## Articles 20 and 133 of the Portuguese Criminal Code

### Article 20

### Nonimputability by reason of mental disorder

1- A person is not imputable if, due to a mental disorder, he is incapable, at the time the act is committed, of appreciating its unlawfulness or of conducting himself in accordance with that appreciation.

2- A person may be declared nonimputable if, due to a serious mental disorder, which is not accidental and whose effects he does not control, without thereby being censurable, has at the time the act is committed, the capacity to appreciate its unlawfulness or to conduct himself in accordance with that significantly diminished appreciation.

3- The person's proven incapacity to be influenced by punishments may be a sign of the situation specified in the preceding paragraph.

4- Nonimputability is not excluded when the mental disorder has been caused by the person himself with the intention to commit the act.

### Article 133

### Privileged homicide

A person who kills another in an understandable, intensely emotional state of mind, out of compassion, despair, or with a socially or morally relevant motive, which significantly diminishes his responsibility, is punishable by a prison sentence of 1 to 5 years.