

Movable Cultural Property Heritage related Honduran Legislation

CONSTITUTION OF THE REPUBLIC.-

ARTICLE 172.- All anthropological, archeological, historic and artistic wealth of Honduras is part of the Nation's cultural heritage.

The law will establish the regulations for its conservation, restoration, maintenance and restitution, in its case.

All Hondurans are responsible for overseeing their conservation and preventing their subtraction.

The natural beauty sites, monuments and reservation zones are under the State's Protection.

ARTICLE 173.- The State will preserve and stimulate native cultures, as well as the genuine expressions of national folklore, popular art and traditional crafts.

LAW FOR THE PROTECTION OF THE NATION'S CULTURAL HERITAGE

CRIMINAL LAW OF HONDURAS

ARTICLE 224. - Theft will be punished with two (2) to five (5) years in prison if the value of the stolen item is less than five thousand Lempiras (L.5000.00), and four (4) to seven (7) years if it exceeds this amount.

ARTICLE 225. - According to the previous Article, the applicable penalties will be increased by 1/3 if the act committed involved:

7) objects with a scientific, artistic, or cultural value in museums or other public facilities or that are part of the national historic heritage, even if they have remained hidden or are still undiscovered.

ARTICLE 254. - Any person who destroys renders useless, makes disappear or in any other way deteriorates movable assets, real estate property or animals that belong to others will be charged with three (3) to five (5) years in prison, provided that the fact is not one of the crimes provided for in the next Chapter.

ARTICLE 255 . - A person who causes any damage referred to in the previous Article will be punished with three (3) to six (6) years in prison:

5) on objects of scientific, historical, assistance, educational, cultural or artistic interest, or in laboratories, archives, libraries, museums, monuments or on assets for social use;

ARTICLE 392-A.-The introduction, extraction or removal from the national Territory of assets or goods of any sort, source or origin in places that are not habilitated or authorized to conduct such operations, evading any form of intervention of the customs or tax authorities constitutes a smuggling crime.

LAW OF MUNICIPALITIES OF HONDURAS

ARTICLE 14. - The Municipality is the government and administration body aimed at achieving the well-being of its inhabitants, and promoting integral development and conservation of the environment according to the faculties granted by the Constitution of the Republic and other laws. It will have the following Objectives:

4) Preserving the historical heritage and cultural civic traditions of the Municipality; promoting and diffusing them directly or in collaboration with other public or private entities.

ARTICLE 72. - The title of national or municipal assets of public use or assets with a historical or cultural value or allocated to provide public services cannot be granted to individuals.