

**Draft Template to be used by the MCWD to obtain  
information from State Governments on the Concluding  
Observations of the CEDAW Committee  
for the preparation of  
India's 4<sup>th</sup> and 5<sup>th</sup> Periodic Report to the CEDAW  
Committee  
July 2009**

**Supported by UNIFEM South Asia Office**

**Draft Template to be used by the MCWD to obtain information from State Governments**  
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**India's 4<sup>th</sup> and 5<sup>th</sup> Periodic Report to the CEDAW Committee**  
**July 2009**

**Brief Explanation**

The Government of India (GOI) ratified - the UN Convention on the Elimination of all forms of Discrimination Against Women (CEDAW) in 1993. The GOI submitted its initial Report to the CEDAW Committee, which monitors the progress made on the implementation of the Convention, in January 2000. GOI presented its combined second and third periodic to the CEDAW Committee at its 761st and 762nd meetings, on 18 January 2007. The CEDAW Committee considered the report and issued its Concluding Comments in February 2007. GOI is due to submit its combined 4<sup>th</sup> and 5<sup>th</sup> periodic report in 2010. In this report, the GOI will have to provide information on specific issues raised by the CEDAW Committee in its Concluding Observations as well as report on further action taken on implementing the CEDAW.

This template is to be used by the Ministry Women and Child Development to gather information from State Governments on the implementation of the CEDAW Concluding observations towards facilitating a collaborative process in preparing the combined 4<sup>th</sup> and 5<sup>th</sup> periodic report under the CEDAW.

The CEDAW committee expects that in addition to providing information on measures undertaken under the CEDAW, a state party should also provide information on the manner in which commitments made at the Beijing Platform of Action (BPFA) and the Millennium Development Goals (MDG), are being realized.<sup>1</sup> Hence although this template primarily addresses issues raised in the CEDAW Concluding Observations, it also includes certain broader aspects of reporting requirements under the CEDAW provisions, the strategic objectives under the BPFA and the MDG relevant to State Governments. It is advisable for those filling in this template

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<sup>1</sup> Paras 62 and 63 of the Concluding Comments

to refer to and read earlier reports submitted by the GOI under all of these three processes.

This template is meant to guide State Governments in collating relevant data required not only to report on the measures undertaken by the particular State Government but also in aiding in the assessment of the outcome of such measures in promoting women's rights recognized under the CEDAW. Therefore, at the time of furnishing information sought in this template, State Governments are advised to consider and provide information on the *de jure* (according to laws) and *de facto* (according to practice) situation with regard to the implementation of the provisions of the CEDAW. Hence while information in response to the questions contained herein may be collated from administrative surveys and reports of line departments/ministries, State Governments are encouraged to include information gathered through reliable micro-level qualitative research studies and in consultation with state agencies, civil society organizations and independent experts as a means to assess people's perceptions and views on a given subject and to promote popular participation in the process of data collection.

In its Concluding Observations, the CEDAW Committee has emphasized the inclusion of data disaggregated by sex, caste, minority status and ethnicity. Hence the State Governments are advised to provide disaggregated data whenever possible. It is also advisable that State Government also includes information on the impact of its measures on other categories of women facing discrimination based on a gender plus basis such as HIV positive women, women belonging to sexual minorities, migrant women, etc.

The four main kinds of data that a State Government may rely on to respond to this template are as follows<sup>2</sup>:

- a. Administrative data providing socio-economic information on issues of governance as well as on issues related to the administration of justice. This includes data collected for the Census, annual reports of line departments/ ministries, data collected for the Ministry of Statistics and Program Implementation such as data collected under the Twenty Point Program, data collected for preparing the Human Development Report at the State level, etc.
- b. Events based data – reports and accounts of human rights violations, which is generally collected by civil society.
- c. Survey/ perception based data – e.g. sample surveys of populations, evaluation reports of programs and law implementations.
- d. Expert judgments on ranking.

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<sup>2</sup> Report of the Special Rapporteur on violence against women its causes and consequences; A/HRC/7/6/Add.5; 25 February 2008

The template below is arranged into three columns. The first column identifies the issue mentioned in the CEDAW Concluding Observation that requires to be addressed. The second column lists out broad questions that need to be answered by the State Governments. The third column lists out the specific questions that indicate the kind of information required to answer the broader questions mentioned in the 2<sup>nd</sup> column.

It must be borne in mind that this template is meant to serve as a checklist to facilitate data collection by the MWCD from State Governments. This template only indicates areas in which information is required and should not be treated as a comprehensive check list. State Governments must provide additional information on all other measures/ steps/ initiatives taken for respecting, protecting and fulfilling women's rights as recognized under the CEDAW. Assessment of outcomes will be done in further consultations between and the MWCD, State Governments and Non-Governmental Organizations. Data gathered through this process shall be used in addition to other centrally available data such as census surveys, sample surveys of the population, reports, planning and evaluation documents, etc. in compiling the final report to be submitted to the CEDAW.

<b>Key</b>	
CEDAW	Convention on the Elimination of All Forms of Discrimination against Women
BPFA	Beijing Platform of Action
MDG	Millennium Development Goals
Agency	Institutes for education and training, banks, microcredit organizations, etc
PWDVA	Protection of Women from Domestic Violence Act, 2005
PC&PNDT Act	Pre-Conception and Pre-Natal Diagnostics (Prohibition of Misuse) Act, 1994
CMRA	Child Marriages Restraint Act, 1929
PCMA	Prohibition of Child Marriages Act, 2007
SC	Scheduled Caste
ST	Scheduled Tribes
DPA	Dowry Prohibition Act, 1961
ST/ST Act	Scheduled Castes and Scheduled Tribe (Prevention of Atrocities) Act, 1989
NREGA	National Rural Employment Guarantee Act, 2005

### **List of Appendices**

1. Convention on the Elimination of All Forms of Discrimination Against Women
2. 2<sup>nd</sup> and 3<sup>rd</sup> Periodic Report of the Government of India to the CEDAW Committee.
3. Concluding observations of the CEDAW Committee to the 2<sup>nd</sup> and 3<sup>rd</sup> Report of the Government of India.
4. Beijing Platform of Action – Strategic Goals and Action Points
5. Millennium Development Goals
6. Report of the Government of India on the Millennium Development Goals
7. List of laws related to women's rights
8. Sachar Committee Report

