

Women, Business and the Law
wbl.worldbank.org

«Survey_Economy»

Dear «FirstName» «LastName»,

On behalf of the World Bank Group's *Women, Business and the Law* (WBL) team, we are honored to benefit from your legal expertise in our **Protecting women from violence** survey for «Survey_Economy», which covers violence against women, domestic violence, sexual harassment, child marriage, and marital rape. *Women, Business and the Law* is a report published by the World Bank Group that examines laws and regulations affecting women's entrepreneurship and employment.

The last edition of the report, *Women, Business and the Law 2016: Getting to Equal*, was released on 9 September 2015. The report expanded the dataset to 173 economies and explored laws in new areas under five of the seven legal indicators covered. It has been cited by international media all over the world, giving wide exposure to our local experts and garnering over 1,000 media mentions as of July 2016. WBL is also active on social media, with over 8,800 fans on Facebook and more than 930 members on LinkedIn.

Women, Business and the Law 2018 will further increase coverage to 189 economies and expand existing indicators. **We are particularly interested in reforms that have been passed since 30 April 2015.** Links to previously cited laws can be found at wbl.worldbank.org. Your pro-bono contribution will be acknowledged on the World Bank Group's *Women, Business and the Law* website (<http://wbl.worldbank.org/local-experts>) and in the printed edition of the report.

Contributions like yours are essential for ensuring the quality and accuracy of the data we collect and analyze. Please return the completed questionnaire to WBLvaw@worldbank.org. We will use the contact information provided to send you a certificate of appreciation and complimentary copy of the report after publication. If you have any questions, please do not hesitate to contact us. Thank you for your continued support of *Women, Business and the Law* and the work of the World Bank Group.

Sincerely,

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 **Paperless Option for Complimentary Report and Certificate**

Last year *Women, Business and the Law* contributors saved nearly half a million pieces of paper by selecting the paperless report option. We welcome you to join us in conserving resources:

Please e-mail me an electronic copy of the report and my certificate of appreciation, rather than mailing me a paper copy.

Referrals: Please help us expand our list of contributors by referring us to other experts in the private or public sector (lawyers, notaries, public officials or any expert on this field) who can respond to the questionnaire.

First name	Last name	Position	Firm	Address	Phone	E-mail
[]	[]	[]	[]	[]	[]	[]
[]	[]	[]	[]	[]	[]	[]

How to complete this survey

1. Please provide your contact information and the information regarding others who contributed to the completion of this survey. Please indicate whether, in recognition of your contribution, you would like your contact information on our website and/or publication.
2. Please review the assumptions in order to fully understand the context of the survey. If you have any questions about the assumptions or any instructions, please look to the methodology section on our website which contains more detailed explanations at <http://wbi.worldbank.org/methodology>. Also, please feel free to contact us with any queries.
3. Please use the field called legal basis to indicate the legal source of your answer. As part of the legal source, please cite the name of the law and the specific applicable articles or sections. If "No applicable provisions could be located," please use that as the answer. Any comments relevant to understanding your answer should also be entered here. There is additional space for comments and links to relevant laws at the bottom of each section.
4. You will find the answers and legal bases that are currently published on our [website](#) for «Survey_Economy» under the "Last Cycle" columns in the survey. Keep in mind that this pre-filled information should be correct as of **30 April 2015**. Please input your answers and the legal citation under spaces marked "This Cycle."
5. If you disagree with an answer or legal basis from the last report cycle, you may note a **correction** (the data presented is incorrect) or a **reform** (a modification in the law or the enactment of new legislation since **30 April 2015**).

Assumptions:

The survey reflects the situation of a typical woman in «Survey_Economy»; as such, below are a series of assumptions about the woman in question.

The woman:

1. Resides in «Survey_City».*
2. Is sane, competent, in good health, has no criminal record, and is a lawful citizen of «Survey_Economy».

The law:

The answers to the questions below are based on statutory or codified law, for civil law systems, and case law, i.e. law established by judicial decision in cases as binding precedent, for common law systems. Therefore, customary law is not taken into account, unless it has been codified, and the answers are based solely on the letter of the law and not the implementation or practice thereof.** Where the answer differs according to the legal system applicable to the woman in question – as may be the case in economies where legal plurality exists – the answer should be the one applicable to the majority of the population.

*Economy's largest business city.

