

«Survey_Economy»

Dear «FirstName» «LastName»,

On behalf of the World Bank Group's *Women, Business and the Law* team, we invite you to serve as a local expert for our «Survey_Economy» questionnaire on laws protecting women from violence. *Women, Business and the Law* measures gender inequality by examining the laws and regulations that affect women's entrepreneurship and employment.

Our latest study, *Women, Business and the Law 2019: A Decade of Reform*, was released on February 27, 2019 to widespread acclaim with over 500 media mentions and over 125,000 downloads, giving great exposure to our local experts. *Women, Business and the Law* is also active on social media, with over 62,000 fans on [Facebook](#) and more than 1,600 members on [LinkedIn](#).

To gain new insight into the ways in which discriminatory laws affect women's equality of opportunity, the study examined ten years of data through an index structured around the economic decision's women make as they navigate their lives and careers. Following the structure of the index, *Women, Business and the Law 2020* will update previous data to capture progress made since the last release.

To further our understanding of the legal environment, we would be honored to benefit from your expertise in this survey, which examines laws on violence against women. We are particularly interested in reforms that have been passed since **June 2, 2017**. 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.

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,

The *Women, Business and the Law* team
WBLvaw@worldbank.org.

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

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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.

Name	Occupation	Email	Phone	Address
[title] [first name] [last name]	[firm] [position] [profession]	[] []	[phone] [mobile]	[street] [state/province] [city/country]
[title] [first name] [last name]	[firm] [position] [profession]	[] []	[phone] [mobile]	[street] [state/province] [city/country]
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 **Paperless Option for Complimentary Report and Certificate**

New this year: the paperless option is selected by default to reduce our environment footprint. Your certificate and report will be sent via email. Please remove the [X] below if you prefer to receive print versions via postal mail.

Please e-mail me an electronic copy of the report and my certificate of appreciation.

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 questionnaire

1. Please provide your contact information and the information regarding others who contributed to the completion of this questionnaire. 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 questionnaire. 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://wbl.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 questionnaire. Keep in mind that this pre-filled information should be correct as of **June 2, 2017**. 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 **June 2, 2017**).

Assumptions

The questionnaire 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

- Resides in «Survey_City» (the economy’s main business city) and will remain there for her lifetime.
- 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.
- Is a new labor market entrant who starts working on September 1, 2019 at age 25.
- Is capable of making decisions as an adult, is in good health and has no criminal record.
- 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.

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.

**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. 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.

Instructions: Question 1.1 is meant to capture whether there is a law that includes specific provisions on domestic violence.

1.1. Is there legislation that specifically addresses domestic violence?

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-DomViolence»	-Click to Select-	«WBL_dv_Law-DomViolence_LegalBasis»	

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

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_LawAggrPen-DomVio»	-Click to Select-	«WBL_dv_LawAggrPen-DomVio_LegalBasis»	

Instructions: For the purposes of question 1.3, **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.

1.3. Does legislation on domestic violence include:

	Answer		Legal Basis (please cite law and article)	
	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»	

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

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-DomVioCrimPenalties»	-Click to Select-	«WBL_dv_Law-DomVioCrimPenalties_LegalBasis»	

1.5. 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:

Answer		Legal Basis (please cite law, name of court or procedure)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_SpecialCourtDomVio»	-Click to Select-	«WBL_dv_SpecialCourtDomVio_LegalBasis»	

Protection Orders

Instructions: 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.

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

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_ProtOrder-DomVio»	-Click to Select-	«WBL_dv_ProtOrder-DomVio_LegalBasis»	

1.7. Please include any additional comments and links you have regarding the questions and legal basis.

2. 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, cat calling, verbal harassment and street harassment.

Instructions: Question 2.1 is meant to capture whether there is a law that includes specific provisions on sexual harassment.