Column I Provision/ Issue	Column II Questions	Column III Information to be provided by State Governments
<b>Item I</b> <b>CEDAW Articles 1, 2, 3 and 4</b> <b>Concluding Comments – Paras 12 13, 14, 15, 17, 19</b> <b>BPFA- Strategic Objective I.1, I.2, I.3, H.2, H.1</b> <b>MDG- Goal 3</b> Note: These provisions are general in nature hence it is possible that the information elicited in this portion may require repetition under specific provisions contained in other items. For example- information on schemes/programs promoting women’s education is specifically sought under Item 5. State governments may therefore, provide general information on laws, policy, schemes/ programs under this Item, then cross reference and provide detailed information on the outcomes of these measures under the specific items.		
Pro-active steps to remove structural barriers to women’s equality (Para 13)  The State to regularly conduct impact assessments of legislative reform, policies and programs to ensure that measures taken lead to desired goals and that it inform the	I. What legislation, policies, schemes, programs, have been adopted to advance or improve the situation of women and to guarantee women fundamental rights and the right to equality? How effective have these measures been in realizing women’s fundamental rights and the right to equality?	1. <u>Information on <b>policies</b> adopted by State Governments to promote women’s rights to include details as follows:</u> a. Name of the Policy b. Objectives of the Policy/ Targets set under the policy c. Plan of Action to implement the policy d. Process adopted for formulating the policy. Were members of the affected community, particularly women from the targeted group, experts and organizations representing the targeted group, consulted at the time of formulating the policy? e. Nodal Ministry/ Department/ Agency to coordinate the implementation of the policy. f. Ministry/ Department/ Agency involved in the implementation of the policy. g. If there is any agency set up particularly for the implementation of the policy. h. Allocation of funds for the implementation of the policy i. Source of funding- e.g. Central Government, State Government, or both or other (e.g. donor agency) j. Utilization of funds allocated for the implementation of the policy