**Case law systems consist of laws developed through decisions of courts, rather than through legislative statutes (Acts) or executive branch action (Decrees), creating binding precedent for future decisions. In common law systems, court decisions are a valid legal basis where there is a lacuna in the formal legislation. One such example is in the case of *Vishaka and Ors v. State of Rajasthan and Ors*. (JT 1997 (7) SC 384) in India, where the Honorable Supreme Court laid down guidelines and norms to be observed to prevent sexual harassment of working women, which led to the drafting of the Protection of Women Against Sexual Harassment at Workplace Bill in 2012. [The sexual harassment bill was introduced in Lok Sabha on December 7, 2010 and was referred to the standing committee on December 30, 2010.]

1. Violence Against Women

Additional Instructions:

"Violence against women" means any act of gender-based violence directed at women that results in, or is likely to result in, physical, sexual or psychological harm or suffering to women, including threats of such acts, coercion or arbitrary deprivation of liberty, whether occurring in public or in private life.

The **legal basis** for each question in this survey should include the applicable law or regulation and articles that support the answer to the question. Where applicable, please also provide a brief description in the "legal basis" field.

1.1. Does the law provide for a comprehensive approach to address **violence against women** with specific provisions for investigation, prosecution and punishment of perpetrators; prevention; and protection and support services for survivors?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

1.2. Is there legislation or are there measures that specifically address violence against women in **political and public life**?

<i>Answer</i>	<i>Legal Basis/description</i>
-Click to Select-	

1.3. Does the law mandate the creation of a national plan/policy on **violence against women** (to support implementation of legislation)?

<i>Answer</i>	<i>Legal Basis/description</i>
-Click to Select-	

1.4. Does the law include specific provisions addressing **prevention mechanisms**?

<i>Answer</i>	<i>Legal Basis/description</i>
-Click to Select-	

1.5. Are there national/sub-national **guidelines/protocols** for the following professionals dealing with cases of violence against women:

Please select *Yes* for all that apply:

	<i>Answer</i>	<i>Legal Basis/description</i>
a. Medical?	-Click to Select-	
b. Police?	-Click to Select-	
c. Justice officials?	-Click to Select-	

1.6. Does the law mandate **specialized training** for the following professionals dealing with cases of violence against women?

Please select *Yes* for all that apply:

	<i>Answer</i>	<i>Legal Basis/description</i>
a. Medical?	-Click to Select-	
b. Police?	-Click to Select-	
c. Judges?	-Click to Select-	

*Instructions: For the purposes of question 1.7, **budgetary commitment** means any allocation of a budget mandated by legislation, national plan or strategy, including any funding obligations placed on government entities. Additionally, budgetary commitment includes, but is not limited to, subsidies provided to civil society to implement specific programs that prevent or address domestic violence or any other act of violence against women.*

1.7. Are there any **budgetary commitments** provided for by government entities for the implementation of legislation addressing violence against women by:

	<i>Answer</i>	<i>Legal Basis/description</i>
a. Creating an obligation on government to provide budget or allocation of funding for the implementation of relevant programs or activities?	-Click to Select-	
b. Allocating a specific budget, funding and/or incentives to support non-governmental organizations for activities to address violence against women?	-Click to Select-	

1.8. Please include any additional comments and links you have regarding the questions and legal bases.

2. Domestic Violence

"Domestic violence" is defined as gender-specific violence commonly directed against women, occurring in the private sphere, within the family or members of the same household, and within interpersonal relationships, including intimate partner violence (IPV). Domestic violence may take on different forms, including physical, sexual, psychological, and economic violence.

2.1. Is there legislation that specifically addresses **domestic violence**? (This question is meant to capture whether there is a law that includes specific provisions on domestic violence).

Answer and Legal Basis			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-DomViolence»	-Click to Select-	«WBL_dv_Law-DomViolence_LegalBasis»	

2.2. If there is no legislation that specifically addresses **domestic violence**, is there a provision that aggravates penalties for offenses committed between spouses, family and/or intimate partners?

Answer and Legal Basis			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_LawAggrPen-DomVio»	-Click to Select-	«WBL_dv_LawAggrPen-DomVio_LegalBasis»	

*Additional instructions for question 2.3: **Physical violence** involves contact intended to cause pain, injury, or other physical suffering or bodily harm, such as hitting, slapping, punching, choking, pushing, throwing objects, burning and other types of contact that result in physical injury to the victim; **Sexual violence** involves any sexual act, attempt to obtain a sexual act, unwanted sexual comments or advances or other act directed against a person's sexuality using force or coercion; **Psychological/emotional violence** involves any conduct or behavior, including verbal abuse, threats, intimidation or other act that impairs the victim's psychological or emotional integrity; **Financial/economic violence** involves conduct to control, limit or prevent the other partner's access to economic resources, such as to create financial dependence.*

