

THE CRIME OF SPREADING DANGEROUS INFECTIOUS DISEASES IN HUMANS AND APPLICATION PRACTICES IN VIETNAM'S COVID-19 PANDEMIC

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Abstract: *The crime of spreading dangerous infectious diseases in humans is one of the fundamental criminal legal basis for preventing epidemics during the COVID-19 pandemic in Vietnam recently. This article analyses the legal factors of the crime and studies its transmission into the practical application of the prosecution agencies, thereby affirming the appropriate content and suggesting that scientists correctly understand the criminal intent, including intentional and unintentional crimes; and proposes to complete this crime regulation in the direction of separating the crime of intentionally spreading dangerous infectious diseases in humans from the crime of unintentionally spreading dangerous infectious diseases in humans with sanctions commensurate with their social danger.*

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Introduction

In the nearly two years since the COVID-19 pandemic appeared in Vietnam, criminal law has always played an important role in the fight against crime. Prominent in those regulations is the crime of spreading dangerous infectious diseases among humans. Along with the application of many other measures, the prosecution agencies of Vietnam have used this provision as a tough measure to educate and deter those who commit or intend to commit this dangerous crime. The emergence of the COVID-19 pandemic has created a vivid practical testing environment for the provisions of the Criminal Code on the crime of spreading dangerous infectious diseases in humans and, at the same time, evokes issues that need to be further resolved to make the provisions of the law really effective.

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