<p>Committee about the results of these assessments in its next periodic report. (Para 14)</p> <p>Gender Sensitization and capacity building for various stakeholders (Para 13)</p>		<p>k. Method for monitoring the implementation of the policy l. Indicators used to measure the outcomes of the policy. m. Outcomes of the policy/impact assessment of the policy. n. Any other information on steps taken by the State Government to ensure the effective implementation of the policy.</p> <p>Provide specifically details on affirmative action policies that provide for quotas and reservations for women, paternity leave policies and policies to address issues of violence against women.</p> <p>2. <u>Information on schemes/ programs adopted/ implemented by State Governments related to women’s rights.</u> Since all schemes/programs that relate to women’s rights may not be women specific, State Governments may consider grouping relevant schemes/programs into the following (Banerjee 2003):</p> <ul style="list-style-type: none"> <li>✍ Relief policies – targeted to specific groups of women (e.g. widows, women in areas of armed conflict, women belonging to SC/ST, women living with HIV/AIDS, women belonging to sexual minorities)</li> <li>✍ Gender reinforcing assistance which provides for women’s needs in accepted gender roles (e.g. programs that address women’s reproductive functions)</li> <li>✍ Equality promoting schemes, which are specifically to remove some gender based handicap of women including schemes such as crèches to allow women to work and extra toilets for girls in schools, etc.</li> </ul> <p>Information on each of the schemes/programs should include:</p> <ol style="list-style-type: none"> <li>a. Name of scheme/ program</li> <li>b. Objectives of the scheme/ program. Does the objectives specifically mention the inclusion of women beneficiaries?</li> <li>c. Process adopted in formulating the program/scheme. Were there any consultations with the target group, particularly women in the target group,</li> </ol>
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		<p>experts, and other groups working either with the target group or on issues addressed by the scheme/program, at the time of formulating the policy?</p> <p>d. Description of scope of activities undertaken under the scheme/ program</p> <p>e. Duration of the scheme/program</p> <p>f. Nodal ministry/ department/ agency implementing the scheme/program.</p> <p>g. Ministries/ agencies/ departments involved in the implementation of the scheme/program</p> <p>h. NGOs / Community based organizations involved in the schemes/programs if it is participatory in nature. Include details such as numbers of such organizations as well as name and description.</p> <p>i. Funds allocated for the program</p> <p>j. Sources of funding, whether from the Central Government, State Government, or both, or other (e.g. international donor agencies).</p> <p>k. Utilization of funds allocated</p> <p>l. Activities undertaken under the scheme/program</p> <p>m. Coverage of the scheme/ program-</p> <ul style="list-style-type: none"> <li>- Location of the scheme/program- whether urban or rural areas or both, tribal areas, number of districts covered and method for identifying appropriate locations.</li> <li>- Scheme/ program beneficiaries and method of identifying beneficiaries- mention particularly the number of women belonging to SC/ST, disabled women, belonging to minority religious groups, women living with HIV/AIDS, migrant women, etc. who have benefitted from the program.</li> <li>- Proportion of funds expended for women’s development within the scheme/program</li> </ul> <p>n. Efforts to create awareness on the scheme/program</p> <p>o. Method of monitoring the program/scheme</p> <p>p. Indicators used for measuring the outcomes of the scheme/program</p> <p>q. Outcomes of the scheme/program and impact assessment of the scheme/program. Were members of the target group consulted at the time of monitoring the outcomes of the scheme/program?</p>
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	<p>II. Has the state attempted to address through legislation the modification of customs and practices that result in discrimination against women? In particular are there any laws that address gender based violence?</p> <p>III. How effectively have laws and legal provisions prohibiting discrimination and promoting women’s rights been implemented by the state and enforced through the court system and other tribunals?</p> <p>IV. What statutory</p>	<p>r. Any other information on measures taken by State Governments to ensure the effective implementation of the scheme/program</p> <p>3. Has the State Government enacted any specific <b>legislation</b> to counter discrimination against women (e.g. amendment to the Code of Civil procedure to exempt women from paying court fees)?</p> <p>4. Has the State Government enacted any special legislation to address specific forms of violence against women prevalent in the state? (E.g. laws against “witch-hunting”, acid attacks)</p> <p>If the answer is yes to either question 3 or 4, provide the following details</p> <ol style="list-style-type: none"> <li>a. Name of the law</li> <li>b. Stated objectives of the law</li> <li>c. Nodal Ministry/ Department of the State Government vested with the responsibility of implementing the law?</li> <li>d. Whether the law is civil or criminal in nature?</li> <li>e. Who does the law cover?</li> <li>f. What is the procedure prescribed under the law for obtaining reliefs and enforcing orders?</li> <li>g. Number of complaints received under the law in the period June 30, 2006- June 30, 2010. Provide data disaggregated on the basis of sex, SC/ST status, and religious status.</li> <li>h. Number of cases filed in the court designated by the law in the period June 30, 2006- June 30, 2010. Provide data disaggregated on the basis of sex, SC/ST status, and religious status</li> <li>i. Number of cases disposed off by court designated by the law in the period 2006-2010.</li> <li>j. Number of cases where courts have granted remedies to women filing cases under this law. Provide data disaggregated on the basis of sex, SC/ST status, and religious status</li> </ol>
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	<p>enforcement and service delivery mechanisms put in place for implementation of laws?</p>	<ul style="list-style-type: none"> <li>k. Number of appeals files against reliefs granted to women?</li> <li>l. Number of cases in which breach of court orders have been reported?</li> <li>m. What is the enforcement mechanism laid down in the law? Who is appointed to the post of implementing officer? What are the required qualifications and experience? What is the infrastructure provided to them to fulfill their duties under the law? How many implementing officers have been appointed/designated?</li> <li>n. What is the budgetary allocation for the implementation of the law?</li> <li>o. Mechanisms for coordinating the implementation of the law and delivery of services put in place by the State Government.</li> <li>p. Number of information, education and communications campaigns undertaken by the State Government to raise awareness on the law.</li> <li>q. Any other information on the steps taken to ensure the effective implementation of the law.</li> </ul> <p>5. Has the State Government or adopted/ modified any rules or other delegated legislation of any existing legislation for the benefit of women? (E.g. exempting women from paying court fees at the time of filing cases). If yes, provide information on the provision and the mechanism/procedure to be used in availing of such benefits.</p> <p>6. Has the High Court or any other court in the state used CEDAW principles or quoted the CEDAW in its judgments? If yes, provide a copy of the judgment.</p> <p>7. Has the High Court in the state struck down any laws/legal that are discriminatory towards women?</p> <p>8. Has the High Court issued any guidelines/protocols/practice rules that are targeted towards removing structural obstacles faced by women in accessing justice? (E.g. The Delhi High Court in 2008, issued a practice rule clarifying that although Protection Officers under the Domestic Violence Act must serve notices, they shall be assisted by the police and existing court functionaries to ensure that notices are served in time in domestic violence cases)</p>
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	<p>V. What are the practical obstacles that prevent women from attaining their full development, fundamental freedoms or equal rights?</p> <p>VI. What measures have been taken to create legal literacy?</p>	<p>9. Have there been any cases filed brought to court against the State Government and other state agencies, particularly the Supreme Court and the High Court, to enforce policies/ laws on rights recognized under the CEDAW in the period June 2006- June 2009? If yes, provide information on the petition filed, the directions issued and the steps taken to comply with the directions of the court.</p> <p>10. Has the State Government undertaken any studies of discriminatory implications of applicable laws? Please include specific information on whether there are any studies on the impact of family / personal laws applicable to women.</p> <p>11. Has the State Government undertaken any studies assessing the impact of laws in respecting, protecting and fulfilling rights recognized under the CEDAW?</p> <p>12. Has the State Government conducted any evaluations of factors that either facilitate or impede women’s access to justice? If yes, what are the findings of such studies?</p> <p>13. Has the State Government conducted any evaluations of the factors that impede women’s to support services? If yes, what are the findings of such studies?</p> <p>14. Has the State Government disseminated the findings of the studies mentioned in Questions 10-13 for further action and to facilitate policy reform in consultation with affected groups?</p> <p>15. Any other initiatives or measures undertaken by the state to understand obstacles faced by women in attaining their full development and in exercising equal rights.</p> <p>16. Has the State Government conducted human rights education and public awareness <b>programs</b> in local languages on women’s human rights and CEDAW?</p> <p>17. Has the State Government conducted <b>awareness raising campaigns</b> directed at</p>
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		<p>heightening knowledge of laws enacted to address discrimination and legal remedies? If yes, provide information on</p> <ol style="list-style-type: none"> <li>a. Number of awareness raising campaigns undertaken in the period June 2006-June 2010</li> <li>b. Issues on which the awareness raising campaigns were undertaken</li> <li>c. Activities undertaken under the campaign (E.g. public messages in the electronic, press, and other media)</li> <li>d. Department/ Ministry involved in implementing the awareness campaign</li> <li>e. Evaluation of the outcomes of the awareness campaigns undertaken</li> </ol> <p>18. Are issues of human rights, women rights and laws relating to women’s rights included in the training curriculum of public functionaries and others such as:</p> <ol style="list-style-type: none"> <li>a. Police and law enforcement officials</li> <li>b. Military personnel</li> <li>c. Public administration training institutes</li> <li>d. Members of the judiciary</li> <li>e. Service providers engaged in delivering services under public schemes and programs</li> <li>f. Health professionals including doctors and para-medical workers</li> <li>g. Lawyers, para-legal workers and others engaged in providing legal services</li> <li>h. Teachers at all levels</li> <li>i. Members of the civil society such as NGO’s and other organizations working on women’s and human rights issues.</li> <li>j. Personnel engaged in data collection for census and other surveys and researchers</li> <li>k. Members of the corporate sector</li> </ol> <p>19. Are issues relating to human right, women’s rights and laws relating to women part of continuing education programs for the categories mentioned in Question 18.</p> <p>20. Have there been any leadership programs for girls in schools and educational</p>
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	<p>VII. Have any special remedies or avenues of redress been developed to enable women to pursue their rights? If yes, how effective have these been?</p>	<p>institutions and for women in trade unions on CEDAW and women’s rights. If yes, provide details.</p> <p>21. Has the State Government translated international human rights treaties, particularly the CEDAW into local languages and appropriate formats for dissemination to women, particularly women marginalized due to poverty, women at lower levels of literacy, disabled women, women belonging to SC/ST, women belonging to minority religions, tribal and indigenous women, women in rural areas, etc. If yes, provide details on how such materials have been disseminated.</p> <p>22. Has the State Government taken any other steps to publicize and disseminate information on legal rights, remedies and mechanisms for seeking redressal available to women under national and international law? If yes, provide details on how such information has been disseminated.</p> <p>23. Any other measures taken by State Governments to disseminate information on rights recognized under the CEDAW and for the creation of public awareness on equality rights between men and women.</p> <p>24. Has the State Government set up Family Courts under the Family Courts Act, 1984?</p> <p>25. Does the State have Gram Nyayalayas or Nyaya Panchayats or laws that empower Panchayats to dispense justice in rural areas? How effective have these institutions/ laws been in delivering justice to women in rural areas?</p> <p>26. Has the State instituted special courts or fast track courts or designated courts to deal with issues relating to violations of women’s rights or to deal with complaints under laws relating to women’s rights?</p> <p>27. Has the state instituted any special tribunals to adjudicate on issues concerning violation of women’s rights? (E.g. Labor/industrial dispute resolution tribunals wherein women can bring complaints on the violation of guarantees provided under labor laws)</p> <p>28. What are the alternative dispute resolution mechanisms put in place by the State Government to ensure that disputes relating to women’s rights are addressed in</p>
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	<p>VIII. Does the State have a Commission for Women (SCW)? What are its roles and functions?</p>	<p>a timely manner that conforms to human rights standards? (E.g.- number of Lok Adalats, mediation centers, arbitration mechanisms for resolving disputes concerning women’s rights, etc)</p> <p>29. Have there been any studies on the effectiveness of the above forums in promoting women’s rights? If yes, provide information on the findings of such studies.</p> <p>30. Has the State Government done any evaluations on the effectiveness of these forums? If yes, provide information on the findings of such evaluations.</p> <p>31. When was the SCW set up?</p> <p>32. What is the present composition of the SCW?</p> <p>33. What is the procedure adopted in appointing members of the SCW? What is their tenure?</p> <p>34. What are the powers of the SCW?</p> <p>35. What is the annual budgetary allocation made to the SCW in the period June 2006-June 2010? How have these funds been utilized in this period?</p> <p>36. How many reports has the SCW submitted to the State Government in the period June 2006-June 2010 for further action?</p> <p>37. What are the activities taken on by the SCW? Include information on the following:</p> <p>a. What investigations has the SCW taken on constitutional rights of women and other laws in the period June 2006- June 2010? Are there any reports of such investigations? Provide information on the findings of such reports and action taken on the recommendations of such reports.</p> <p>b. Has the SCW made any recommendations for the effective implementation of constitutional rights of women in the period June 2006-June 2010? What steps has the State Government/ state agency taken to give effect to these recommendations?</p> <p>c. Has the SCW reviewed existing laws applicable in the state to identify lacunae, inadequacies or shortcomings in such legislation? If yes, what steps has the State Government taken to give effect to these recommendations?</p>
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		<p>d. How many cases of violations of constitutional rights of women has the SCW taken up in the period June 2006-June2010? What were the issues raised in these cases? What was the procedure adopted by the SCW in dealing with these cases? Has the State Government taken any action on the reports of the SCW in such cases?</p> <p>e. How many individual complaints has the SCW addressed in the period between June 2006-June 2010? What is the procedure adopted by the SCW in dealing with such complaints? What have been the outcomes in these cases? Provide information disaggregated on the basis of issues dealt with, the status of the complainant (e.g. women belonging to SC/ST, women belonging to minority religions, disabled women, women living with HIV/AIDS, migrant women, women belonging to sexual minorities, etc)</p> <p>f. Number of studies/research commissioned by the SCW into specific problems faced by women or issues of discrimination in the period June 2006-June 2010? Also provide information action taken to give effect to the recommendations made in such studies.</p> <p>g. Number of meetings/workshops/ consultations /public hearings/ public awareness campaigns held by the SCW on issues relating to women’s rights in the period June 2006-June 2010? Provide information on:</p> <ul style="list-style-type: none"> <li>- the objectives of organizing such meetings</li> <li>- participants at the meeting, etc.</li> <li>- location of the meetings, etc.</li> <li>- outcomes of the meeting, etc</li> </ul> <p>h. Has the SCW conducted any inspections of women in custodial situations and recommended remedial action in appropriate cases? If yes, provide information taken by the State Government to give effect to such recommendations.</p> <p>i. Has the SCW filed any proceedings in court for the effective implementation of laws/policies/programs on issues related to women’s rights? If yes, provide information on the proceedings filed and the issues addressed in such legal proceedings.</p> <p>j. Any other activities undertaken by the SCW that has had an impact on respecting, protecting, promoting and fulfilling women’s right to equality in the state?</p>
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		<p>38. How does the SCW coordinate/ liaise with the National Commission for Women?</p> <p>39. What is the procedure adopted by the State Government to consult with the SCW or elicit SCW inputs on policy matters affecting women?</p>
Mechanisms for coordination and monitoring of laws, policies and programs that impact on women's rights	<p>I. What are the institutional arrangements such as commissions, nodal departments to monitor the implementation of law, policies and programs?</p> <p>II. Are there any gender audit schemes to monitor implementation of laws and policies instituted by the State Government?</p> <p>III. What measures have been taken by the State Government to develop indicators and methods of evaluation of laws, policies, schemes and programs.</p>	<p>1. Does the State Government have a mechanism to monitor the implementation of laws/policies/schemes/ programs undertaken for the realization of rights recognized under the CEDAW? If yes, provide details on the mechanism and the procedure adopted for monitoring.</p> <p>2. Does the State Government have a nodal department that monitors the implementation of laws/policies/schemes/programs relating to or impacting on women's rights? If yes, provide the following information</p> <p>a. What is the mechanism adopted by this department to coordinate with other line ministries/departments to review and monitor measures taken to realize constitutional rights of women.</p> <p>b. What is the method of reporting adopted by this department? (E.g. preparation of annual reports outlining benchmarks and targets achieved)</p> <p>c. What is the method followed by the nodal department for collating information to compile the above reports?</p> <p>d. How does this department liaise and coordinate with the SCW and relevant departments at the Centre?</p> <p>3. Does the State Government have a Planning Department? If yes, provide information as follows:</p> <p>a. Does the Planning Department have offices/units at the district and sub-district levels? To what extent does this department collect gender specific information on the implementation of laws/policies/ schemes/ programs?</p> <p>b. What is the method followed by the Planning Department in gathering information mentioned in the question above?</p> <p>c. Has the Planning Department prepare reports that reflect the status of women in the</p>

