

CHARTER OF DEMANDS

FOR IMPLEMENTATION OF
PROTECTION OF WOMEN FROM
DOMESTIC VIOLENCE ACT (2005)
ENDORSED BY PWDVA ACTION
AND ADVOCACY GROUP &
AMAN: GLOBAL VOICES FOR
PEACE IN THE HOME



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SECTIONS ON PWDVA	OUR DEMAND	TO WHOM
Chapter 3, Section 5: Duties of police officers, service providers Magistrate and Legal Services	1. Organizing periodic orientation and refresher drives	STATE WOMEN AND CHILD DEPARTMENT/ SOCIAL WELFARE DEPARTMENT
	2. Convergence workshops for coordination among the stakeholders	
	3. Formation of Coordination Committees at district and state levels	MINISTRY OF WOMEN AND CHILD
	4. Issue directives supported by protocols and guidelines to states for convergence of stakeholders	
Duties of Police Officers	1. Adequate guidelines to the Police on their mandate at pre-litigation, during litigation and post litigation stages.	STATE WOMEN AND CHILD DEPARTMENT AND STATE HOME DEPARTMENT/SOCIAL WELFARE DEPARTMENT
	2. A protocol that should specify that they should make daily diary entry of every complaint that come to them and refer complainant to Protection Officer for further assistance.	
	3. The Police must assist the Protection Officer in issuance of summons and implementation of orders.	
Chapter 3, Section 6: Duties of Shelter Homes	1. Increase the provision of government supported Shelter Homes i.e at least one shelter home in each district with adequate and safe facilities for women survivors and their children.	STATE WOMEN AND CHILD DEPARTMENT/ SOCIAL WELFARE DEPARTMENT
	2. Notification and adequate publicity of Shelter Homes	
	3. Periodical monitoring of the Shelter Homes as well as One Stop Crisis Centres (OSCCs)	
	4. Opening OSCCs cell in district hospitals where domestic violence medical cases should be attended to.	
Chapter 3, Section 7: Duties of Medical Facilities	1. Register and notify the available (government as well as private) medical facilities through their Women and Child Departments or Social Welfare Departments and make the list public.	STATE WOMEN AND CHILD DEPARTMENT/ SOCIAL WELFARE DEPARTMENT AND STATE HEALTH DEPARTMENT
	2. Capacity building of medical practitioners	
	3. Specifying duties of non-notified medical facilities in state government guidelines.	
Chapter 3, Section 9: Duties of Protection Officers	1. Periodic capacity building workshops for Protection Officers	STATE WOMEN AND CHILD DEPARTMENT/ SOCIAL WELFARE DEPARTMENT
	2. A State Protocol should specifically mention Protection Officer's role at all three stages - pre-litigation, during litigation and post litigation	
	3. For speedy disposal of the case, the Protection Officers need to work in close coordination with Magistrates	DISTRICT MAGISTRATE
Chapter 3, Section 10 (2): Duties of Service Providers	1. Identify and register Service Providers at the block level and provide adequate budgetary support and training.	STATE WOMEN AND CHILD DEPARTMENT/ SOCIAL WELFARE DEPARTMENT
	2. Notify and generate public awareness on the list of existing Service Providers and their role through their Women and Child or Social Welfare Departments.	
	3. Periodical capacity building of Notified Service Providers	
	4. Periodic verification checks to ensure Service Provider's particulars, and make the same available online.	
	5. Strengthening linkages with State Legal Services Authority	

SECTIONS ON PWDVA	OUR DEMAND	TO WHOM
Chapter 3, Section 11 (a): Duties of Government	<ol style="list-style-type: none"> 1. Publish data from courts on incidence of domestic violence 2. Document domestic violence cases through Women and Child or Social Welfare Departments. 3. Periodic collection of data from the states/ and disaggregation of data by social indicators 4. Conducting large scale community-based surveys from time to time to assess the prevalence and reporting rates of domestic violence, and impact of the PWDVA. 5. Mass Awareness Campaign on the Legislation 6. Legal literacy and gender sensitization programmes targeted at school/college students, medical schools/colleges engaging boys and men 	STATE WOMEN AND CHILD DEPARTMENT/ SOCIAL WELFARE DEPARTMENT
Chapter 3, Section 11 (b): Duties of Government	<ol style="list-style-type: none"> 1. Collaborations between Women and Child Department, Police Academy, Judicial Academy and Legal Services Authority in conducting trainings and sensitization programmes under the Act. 2. District level periodical review of the status of the implementation of the Act 3. Central monitoring of the performance of stakeholders for accountability through an independent agency. 4. Ranking of states and mapping of best practices for encouraging replication. 5. Coordination between the ministries of Law, Home Affairs, Health with Women and Child Department or Social Welfare Department. 6. Periodical convergence meeting with the State line departments schools/colleges 7. Setting up dedicated Women and Child Departments in the states. 	STATE WOMEN AND CHILD DEPARTMENT, HOME DEPARTMENT MINISTRY OF WOMEN AND CHILD
Chapter 4, Sections 18 – 22: Orders for Reliefs	<ol style="list-style-type: none"> 1. Issue Guidelines for pre-litigation counseling and undertake training of counselors conducting pre-litigation counseling. 2. Training and sensitizing judges on the need for timely response in DV cases 3. Designate lawyers empaneled with the District Legal Services Authority, specifically for DV cases. 4. Courts should direct the Protection Officers as well as police to ensure enforcement of the orders. 5. Granting interim reliefs at the earliest. 6. Courts should adopt the summary procedure in accordance with the law, and use Sections 26 & 28 PWDVA to grant immediate reliefs. 7. Family Courts should grant interim reliefs at the earliest. 	STATE WOMEN AND CHILD DEPARTMENT, HOME DEPARTMENT
Budgetary Allocation: When the Act was passed, there was no financial commitment from the central government to share costs incurred by states in its implementation.	<ol style="list-style-type: none"> 1. Increase central budgetary allocation to states for effective implementation 2. Setting bench marks for states in terms of allocation, release and utilization of funds with clear specification of purpose. 3. Periodic Central Government monitoring and evaluation of the implementation of Act. 4. Appointment of full time independent protection officers at Taluk Level 	MINISTRY OF WOMEN AND CHILD AND FINANCE MINISTRY

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