2.3. Does legislation on domestic violence include:

Answer and Legal Basis				
	Last cycle	This cycle	Last cycle	This cycle
a. Physical violence?	«WBL_dv_LawDomVio- PhysAbuse»	-Click to Select-	«WBL_dv_LawDomVio- PhysAbuse_LegalBasis»	
b. Sexual violence?	«WBL_dv_LawDomVio- SexAbuse»	-Click to Select-	«WBL_dv_LawDomVio- SexAbuse_LegalBasis»	
c. Psychological/emotional violence?	«WBL_dv_LawDomVio- Psyc/EmoAbuse»	-Click to Select-	«WBL_dv_LawDomVio- Psyc/EmoAbuse_LegalBasis»	
d. Financial/economic violence?	«WBL_dv_LawDomVio- Fin/EconAbuse»	-Click to Select-	«WBL_dv_LawDomVio- Fin/EconAbuse_LegalBasis»	

2.4. Does legislation on domestic violence protect women in **non-marital intimate relationships** (including non-cohabiting relationships)?

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-DomVioWUnregMarr»	-Click to Select-	«WBL_dv_Law-DomVioWUnregMarr_LegalBasis»	

2.5. Does the legislation establish clear **criminal penalties** for domestic violence?

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-DomVioCrimPenalties»	-Click to Select-	«WBL_dv_Law-DomVioCrimPenalties_LegalBasis»	

2.6. Has legislation provided for the removal of provisions which **reduce penalties for crimes committed in the name of so-called honor**? (For the purposes of this question, crimes committed in the name of so-called honor are acts of violence that are disproportionately, although not exclusively, committed against girls and women because members consider that some suspected, perceived or actual behavior will bring dishonor to the family or community.)

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

2.7. Does legislation on domestic violence protect the following victims of violence:

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
a. Family members, members of same household or spouses?	«WBL_dv_Formula Law DomVio SpouseOrFam»	-Click to Select-	«WBL_dv_Formula Law DomVio SpouseOrFam_LegalBasis»	
b. Former partners or spouses?	«WBL_dv_Law-DomVioFormerPart/Spouse»	-Click to Select-	«WBL_dv_Law-DomVioFormerPart/Spouse_LegalBasis»	

Marital Rape

Instructions: For the purposes of questions 2.8 and 2.9, the law explicitly criminalizes marital rape without qualifications when it provides, for example, that rape or sexual assault provisions apply irrespective of the nature of the relationship between the perpetrator and the victim, by stating that no marriage or other relationship shall constitute a defense to a charge of rape or sexual assault under the legislation, or by explicitly covering spouses as a potential offender of the crime.

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
2.8. Is there a specific law or provision that explicitly criminalizes marital rape without qualifications?	«WBL_dv_Law - MaritalRapeCrime»	-Click to Select-	«WBL_dv_Law-MaritalRapeCrime_LegalBasis»	

2.9. If the answer to 2.8 is “No”, is a woman legally entitled to file a complaint against her husband or partner under criminal law for rape or sexual assault?	«WBL_dv_Law - MaritalRapeGenLaw»	-Click to Select-	«WBL_dv_Law-MaritalRapeGenLaw_LegalBasis»	
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2.10. Has legislation provided for the removal of provisions, which exempt perpetrators from facing charges for rape if the perpetrator marries the victim after the crime?

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-MaritalRapeExemMarrAfter»	-Click to Select-	«WBL_dv_Law-MaritalRapeExemMarrAfter_LegalBasis»	

Child, Early and Forced Marriage

2.11. What is the legal age of marriage for:

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
a. Boys?	«WBL_dv_Law-AgeMarriageBoys»		«WBL_dv_Law-AgeMarriageBoys_LegalBasis»	
b. Girls?	«WBL_dv_Law-AgeMarriageGirls»		«WBL_dv_Law-AgeMarriageGirls_LegalBasis»	

2.12. Are there any **exceptions** to the legal age of marriage? If so, please explain.

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-AgeMarriageExcep»	-Click to Select-	«WBL_dv_Law-AgeMarriageExcep_LegalBasis»	

2.13. If the answer to 2.12 is *Yes*, what is the minimum age of marriage with parental consent for:

	<i>Answer</i>	<i>Legal Basis</i>
a. Boys?		
b. Girls?		

2.14. If the answer to 2.12 is *Yes*, what is the minimum age of marriage with judicial authorization for:

	<i>Answer</i>	<i>Legal Basis</i>
a. Boys?		
b. Girls?		