		<p>state?</p> <ol style="list-style-type: none"> <li>4. Has the State Government adopted the Women’s Component Plan in planning budgetary allocations through its ministries/ departments? If yes, what is the percentage of funds flow from the departments that have adopted the Women’s Component Plan?</li> <li>5. Is there any monitoring and assessment of the utilization of funds allocated under the Women’s Component Plan?</li> <li>6. Has the State Government adopted any method of gender budgeting in planning their programs and in assessing its gender implication?</li> <li>7. Has the State Government taken any measures to development of data bases to facilitate monitoring measures taken to respect, protect and fulfill the women’s right to equality? If yes, provide information on the data bases maintained. Is the data maintained in these data bases disaggregated on the basis of gender, SC, ST, minority status, disabilities, etc.</li> <li>8. Have gender studies centers or other departments in universities under taken any studies that evaluate measures taken by the State Government in fulfilling women’s rights? If yes, provide information on the findings of such studies and the action taken on the recommendations made in those studies.</li> </ol>
<p>Provision of free legal services to poor and marginalized women in rural, urban and tribal areas</p>	<ol style="list-style-type: none"> <li>I. What kind of legal services is provided to facilitate the enforcement of constitutional and legislative provisions on rights of women?</li> <li>II. What kind of supportive structures are provided to facilitate a woman’s</li> </ol>	<ol style="list-style-type: none"> <li>1. What are the policies and directions being implemented by the State Legal Services Authority to facilitate women’s access to justice?</li> <li>2. What are the measures by the State Legal Services Authority adopted to ensure that the benefits of such policies and directions are available to poor and marginalized women in rural, urban and tribal areas?</li> <li>3. What is the budget allocated for such schemes? Also provide information on the utilization of budgets allocated.</li> <li>4. What is the impact of policies and directions in facilitating women’s access to justice?</li> <li>5. What are the measures adopted by the District Legal Services Authorities to</li> </ol>

