

#### «Survey\_Economy»

Dear «FirstName» «LastName»,

We invite you to contribute to *Women, Business and the Law 2021* by filling out our questionnaire on violence against women in «Survey\_Economy». <u>Women, Business</u> <u>and the Law</u> measures equality of economic opportunity for men and women by examining the laws and regulations that affect women's entrepreneurship and employment.

Our latest study, <u>Women, Business and the Law 2020</u>, was released on January 14 to widespread acclaim, with over 250 media mentions and 250,000 downloads, giving great exposure to our local experts. Women, Business and the Law is also active on social media, with over 61,000 fans on <u>Facebook</u> and more than 2,000 members on <u>LinkedIn</u>.

To further our understanding of the legal environment in «Survey\_Economy», we would be honored to benefit from your expertise on our violence against women questionnaire, which examines laws protecting women from domestic violence, sexual harassment, child marriage, services available for women victims of violence, and data on court cases and statistics from courts. We are particularly interested in reforms that have been passed since **September 2, 2019**. Your pro-bono contribution will be acknowledged on the World Bank Group's *Women, Business and the Law website* and in the electronic edition of the study.

The published data is based on an analysis of all responses completed for your economy and our team's assessment of the applicable laws and regulations. As such, responses from local professionals like yourself are essential to ensure the quality and accuracy of the data we collect and analyze. Your participation could influence future policy making in your economy and in others eager to learn about good practices and successful reforms. Furthermore, by participating you will join the project's growing global network of 2,000 experts.

Please return the completed questionnaire to <u>WBLvaw@worldbank.org</u>. If you have any questions, do not hesitate to contact us using the details provided below. Thank you for your continued support of *Women, Business and the Law* and the work of the World Bank Group.

Sincerely,

The Women, Business and the Law team <u>WBLvaw@worldbank.org</u> +1 202 458 5378



### Paperless Report and Certificate

**New this year:** In an effort to conserve resources, both the certificate of participation and the study will be sent electronically.

Primary Contributor Information: Please check the box next to information you do not want us to publish.

	Name						
	Title (Mr., Ms., Dr.)	«	Title»	]	]		
Do not publish 🗌	First Name		FirstName»	[	]		
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Additional Contributor(s): If there are more people whom you would like us to acknowledge, kindly send us an e-mail.

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**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	Pos	ition	Firm	۱	Add	lress	Phone	e E-	mail
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### How to complete this questionnaire

This questionnaire asks whether there have been any reforms to the following areas since September 2, 2019:

- Domestic violence
- Sexual harassment
- Child marriage
- Services for victims of violence (healthcare, legal aid, shelters, hotlines, etc.)

#### Assumptions

When answering this questionnaire, please consider that the woman:

- Resides in «Survey\_City» (the economy's main business city) and will remain there for her lifetime.
- Has reached the legal age of majority and is capable of making decisions as an adult, is in good health, and has no criminal record.
- Is a lawful citizen of «Survey\_Economy».
- Is a cashier in the food retail sector in a supermarket or grocery store that has 60 employees.
- Where the question assumes the woman or man is married, the woman is in a monogamous first marriage registered with the appropriate authorities. Both husband and wife are of the same religion. De facto marriages and customary unions are not measured.
- Where the answer differs according to the legal system that applies to the woman (e.g. where different laws govern different groups of people within an economy), the answer used is the one that applies to the majority of the population.

Questions are meant to capture legal requirements and rights. The questionnaire does not cover social or cultural norms. The answers 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. Customary law is not taken into account unless it has been codified. The answers are based solely on the letter of the law and not its implementation or practice. More details about how each question should be answered are available on our methodology page at: <a href="https://wbl.worldbank.org/en/methodology">https://wbl.worldbank.org/en/methodology</a>.

#### Applicable law(s)

Please provide information about the main law(s) protecting women from violence (such as a violence against women law, domestic violence law, or a labor or employment act) applicable to the private sector in «Survey\_City».