2.1. Is there legislation that specifically addresses sexual harassment?

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-SexHarassment»	-Click to Select-	«WBL_dv_Law-SexHarassment_LegalBasis»	

2.2. Is there legislation on sexual harassment in:

	Answer		Legal Basis (please cite and law article)	
	Last cycle	This cycle	Last cycle	This cycle
a. Employment/	«WBL_dv_Law-	-Click to Select-	«WBL_dv_Law-	

Workplaces?	SexHarWorkPlace »		SexHarWorkPlace_ LegalBasis»	
b. Education/ Schools?	«WBL_dv_Law- SexHarEduFac»	-Click to Select-	«WBL_dv_Law- SexHarEduFac_Le galBasis»	
c. Public spaces (including on transportation)?	«WBL_dv_Law- SexHarPubSpace »	-Click to Select-	«WBL_dv_Law- SexHarPubSpace_ LegalBasis»	

Does the legislation establish clear:

	Answer		Legal Basis (please cite law and article)	
	Last cycle	This cycle	Last cycle	This cycle
2.3. Criminal penalties for sexual harassment in employment?	«WBL_dv_Law- SexHarWorkPlace CrimPen»	-Click to Select-	«WBL_dv_Law- SexHarWorkPlace CrimPen_LegalBas is»	
2.4. Civil remedies for sexual harassment in employment (e.g., compensation for victims, such as time lost at work)?	«WBL_dv_Law- SexHarWorkPlace CivRem»	-Click to Select-	«WBL_dv_Law- SexHarWorkPlace CivRem_LegalBasi s»	

2.5. Please include any additional comments and links you have regarding the questions and legal basis.

3. Child and Early Marriage

“**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 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. Likewise, 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.

3.1. What is the legal age of marriage for:

	Answer		Legal Basis (please cite law and article)	
	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»	

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

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-AgeMarriageExcep»	-Click to Select-	«WBL_dv_Law-AgeMarriageExcep_LegalBasis»	

3.3. If the answer to 3.2 is Yes, what is the minimum age of marriage with parental consent for:

	Answer		Legal Basis (please cite law and article)	
	Last cycle	This cycle	Last cycle	This cycle
a. Boys?	«WBL_dv_Law-MinAgeMarriageBoys»		«WBL_dv_Law-MinAgeMarriageBoys_LegalBasis»	
b. Girls?	«WBL_dv_Law-MinAgeMarriageGirls»		«WBL_dv_Law-MinAgeMarriageGirls_LegalBasis»	

3.4. If the answer to 3.2. is Yes, what is the minimum age of marriage with judicial authorization for:

	Answer		Legal Basis (please cite law and article)	
	Last cycle	This cycle	Last cycle	This cycle
a. Boys?	«WBL_dv_Law-MinAgeJudicialBoys»		«WBL_dv_Law-MinAgeJudicialBoys_LegalBasis»	
b. Girls?	«WBL_dv_Law-MinAgeJudicialGirls»		«WBL_dv_Law-MinAgeJudicialGirls_LegalBasis»	

3.5. If the answer to 3.2. is Yes, 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:

	Answer	Legal Basis (please cite law and article)
a. Boys?		
b. Girls?		

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

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-Child/ForcedMarriage»	-Click to Select-	«WBL_dv_Law-Child/ForcedMarriage_LegalBasis»	

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

Answer		Legal Basis (please cite law and article)	
Last cycle	This cycle	Last cycle	This cycle
«WBL_dv_Law-EnforcementChild/ForcedMarriage»	-Click to Select-	«WBL_dv_Law-EnforcementChild/ForcedMarriage_LegalBasis»	

3.8. Please include any additional comments and links you have regarding the questions and legal basis.

4. Case Law, Reforms and Pending Legislation

4.1. 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 questionnaire **since June 2, 2017?**

-Click to Select-

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

4.3. Have there been any **reforms in the laws and regulations** relating to this questionnaire **since June 2, 2017?**

-Click to Select-

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

4.5. Are you aware of any **reforms in the laws and regulations** relating to this questionnaire that are expected **to be adopted PRIOR TO September 1, 2019?**

-Click to Select-

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

4.7. Are you aware of any **reforms in the laws and regulations** relating to this questionnaire that **are ongoing and are expected to be adopted AFTER September 1, 2019?**

-Click to Select-

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

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 2020* and on our
website: wbl.worldbank.org.

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