	access to justice?	<p>implement schemes that facilitate women’s access to justice?</p> <ol style="list-style-type: none"> <li>6. What is the budget allocated made to District Legal Services Authority to implement these schemes and perform other statutory duties? Also provide information on the utilization of budgets allocated.</li> <li>7. What are measures undertaken by the State and District Legal Services Authorities to publicize Legal Aid Schemes and programs to make people aware of legal aid facilities? Include specific information on measures targeted towards women for creating and increasing awareness of such schemes.</li> <li>8. The number of women who have been provided with legal aid in the period June 2006-June 2010? Provide information disaggregated on the basis of caste, tribe, religious status, disability, health status.</li> <li>9. How many “Legal Aid Counsels” have been appointed at each Magistrate’s Court? How effective have Legal Aid Counsels been in obtaining beneficial orders for women? Also include information on       <ol style="list-style-type: none"> <li>a. What is the criterion used in selecting Legal Aid Counsels?</li> <li>b. What is the method adopted to monitor the work of Legal Aid Counsels?</li> <li>c. Are there any evaluations done of the performance of Legal Aid Counsels?</li> <li>d. What are the findings of such evaluations?</li> <li>e. What is the mechanism to address complaints of inadequate legal aid services provided by Legal Aid Counsels?</li> <li>f. How many Legal Aid Counsels have been appointed for women belonging to SC/ ST, minority religions, disabled women, women living with HIV/AIDS?</li> </ol> </li> <li>10. How many Permanent and Continuous Lok Adalats established for disposing off cases relating to women rights? Include information on:       <ol style="list-style-type: none"> <li>a. The issues covered by the Lok Adalats.</li> <li>b. Number of Parivarik Adalats (Lok Adalats dealing with family disputes) established</li> <li>c. Number of persons availing of dispute settlements through Lok Adalats</li> <li>d. The rate of successful disposals reported by Lok Adalats</li> </ol> </li> </ol>
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		<p>e. Steps taken to ensure the enforcement of awards granted by the Lok Adalats</p> <p>11. If there are no permanent and continuous Lok Adalats established on issues related to women, provide information on any other Lok Adalats that have been organized to dispose off cases relating to women’s rights.</p> <p>12. How many NGOs have been accredited for undertaking Legal Literacy and Legal Awareness campaigns? How many of such campaigns have been undertaken to promote awareness on women’s rights and laws? What has been the impact of the campaigns undertaken?</p> <p>13. Number of mediation or alternative dispute resolution centers set up by the State and District Legal Services Authorities? Provide information on the number of cases on women’s rights addressed by such centers and steps taken to ensure the protection of women’s rights during the course of dispute resolution by alternative means.</p> <p>14. Number of trainings provided to judicial officers on schemes/programs to facilitate women’s access to justice. Also include information on the content of such trainings and their outcomes.</p>
<p><b>Item 2</b></p> <p><b>CEDAW Article 5- Sex Roles and Stereotypes</b>  <b>Concluding Comment: Para 35</b>  <b>BPFA: Strategic Objective J2</b></p>		
<p>To strengthen efforts at the national, state and union territory levels to combat the widespread acceptance of stereotypical roles</p>	<p>I. Has the State Government taken any measures to encourage the creation and use of non-stereotyped balance and diverse images of women in the media</p> <p>II. Has the State Government taken any measures to refrain the media from presenting women</p>	<p>1. What are the mechanisms available at the state level to regulate the print, audio and electronic media?</p> <p>2. What measures have been taken by these mechanisms to prevent the indecent, derogatory or denigrating portrayal of women in any media including:</p> <p>a. Print media: Include information on the manner in which norms set by the Press Council of India on the publication of obscene, vulgar or offensive materials have been implemented.</p>

