10,000 with imprisonment up to three years.



Local woman detained during the raid at a rest house in Kg Jaya Setia. - RBPF







# ■ 妨碍警方履行职责







- 刑事诉讼法第22章第332条  
使用暴力妨碍警方履行职责  
处5年以下有期徒刑并加鞭打。
- 刑事诉讼法第22章第353条  
妨碍警方履行职责  
处5年以下有期徒刑并加罚金。



PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



妇女及儿童虐待调查组

重案组  
刑事调查部



## ■ 法律保护

妇女及儿童

## ■ 严厉惩罚

对妇女及儿童犯罪







# 主要任务

针对妇女和儿童暴力案件的调查:

- 性侵犯
- 虐待儿童
- 不受控制的儿童及青少年





# 性侵犯

- 强奸
- 非自然的罪行
- 用言语，姿态或行为侮辱女人
- 用暴力侮辱女人



# ■ 强奸

是指违背妇女意志，使用暴力、胁迫或者其他手段，强行与妇女发生性交的行为。





## 刑事诉讼法第22章第379条

- 以暴力、胁迫或者其他手段强奸妇女  
处三十年以下有期徒刑加鞭打
- 奸淫不满十四岁的幼女，以强奸论，从重处罚  
处八年以上三十年以下有期徒刑及十二鞭以上



- 非自然的罪行（鸡奸，兽奸，尸奸）  
处三十年以下有期徒刑加鞭打
- 用言语，姿态或行为侮辱女人  
处三年以下有期徒刑加罚金
- 用暴力侮辱女人  
处五年以下有期徒刑加鞭打



- 出售，出租，分发，  
展示或流通色情物品
- 与18岁以下的  
商业性行为
- 偷窥







## 注意

- 从你信任的人那里获得帮助
- 报警
  - 热线 993
  - 最近的警局
- 不要成为‘无声’证人





PASUKAN POLIS DIRAJA BRUNEI 汶莱皇家警察部队



依汶莱法律规定，  
在汶莱触犯刑法被判  
罪的外国人，将被  
驱逐出境。



# 忠告

- 汶莱是一个法制国家, 请遵守汶莱法律。
- 请远离任何形式的犯罪(无论大或小)。
- 请与汶莱皇家警察部队合作, 提供任何犯罪活动的完整信息。





PASUKAN POLIS DIRAJA BRUNEI

汶莱皇家警察部队



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