2.15. Is marriage under the legal age void or explicitly prohibited?

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-Child/ForcedMarriage»	-Click to Select-	«WBL_dv_Law-Child/ForcedMarriage_LegalBasis»	

2.16. Are there penalties for authorizing or entering into child or early marriage?

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-EnforcementChild/ForcedMarriage»	-Click to Select-	«WBL_dv_Law-EnforcementChild/ForcedMarriage_LegalBasis»	

2.17. Is there a specific law or provision that criminalizes forced marriages?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

2.18. Please include any additional comments and links you have regarding the questions and legal bases.

SAMPLE

3. Sexual Harassment

"Sexual harassment" is any unwelcome sexual advance, request for sexual favor, verbal or physical conduct or gesture of a sexual nature, or any other behavior of a sexual nature that might reasonably be expected or be perceived to cause offence or humiliation to another. Sexual harassment may occur when it interferes with work, is made a condition of employment or creates an intimidating, hostile or offensive work environment. It may also occur outside the workplace, in public and private spaces and institutions, such as eve teasing, verbal harassment and street harassment.

3.1. Is there legislation that specifically addresses **sexual harassment**? (This question is meant to capture whether there is a law that includes specific provisions on sexual harassment.)

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-SexHarassment»	-Click to Select-	«WBL_dv_Law-SexHarassment_LegalBasis»	

3.2. Is there legislation on sexual harassment in:

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
a. Employment/Workplaces?	«WBL_dv_Law-SexHarWorkPlace»	-Click to Select-	«WBL_dv_Law-SexHarWorkPlace_LegalBasis»	
b. Education/Schools?	«WBL_dv_Law-SexHarEduFac»	-Click to Select-	«WBL_dv_Law-SexHarEduFac_LegalBasis»	
c. Public spaces (including on transportation)?	«WBL_dv_Law-SexHarPubSpace»	-Click to Select-	«WBL_dv_Law-SexHarPubSpace_LegalBasis»	

3.3. Is there legislation on sexual harassment in **sports**?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

3.4. Is there legislation on **cyber harassment or cyber stalking**?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

Does the legislation establish clear:

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
3.5. Criminal penalties for sexual harassment?	«WBL_dv_Law-SexHarCrimPen»	-Click to Select-	«WBL_dv_Law-SexHarCrimPen_LegalBasis»	
3.6. Criminal penalties for sexual harassment in employment?	«WBL_dv_Law-SexHarWorkPlaceCrimPen»	-Click to Select-	«WBL_dv_Law-SexHarWorkPlaceCrimPen_LegalBasis»	

Does the legislation establish clear:

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
3.7. Civil remedies for sexual harassment (e.g., compensation for victims, such as recovery of monetary damages)?	«WBL_dv_Law-SexHarCivilRem»	-Click to Select-	«WBL_dv_Law-SexHarCivilRem_LegalBasis»	
3.8. Civil remedies for sexual harassment in employment (e.g., compensation for victims, such as time lost at work)?	«WBL_dv_Law-SexHarWorkPlaceCivRem»	-Click to Select-	«WBL_dv_Law-SexHarWorkPlaceCivRem_LegalBasis»	

3.9. Please include any additional comments and links you have regarding the questions and legal bases.

SAMPLE

4. Services for Victims of Violence

The questions below address the provision of services concerning violence against women.

Legal Assistance and Procedure

4.1. Is there a **specialized court or procedure** for cases of domestic violence?

	<i>Answer and Legal Basis/description</i>			
	Last cycle	This cycle	Last cycle	This cycle
If Yes, please cite or briefly describe:	«WBL_dv_Special CourtDomVio»	-Click to Select-	«WBL_dv_SpecialCourtDomVio_LegalBasis»	

*Instructions: For the purposes of question 4.2, legislation guarantees access to **legal assistance** when it either ensures the right to legal assistance or establishes the provision of legal assistance.*

4.2. Does the legislation guarantee access to **legal assistance**?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

4.3. If not, is there a **public prosecutor/public solicitor's office** that is available to handle domestic violence cases?

	<i>Answer</i>	<i>Name and Brief Description or Website</i>
If Yes, please cite or briefly describe:	-Click to Select-	

4.4. Are there dedicated **police stations, specialized police staff or units** to deal with violence against women?

	<i>Answer</i>	<i>Name and Brief Description or Website</i>
If Yes, please cite or briefly describe:	-Click to Select-	

Shelters or Alternative Accommodation

Instructions for 4.5: For the purposes of this question, legislation guarantees access to shelters (or alternative accommodation) when it either ensures the right to shelters, subsidizes or funds shelters, or establishes the provision of shelters for victims of domestic violence (or violence against women).