Name of law: Year last amended: Link to website with law: Additional comments:

# 1. Reform Update

**1.1. Have there been any reforms in the laws and regulations relating to this questionnaire since September 2, 2019?** -Click to Select-

a. If yes, please describe:

- b. If yes, include a link or attach a copy of the new legislation or regulation:
- c. Please let us know about any relevant court decisions:

1.2. Are you aware of any bills or draft laws relating to this questionnaire? -Click to Select-

a. If yes, please describe:

- b. If yes, include a link or <u>attach</u> a copy of the new legislation or regulation:
- c. Please let us know about any relevant court decisions:

# **2. Domestic Violence**

Please confirm whether the prefilled answers in this section remain the same in the period from **September 2, 2019 to September 1, 2020** or whether there have been any reforms that would change the answers or legal bases (i.e. violence against women laws, domestic violence laws, or a labor or employment act, etc.). If no changes have occurred, please continue to the next section.

-Click to Select-

#### **Definitions**

- "Domestic violence" refers to 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.
- **"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.

#### 2.1. Is there legislation that specifically addresses domestic violence?

Last cycle	e answers	This cy	cle answers
«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	
DomViolence»	DomViolence_LB»		

# **2.2. If the answer to question 2.1 is** *No***, is there a provision that aggravates penalties for offenses committed between spouses, family members and/or intimate partners?** *If the answer to 2.1 is Yes, the answer to 2.2 should be N/A.*

Last cycle	This cycle	e answers	
«wbl_cso_WBL_dv_LawAggrPen-	«wbl_cso_WBL_dv_LawAggrPen-	-Click to Select-	
DomVio»	DomVio_LB»		

#### 2.3. Does legislation on domestic violence include:

	Last cycle	e answers	This cycle	e answers
Physical violence?	«wbl_cso_WBL_dv_	«wbl_cso_WBL_dv_	-Click to Select-	
	LawDomVio-	LawDomVio-		
	PhysAbuse»	PhysAbuse_LB»		
Sexual violence?	«wbl_cso_WBL_dv_	«wbl_cso_WBL_dv_	-Click to Select-	
	LawDomVio-	LawDomVio-		
	SexAbuse»	SexAbuse_LB»		
Psychological/emot	«wbl_cso_WBL_dv_	«wbl_cso_WBL_dv_	-Click to Select-	
ional violence?	LawDomVio-	LawDomVio-		
	Psyc/EmoAbuse»	Psyc/EmoAbuse_LB		
	-	»		
Financial/economic	«wbl_cso_WBL_dv_	«wbl_cso_WBL_dv_	-Click to Select-	
violence?	LawDomVio-	LawDomVio-		
	Fin/EconAbuse»	Fin/EconAbuse_LB»		

#### 2.4. Does the legislation establish clear criminal penalties for domestic violence?

Last cycle	e answers	This cycle	answers
«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	

Dentvidentini chalacs" Dentvidentini chalacs_ED"	DomVioCrimPenalties» Dom			
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# **2.5. Is there a specialized court or procedure for cases of domestic violence?** *If* Yes, *please indicate the name of the relevant court or briefly cite the procedure:*

Last cycle	T	his cycle	e answers	
«wbl_cso_WBL_dv_Specia	«wbl_cso_WBL_dv_Specia	-Click to Select-		
ICourtDomVio»	ICourtDomVio_LB»			

#### **Protection Orders**

**2.6. Can a victim of domestic violence obtain a protection order?** A "protection order" is an official legal document issued to protect a victim from domestic violence, 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.

Last cycle	e answers	This cycle	e answers
«wbl_cso_WBL_dv_ProtOrder-	«wbl_cso_WBL_dv_ProtOrder-	-Click to Select-	
DomVio»	DomVio_LB»		

#### 2.7. If Yes, can a protection order be obtained online or remotely? Can they be extended online or remotely?

	Answer	Please explain and provide URL
Online/remotely	-Click to Select-	
Extended online/remotely	-Click to Select-	

2.8. What are the procedural steps to obtain a protection order? Please explain and provide URL:

#### 2.9. On average, how long does it take to obtain a protection order?

Answer (number of days)	Please explain and provide URL

#### 2.10. On average, what is the cost to obtain a protection order?

Answer (local currency)	Please explain and provide URL

**2.11. Were protection orders automatically extended during the COVID-19 pandemic?** *Please explain and provide URL:* 

2.12. Please include any additional comments legal basis and links you have regarding the questions on domestic violence.