<p>of men and women. (Para 35)</p>	<p>as inferior beings and exploiting them as sexual objects and commodities rather than presenting them as creative human beings, key actors and contributors to and beneficiaries of the process of development (BPFA Strategic Goal J2(c), (d))</p> <p>III. Has the State Government taken effective measures against pornography and the projection of violence against women and children in the media? (BPFA Strategic Goal J(2)(f))</p> <p>IV. What cultural and traditional practices or ways of life, if any hamper women’s advancement</p>	<p>b. Cinema: Include information on the procedure adopted to certify films prior to their screening.</p> <p>c. Television and advertising: Include information on measures taken to give effect to the Cable Television Network (Regulation) Act, 1995 and the Prescribed Program and Advertisement Code to prevent derogatory, denigrating portrayal of women on television and in advertisements.</p> <p>d. Radio</p> <p>e. Internet</p> <p>3. What measures has the State Government taken to implement the Indecent Representation of Women’s Act, 1986? Include information on</p> <p>a. Number of officers authorized under the Indecent Representation of Women’s Act to conduct search and seizure of material that are in derogation of the provisions of the Act?</p> <p>b. Number of cases in which penalties have been imposed on individuals/ companies for violating provisions of the Indecent Representation of Women’s Act</p> <p>c. Any other measures taken to give effect to this law?</p> <p>4. Number of cases reported under Section 292 of the Indian Penal Code on obscene materials relating to women. What has been the outcome of such cases?</p> <p>5. Number of cases reported under Section 67 of the Information Technology Act, 2000 on obscene materials related to women circulated in the electronic media. What has been the outcome of such cases?</p> <p>6. Has the State Government taken any measures to study traditional and customary practices that result in discrimination and perpetuate gender stereotypes? What are the activities conducted under such</p>
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	<p>in society?</p> <p>V. What measures have been taken to change social and cultural patterns that lead to stereotyping or reinforcing the idea of the inferiority of women?</p> <p>VI. Who is considered by law and custom to be the head of the family?</p> <p>VII. Are male and female roles stereotyped in schoolbooks?</p>	<p>measures and what have been the outcomes?</p> <p>7. Has the State Government taken any measures such as media campaigns to promote a positive image of women or to create awareness on discriminatory practices?</p> <p>8. Has the State Government taken any measures to disseminate judgments of the Supreme Court and /or the High Court that recognize equal rights of women and break sex stereotypes? (E.g. dissemination of the <i>Visakha</i> judgment on sexual harassment of women, judgments recognizing equal rights of women in the family, judgments recognizing equal parental rights). If yes, provide information on the dissemination strategy adopted.</p> <p>9. Has the State Government formulated any policies / schemes/ programs aimed at or have the effect of challenging gender stereotypes? (E.g. social security measures recognizing the equal status of single parents single women widows, etc. Policies/scheme/programs to support early child care and development that help socialize boys and girls according to the standards set in Article 5) If yes, provide information on the policy/scheme/ program and its outcomes.</p> <p>10. Has the State Government formulated any policies/ schemes/programs that recognize women as the head of the family or make disbursement of benefits in the name of the women? If yes, provide information on the scheme /program and the method adopted in disbursing benefits.</p> <p>11. Has the State Government taken measures to bring school books and school education curriculum in line with standards set in</p> <p>12. Article 5 of the CEDAW?</p> <p>13. Does the State Government have any provision for family life education to promote equal sharing of familial duties? If yes, provide</p>
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	<p>VIII. Does the State Government bar women from taking on certain kinds of work?</p> <p>IX. What measures and steps have been taken to conscientize public officials, law enforcement authorities and other entities on equality rights?</p> <p>X. What are the steps taken by the State Government to implement laws that address discriminatory</p>	<p>information on the content of such education curriculum.</p> <p>14. Does the State Government have any laws that prohibit women from taking on any kind of work? (E.g. laws that bar women from working on night shift or laws that prohibit women from working as bartenders). If yes, what are the objectives of such laws, is there any evaluation of the outcomes of such laws and are there any steps taken to review such laws?</p> <p>15. Is gender sensitization trainings included in the training curriculum and continuing education /training programs for the following entities:</p> <ul style="list-style-type: none"> <li>a. Police and law enforcement officials</li> <li>b. Military personnel</li> <li>c. Public administration training institutes</li> <li>d. Members of the judiciary</li> <li>e. Service providers engaged in delivering services under public schemes and program</li> <li>f. Health professionals including doctors and para-medical workers</li> <li>g. Lawyers, para-legal workers and others engaged in providing legal services</li> <li>h. Teachers at all levels</li> <li>i. Members of the civil society such as NGO's and other organizations working on women's and human rights issues.</li> <li>j. Personnel engaged in data collection for census and other surveys and researchers</li> <li>k. Members of the corporate sector</li> </ul> <p>16. What steps have been taken by the State Government to implement the Dowry Prohibition Act, 1961 (DPA)? Provide information on:</p> <ul style="list-style-type: none"> <li>a. Has the State Government</li> </ul>
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	<p>practices against women?</p>	<ul style="list-style-type: none"> <li>b. Number of Dowry Prohibition Officers (DPO) appointed.</li> <li>c. Qualification and experience requirements of the DPOs</li> <li>d. Manner in which DPOs are appointed- are they vested with additional duties as DPOs</li> <li>e. How many cases have been reported under the DPA?</li> <li>f. How many convictions have reported under the DPA?</li> <li>g. What are the measures taken by the State Government to raise awareness on the provisions of the DPA? What has been the outcome of such measures?</li> </ul> <p>17. Has the State Government taken any policy measures towards eradicating the practice of dowry? (E.g.- declaration / undertaking to be furnished by public officials that no dowry has been demanded or taken at the time of appointment). If yes, provide information on the policy measures undertaken.</p> <p>18. What steps have been taken by the State Government to give effect to the Supreme Court guidelines on sexual harassment at the workplace?</p> <ul style="list-style-type: none"> <li>a. Which are the sectors that have formulated and implemented sexual harassment policies?</li> <li>b. How many cases on sexual harassment have been filed in courts and other tribunals? What have been the outcomes in these cases?</li> </ul>
<p><b>Item 3</b></p> <p><b>CEDAW Article 6- Exploitation of Women</b>  <b>Concluding Comments: Para. 19, 21, 27, 29</b>  <b>BPFA: Strategic Objective D1, D2, D3</b></p>		
<ul style="list-style-type: none"> <li>☞ Implementation of the PWDVA</li> <li>☞ Ensure that all</li> </ul>	<p>I. Has the State Government adopted any policies to address violence against women?</p>	