4.5. Does the legislation guarantee access to **shelters or alternative accommodation**?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

4.6. If not, is there a **shelter or alternative accommodation** available to victims?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

4.7. If the answer to 4.5 or 4.6 is *Yes*, is it provided or subsidized by:

	<i>Answer</i>	<i>Legal Basis</i>
a. Government?	-Click to Select-	
b. NGO(s)? Donor(s)?	-Click to Select-	

4.8. Is there a **phone hotline** for women victims of violence to seek advice and support?
 (This question is meant to capture whether there is a national or centralized phone hotline where victims/survivors of violence may get assistance by phone 24 hours a day and free of cost, including to be referred to other services.)

	<i>Answer</i>	<i>Name and Description or Website</i>
If <i>Yes</i> , please describe	-Click to Select-	

4.9. If the answer to 4.8 is *Yes*, is it run by:

	<i>Answer</i>	<i>Legal Basis</i>
a. Government?	-Click to Select-	
b. NGO(s)? Donor(s)?	-Click to Select-	

4.10. Are there **social services** dedicated to assisting women victims of violence, including:

Please select *Yes* for all that apply:

	<i>Answer</i>	<i>Legal Basis/description</i>
a. Financial assistance?	-Click to Select-	
b. Other?	-Click to Select-	

4.11. Please include any additional comments and links you have regarding the questions and legal bases.

5. Protection Orders

*Additional instructions: A **protection order** is an official legal document issued to protect a victim from harm or harassment. It may include, but is not limited to, removing the perpetrator from the home, prohibiting contact with the victim and ordering the perpetrator to maintain a geographic distance from the victim.*

5.1. Can a victim of domestic violence obtain a protection order?

<i>Answer and Legal Basis</i>			
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_ProtOrder-DomVio»	-Click to Select-	«WBL_dv_ProtOrder-DomVio_LegalBasis»	

5.2. If the answer to 5.1 is *Yes*, do protection orders provide for:

<i>Answer and Legal Basis</i>				
	Last cycle	This cycle	Last cycle	This cycle
a. Removal of the perpetrator from the home?	«WBL_dv_ProtOrder-RemovePerpfromHome»	-Click to Select-	«WBL_dv_ProtOrder-RemovePerpfromHome_LegalBasis»	
b. Prohibition of contact or maintaining a distance from the survivor?	«WBL_dv_ProtOrder-ProhContact»	-Click to Select-	«WBL_dv_ProtOrder-ProhContact_LegalBasis»	

5.3. If the answer to 5.1 is *Yes*, do protection orders also provide for:

	<i>Answer</i>	<i>Legal Basis</i>
a. Custody of children?	-Click to Select-	
b. Financial/monetary remedies?	-Click to Select-	

5.4. Does the legislation establish clear **criminal penalties for violation** of protection orders?

<i>Answer</i>	<i>Legal Basis</i>
-Click to Select-	

*Instructions: For question 5.5, an **Emergency Protection Order (EPO)** is a protection order that can be obtained within a short period of time, often after hours, and immediately be put into effect to prevent imminent harm. Additionally, it can be issued prior to any appearance (hearing) before a judge. Additionally, an EPO can be issued as a temporary order until the regular protection order is issued.*

5.5. Can a victim of domestic violence obtain an **emergency protection order**?

<i>Answer</i>	<i>Name and Description or Website</i>
-Click to Select-	

6. Case Law, Reforms and Pending Legislation

6.1. Have there been any relevant court cases, such as challenging the current laws or to address gaps in legislation, applicable to the issues contained in this survey since 30 April 2015?

-Click to Select-

6.2. If *Yes*, please describe in detail including relevant court decisions and, if possible, include a link or [attach](#) a copy of case.

6.3. Have there been any reforms in the laws and regulations relating to this survey since 30 April 2015?

-Click to Select-

6.4 If *Yes*, please describe in detail and, if possible, [attach](#) a copy of the new legislation or regulation. Please also consider any relevant court decisions.

6.5 Are there currently any draft laws or regulations going through the legislative process or pending approval related to this survey? The answer is *Yes* if a new law or regulation or amendment to the existing laws and regulations is currently going through the legislative process to be adopted by the legislative body.

-Click to Select-

6.6. If *Yes*, please describe in detail and, if possible, [attach](#) a copy of the new draft legislation or regulation.

Thank you for completing our survey!

We appreciate your contribution to the *Women, Business and the Law* project.

The results will appear in *Women, Business and the Law 2018* and on our website: wbl.worldbank.org.

Your work will be gratefully acknowledged in both if you so choose.