### **3. Sexual Harassment**

Please confirm whether the prefilled answers in this section remain the same in the period from **September 2, 2019 to September 1, 2020** or whether there have been any reforms that would change the answers or legal bases (i.e. violence against women laws, domestic violence laws, or a labor or employment act, etc.). If no changes have occurred, please continue to the next section. -Click to Select-

#### **Definitions**

- "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, cat
  calling, verbal harassment and street harassment.
- "Sexual harassment in public spaces" is any form of sexual harassment in public places, including public spaces, such as streets or public areas or venues, or in transportation. This does not include the provision of goods, services and facilities, if laws limit their applicability to providers of goods, services and facilities (i.e. public transportation company and user v. user and user). "Sexual harassment in public spaces" does not include loitering outside the area where the victim resides, works or carries business.
- **"Cyber harassment or cyber stalking"** is any act directed at assisting in or committing any form of violence, including abusive comments, threats, sexual harassment, harassment or stalking perpetrated through the internet or other electronic means, including applications. Laws that limit their applicability to service providers committing cyber harassment or cyber stalking against users or individuals holding public office, the government or the police, are not taken into account).

#### 3.1. Is there legislation that specifically addresses sexual harassment in employment/workplaces?

This cycle answers
k to Select-
c to

#### 3.2. If Yes, does it establish:

	Last cycle	e answers	This cycle	e answers
Criminal penalties	«wbl_cso_WBL_dv_	«wbl_cso_WBL_dv_	-Click to Select-	
for sexual	Law-	Law-		
harassment in	SexHarWorkPlaceCri	SexHarWorkPlaceCri		
employment?	mPen»	mPen_LB»		
Civil remedies for	«wbl_cso_WBL_dv_	«wbl_cso_WBL_dv_	-Click to Select-	
sexual harassment	Law-	Law-		
in employment (e.g.	SexHarWorkPlaceCi	SexHarWorkPlaceCi		
compensation for	vRem»	vRem_LB»		
victims, such as				
time lost at work)?				

#### 3.3. Is there legislation on:

	Last cycle answers		This cyc	le answers
Sexual harassment	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	
in	SexHarEduFac»	SexHarEduFac_LB»		
education/schools?				
Sexual harassment	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	
in public spaces	SexHarPubSpace»	SexHarPubSpace_LB»		
(including on				
transportation)?				
Cyber harassment or	r cyber stalking?		-Click to Select-	

3.4. Please include any additional comments, legal basis and links you have regarding the questions on sexual harassment:

### 4. Child and Early Marriage

Please confirm whether the prefilled answers in this section remain the same in the period from **September 2, 2019 to September 1, 2020** or whether there have been any reforms that would change the answers or legal bases (i.e. violence against women laws, domestic violence laws, or a labor or employment act, etc.). If no changes have occurred, please continue to the next section. -Click to Select-

#### **Definitions**

- **"Child marriage"** is a marriage in which at least one of the parties is a child. According to the Convention on the Rights of the Child, a child is "every human being below the age of eighteen years unless under the law applicable to the child, majority is attained earlier".
- "Early marriage" is often used interchangeably with "child marriage" and refers to marriages involving a person aged below 18 in countries where the age of majority is attained earlier (i.e. emancipation) or upon marriage.
- "Legal age of marriage" is the age at which individuals have the legal capacity to consent to getting married themselves.
- The "minimum age of marriage with parental consent" is the age at which individuals may get married with parental consent, whether or not they have themselves achieved legal capacity to do so.
- The "minimum age of marriage with judicial authorization" is the age at which individuals may get married with the authorization of a judge or court, whether or not they have themselves achieved legal capacity to do so.