<p>victims of domestic violence are able to benefit from the legislative framework and support system</p> <ul style="list-style-type: none"> <li>☞ Effective prosecution of perpetrators under the Indian Penal Code</li> <li>☞ Sensitization on issues of violence against women to public officials, law enforcement officials, judiciary, health care providers and social workers.</li> <li>☞ Number of cases of violence reported to the police</li> </ul>	<p>II. What measures has the State Government taken to enforce the PWDVA?</p>	<ol style="list-style-type: none"> <li>1. Number of Protection Officers appointed under the PWDVA</li> <li>2. Qualifications and experience of the Protection Officers appointed</li> <li>3. Whether Protection Officers appointed under the PWDVA have any additional duties or positions? If yes, provide information on the other functions performed by the Protection Officers.</li> <li>4. What kind of infrastructure has been made available to Protection Officers, including office space, personnel support, etc?</li> <li>5. Has the State Government evaluated the effectiveness of the manner in which Protection Officers are performing their duties under the PWDVA? If yes, provide information on the outcomes of the evaluation.</li> <li>6. Number of service providers registered. Brief description of the organizations/institutions/ agencies which have been registered as service providers including the nature of services being provided by them.</li> <li>7. Number of medical facilities notified under the PWDVA. Provide brief description of the facilities that have been notified. (E.g. number of public hospitals notified under the PWDVA) Have any private facilities been notified under the PWDVA?</li> <li>8. Number of shelter homes been notified under the PWDVA. Provide a brief description of the facilities that have been notified. (E.g. number of organizations that receive funds from the State through any schemes to provide shelter services).</li> <li>9. Has the State Government issued any protocols to guide Protection Officers in performing their functions under the PWDVA? If yes, provide information on the protocols issued.</li> <li>10. Has the State Government put in place mechanisms to facilitate coordination between courts, Protection Officers, Service Providers, notified facilities and others? If yes, provide information on the nature of coordination that is taking place for the implementation of</li> </ol>
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<p>☞ Number of protection orders granted under the PWDVA. (Para 21)</p>		<p>the PWDVA.</p> <ol style="list-style-type: none"> <li>11. Has the State Government evolved any protocols for ministries involved in service delivery under the PWDVA? If yes, provide information on the nature of protocols evolved and the manner in which such protocols are being implemented.</li> <li>12. Have other state agencies such as the Legal Services Authorities, police, etc, taken any initiative to ensure the effective implementation of the PWDVA? If yes, provide information on the initiatives taken.</li> <li>13. Number of trainings conducted for Protection Officers, Service Providers, police, Legal Services Authorities, NGOs, etc. on the PWDVA. Provide information on the agencies conducting the trainings and the outcomes of such trainings.</li> <li>14. Measures taken by the State Government to create public awareness on the issue of domestic violence and women’s legal rights and remedies. Provide information on the nature of the campaign, the manner and means adopted for disseminating such information and the target audience identified.</li> <li>15. Has the State Government taken any special measures to create awareness on the PWDVA and the issue of domestic violence amongst women belonging to SC/ST, disabled women, women in rural areas, women belonging to religious minorities and other categories of marginalized women? If yes, provide information on the nature of activities undertaken and its outcomes.</li> <li>16. What is the budgetary allocation the State Government has made for the implementation of the PWDVA? Also include information on the manner in which such funds have been utilized.</li> <li>17. Number of complaints received under the PWDVA. Include information on the number of Domestic Incident Reports recorded by Protection Officers and Service Providers.</li> <li>18. Number of cases filed under the PWDVA in court. Provide information disaggregated on the basis of caste, tribe, disability,</li> </ol>
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	<p>III. What measures has the State</p>	<p>religion, marital status.</p> <p>19. Number of protection orders granted by the Court. Include information on the number of interim orders and final orders granted.</p> <p>20. Number of cases or percentage of cases in which orders under the PWDVA have been granted within 2 months.</p> <p>21. Number of cases where the matter has been referred for counseling. Provide information on who provides counseling services to women filing complaints under the PWDVA at the pre and post litigation stages.</p> <p>22. Number of cases in which breach of an order has been reported. Provide information on how such complaints have been dealt with.</p> <p>23. Number of cases in which appeals have filed against orders granted to the complainant.</p> <p>24. Have there been any cases where the State Government or the courts imposed penalties Protection Officers for not complying with the directions of the court? If yes provide information on the kind of penalties imposed.</p> <p>25. Has the High Court of the state provided any judgments on the PWDVA? If yes, provide information on the judgments and the manner in which the State Government has complied with the directions of the court if required in any case.</p> <p>26. Has the High Court of the State issued any protocols or procedural guidelines on the manner in which cases filed under the PWDVA are to be dealt with? If yes, provide information on the protocols or guidelines issued.</p> <p>27. Has the State Government conducted any studies or associated with or promoted any research on the manner in which the PWDVA is being implemented in the state? If yes, provide information on the findings of such research/studies.</p> <p>28. Number of cases of rape (under Sections 375-377 of the Indian Penal</p>
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	<p>Government taken to facilitate access to justice of victims of rape and other forms of sexual assault?</p> <p>IV. What measures has the State Government taken to ensure access to support services during the course of litigation</p> <p>V. Has the State Government taken any steps to compensate, rehabilitate and indemnify women survivors of violence?</p> <p>VI. Has the State Government taken any measures to prevent the re-victimization of women who have been faced with violence?</p>	<p>Code) been reported to the police.</p> <p>29. Number of cases where there has been a conviction in cases of rape.</p> <p>30. Number of reported under provisions of the Indian Penal Code and other laws on sati, bigamy, molestation, obscenity and indecent representation of women, kidnapping, trafficking, abduction and importation of girls. Provide information on the number of cases, which have resulted in conviction.</p> <p>31. Number of cases of violence against women been reported under any state laws that relate to issues of violence against women. Provide information on the nature of violence that has been reported.</p> <p>32. Number of cases of sexual violence (including rape, molestation, etc) reported in situations of communal and sectarian violence or in situations of armed conflict. What has been the outcome in such cases?</p> <p>33. What steps have been taken by the State Government to ensure access to justice for women reporting violence in situations of communal and sectarian violence or in situations of conflict of armed conflict? How effective have these steps been in ensuring access to justice?</p> <p>34. Has the State Government allocated funds and personnel for enforcement, forensic medical support services and other services required for the investigation of violence against women and prosecution.</p> <p>35. Does the state have special women’s desks in police stations to deal with complaints brought by women against violence? If yes, provide information on the method adopted by such functionaries in facilitating access to justice for women.</p> <p>36. Does the state have special crime cells for women to deal with complaints of violence against women? If yes provide information on the manner in which such cells function and their effectiveness.</p> <p>37. Has the state established rape crisis centers to support women who</p>
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		<p>have been subjected to rape and other forms of sexual violence? If yes, provide information on the number of rape crisis centers, the number of women who have availed of such services and the effectiveness of such centers in realizing justice for women.</p> <p>38. Has the State Government taken any measures for special care to be provided to minor rape victims?</p> <p>39. Has the State Government taken any measures to ensure the safety of the rape victim to enable her to testify in court? Include information on witness/victim protection program if any.</p> <p>40. Has the state designated any special courts to deal with cases on violence against women? If yes provide information on the jurisdiction of such courts, the objectives behind its establishment and its effectiveness.</p> <p>41. Has the state instituted any special prosecutorial units to deal with cases of violence against women? Include information particularly of cases where violence is perpetrated during situations of armed conflict and communal and sectarian violence.</p> <p>42. Has the State Government established schemes to provide relief and rehabilitation to victims of rape and sexual violence? If yes provide information on</p> <ol style="list-style-type: none"> <li>a. funds allocated to the scheme and its source</li> <li>b. agency responsible for disbursing funds under this scheme.</li> <li>c. manner in which victims are identified and the funds disbursed to such victims</li> <li>d. the utilization of funds allocated under this scheme.</li> </ol> <p>43. Number of shelter homes available to women victims of violence.</p> <p>44. Does the State Government have any help lines or other support services (such as psycho-social counseling) for women subjected to violence? If yes, provide information on the form of support services</p>
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	<p>VII. What steps has the State Government taken to create public awareness on issues of violence against women such as its causes, consequences and mechanisms?</p> <p>VIII. What steps has the State Government taken to increase women’s knowledge of their right against violence and legal remedies?</p> <p>IX. Has the State Government provided trainings and developed capacity on issues of violence against women to all those responsible for</p>	<p>and its effectiveness in providing support to victims of violence.</p> <p>45. Has the State Government adopted any measures to ensure a multi-agency response to women victims of violence? (E.g. a woman facing violence requires various forms of assistance. It is not necessary that one agency or department provides all forms of assistance. For instance legal aid is under the ambit of the department of social justice, police action under the department of home, nutrition and shelter under departments of social welfare, etc. In such cases, does the State Government have a mechanism to coordinate the delivery of services and provide holistic support to women facing violence.)</p> <p>46. Any other measures that the State Government has taken to ensure support, relief and rehabilitation for victims of violence.</p> <p>47. Refer to Questions 17-23 in Column III of Item 1 to respond to questions VII-IX. Include information particularly on:</p> <ul style="list-style-type: none"> <li>- awareness raising on issues of violence against women</li> <li>- inclusion of issues of violence against women in educational / training and capacity building curricula</li> <li>- measures taken to sensitize the media on issues of violence against women.</li> </ul>
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	<p>implementing policies and legislation on violence against women, including police and other law enforcement officials, service providers, members of the judiciary, health professionals, social workers, etc?</p> <p>X. Has the State Government taken any steps to review and monitor the implementation of legislative provisions that address issues of violence against women?</p> <p>XI. Are State Government taken any specific measures to increase access to justice of women belonging to SC/ST, religious minorities, women with disabilities, who have been subjected to violence?</p> <p>XII. Has the State Government taken any steps to promote research and collect data on the incidence of violence against women in the state?</p>	<p>48. Has the State Government conducted any studies on the efficacy of laws relating to violence against women? If yes, provide information on the findings of the study.</p> <p>49. Has the State Government developed any indicators to assess the prevalence of violence and the adequacy of state response to violence?</p> <p>50. Has the State Government collected data disaggregated by caste, religious status, ethnicity, etc on violence against women for analysis and further action? If yes provide information on surveys conducted and action taken on the basis of the surveys conducted.</p> <p>51. Has the State Government taken any pro-active measures to ensure women’s safety and security both within their homes and outside?</p>
<p>☞ Adopt appropriate</p>	<p>I. Have there been any instances of witch hunting in the state? If</p>	