	Last cycle	e answers	This cycle	e answers
Boys	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-		
	AgeMarriageBoys»	AgeMarriageBoys_LB»		
Girls	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-		
	AgeMarriageGirls»	AgeMarriageGirls_LB»		

#### 4.1. What is the legal age of marriage for:

# **4.2. Are there any exceptions to the legal age of marriage?** If Yes, please explain. If No, please skip to question 4.4.

Last cycle	e answers	This cy	cle answers
«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	
AgeMarriageExcep»	AgeMarriageExcep_LB»		

# 4.3.1. If the answer to 4.2 is Yes, what is the minimum age of marriage with parental consent for boys and girls?

	Last cycl	le answers	This cycle	e answers
Boys	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-		
	MinAgeMarriageBoys»	MinAgeMarriageBoys_LB»		
Girls	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-		
	MinAgeMarriageGirls»	MinAgeMarriageGirls_LB»		

#### 4.3.2. What is the minimum age of marriage with judicial authorization for boys and girls?

	Last cycle	e answers	This cycle	e answers
Boys	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-		
	MinAgeJudicialBoys»	MinAgeJudicialBoys_LB»		
Girls	«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-		
	MinAgeJudicialGirls»	MinAgeJudicialGirls_LB»		

4.3.3. What is the minimum age of marriage considering all possible exceptions (e.g. in the case of pregnancy, for mitigation of criminal penalties, pursuant to authorization by other authorities, etc.) for boys and girls?

	Answer	Legal Basis
Boys		
Girls		

#### 4.4. Is marriage under the legal age void or voidable?

Last cycl	e answers	This cy	cle answers
«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	
Child/ForcedMarriage»	Child/ForcedMarriage_LB»		

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

Last cycle answers		This cycle	e answers
«wbl_cso_WBL_dv_Law-	«wbl_cso_WBL_dv_Law-	-Click to Select-	
EnforcementChild/ForcedMarriage»	EnforcementChild/ForcedMarriage_LB»		

#### 4.6. If the answer to question 4.5 is Yes, please describe the penalties:

#### 4.7. Please include any additional comments and links you have regarding the questions on child marriage:

# **5. Research Questions Related to Services and Courts**

#### Please explain and provide URL Answer National plan/policy on violence -Click to Selectagainst women (to support the implementation of legislation)? Dedicated police stations, -Click to Selectspecialized police staff or units? -Click to Select-Dedicated hotline(s)? Livelihood support? For example, -Click to Selectvouchers, vocational training, financial support, etc. Specialized healthcare services? -Click to Select-Mental health support? -Click to Select-Legal aid? For this question, "legal -Click to Selectaid" means legal advice, assistance and representation provided at no cost to women victims of violence. Shelters or alternative -Click to Selectaccommodations?

#### 5.1. Are the following available for women victims of violence?

# 5.2. Were there any exceptional services and/or measures made available by «Survey\_Economy» during the COVID-19 pandemic to protect women from violence?

Answer	Please explain and provide URL
-Click to Select-	

#### 5.3. Please include any additional comments and links you have regarding the questions on services:

#### 5.4. Does «Survey\_Economy» collect and publish data on court cases?

	Answer	Please explain and provide URL
a. Collect data	-Click to Select-	
b. Publicly available	-Click to Select-	

#### 5.5. If the answer to 5.4.a. or 5.4.b. is Yes, please indicate the following (since September 2, 2019):

Domestic violence	Sexual harassment	Please explain and	

		provide URL
Number of cases filed		
Number of cases resolved		
Number of cases ruled in favor of the plaintiff		

5.6. Were there any exceptional measures taken by «Survey\_Economy» during the COVID-19 pandemic to enable access to courts? *Please explain and provide URL:* 

5.7. Please include any additional comments and links you have regarding the questions on court cases.

#### Thank you for completing our questionnaire!

We appreciate your contribution to the *Women, Business and the Law* project. The results will appear in *Women, Business and the Law 2021* and on our website: <u>http://wbl.worldbank.org</u>. Your work will be gratefully acknowledged in both if you so choose.