<p>measures to eliminate the practice of witch hunting</p> <ul style="list-style-type: none"> <li>☞ Prosecute and punish those involved</li> <li>☞ Provide for rehabilitation of and compensation to victimized women</li> <li>☞ Measures to be based on an analysis of causes</li> </ul> <p>(Para 27)</p>	<p>yes,</p> <p>II. Has the state conducted any studies into the causes, methods and prevalence of the practice?</p> <p>III. Does the state have a plan of action/ strategy to address the issue of witch hunting?</p> <p>IV. Does the State have a law to address the issue of witch hunting?</p> <p>V. Does the State have any specific schemes/programs for the provision of relief and rehabilitation to victims of witch hunting?</p>	<ol style="list-style-type: none"> <li>1. To respond to this section refer to Item 1 Column III Question 4.</li> <li>2. Provide information on schemes and programs with reference to Item 1 Column III Question 2</li> </ol>
<p>Create awareness of forms of violence rooted in custom as an infringement of women’s rights.</p> <p>(Para 27)</p>	<p>I. What measures has the state taken to create awareness on rooted in custom that infringe constitutional rights?</p>	<ol style="list-style-type: none"> <li>1. To respond to this question refer to Columns II and III of Item 2.</li> </ol>
<p>? Mechanism to monitor the effective enforcement of</p>	<p>I. Has the State Government put in place any mechanism to monitor the effective implementation of the SC/ST Act?</p>	<ol style="list-style-type: none"> <li>1. Number of courts designated / instituted as Special Courts under the SC/ST Act</li> <li>2. Number of Special Public prosecutors appointed.</li> <li>3. How many cases have been registered under the SC/ST Act in the</li> </ol>

<p>the SC/ST Prevention of Atrocities Act. ? Increase literacy and access to justice. (Para 29)</p> <p>? Eradication of manual</p>	<p>II. What measures has the State Government taken to ensure the effective implementation of the SC/ST Act?</p> <p>III. Has the State Government put in place any support delivery mechanisms to facilitate access to justice for SC/ST women under the SC/ST Act?</p> <p>IV. Does the State Government have a scheme /program for</p>	<p>period June 2006-June 2010? Provide data segregated by sex</p> <p>4. How many cases have resulted in conviction in the period June 2006-June 2010? Include information on convictions in cases where women have reported complaints under the SC/ST Act.</p> <p>5. Has there been any penalties imposed on public servants for neglect of duties under the SC/ST Act in the period June 2006-June 2010? Include number of cases and the nature of the proceedings.</p> <p>6. Number of orders granted under the SC/ST Act in the period June 2006-June 2010.</p> <p>7. Number of cases where a breach of an order has been reported in the period June 2006-June 2010.</p> <p>8. Number of cases where an appeal has been filed against orders granted by the Special Court in the period June 2006-June 2010.</p> <p>9. Has the State Government taken any of the measures prescribed under Section 21 of the SC/ST Act? If yes, provide information on the measures taken its effectiveness in ensuring the implementation of the SC/ST Act. Mention particularly if the State Government has conducted any periodic survey of the workings of the provisions of the SC/ST Act and action taken on the basis of the results of the survey.</p> <p>10. Has the State Government taken any other measures to ensure the effective implementation of the SC/ST Act? If yes, provide information on the same.</p> <p>11. Does the State have a statutory bodies/agencies or any other mechanism to review the position of persons belonging to SC/ST in the state? If yes, provide information on the activities undertaken by such an agency in the period June 2006-June 2010.</p> <p>12. Provide information on the Scheme/program with reference to Item 1 Column III Question 2. Include information on the benefits that</p>
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scavenging. (Para 29)	the rehabilitation of scavengers?	women have availed of under the Scheme/program 13. Has the State Government taken any other measures to eradicate manual scavenging? If yes, provide information on the measures undertaken.
<b>Item 4</b>		
<b>CEDAW Article 7- Political and Public Life</b> <b>Concluding Comments: Para 43</b> <b>BPFA: Strategic Goal G1, G2</b>		
? To provide information on the number and ranking of women in government service	I. Has the State Government adopted any policies to promote women's representation in political and public life?	1. Provide information on the number and ranking of women in government service. Include information on the number and ranking of women in the judiciary. 2. Has the State Government set any specific targets or taken any measures to increase the number of women in government services and public administration positions with a view to achieving equal representation of men and women. If yes, provide information on the measures that have been taken and its effectiveness.(E.g. specific inclusion of women in joint forest management committees)
? The impact, trends of over time of measures taken to increase the representation of women in public and political life (Para 43)	II. Has the State Government taken any measures to monitor and evaluate progress in representation of women in political life?	3. Has the State Government conducted research/ data collection and analysis of qualitative and quantitative data on men and women at various decision-making positions in the public and private sector? If yes, what are the findings of such studies and action taken on recommendations made. 4. Has the State Government conducted any reviews of criteria for recruitment and appointment to advisory and decision-making bodies and promotion to higher positions to ensure that such criteria are relevant and do not discriminate against women? (BPFA Para 192 c.)

	<p>III. Has the State Govern taken any steps to promote and protect equal rights of women to engage in political activities including in the membership of political parties and trade unions? (BPFA Para 190 c.)</p>	<ol style="list-style-type: none"> <li>5. Provide information on the following: <ol style="list-style-type: none"> <li>a. Percentage of women members in political parties</li> <li>b. What is the nature of participation of these women in the work of the political parties</li> <li>c. What measures have political parties adopted to increase women’s membership?</li> <li>d. What percentage of women stand as candidates for publicly elected bodies? What is the proportion of women to men that are elected?</li> <li>e. What measures have political parties adopted to increase the number of women office holders?</li> </ol> </li>   <li>6. What percentage of women participates in elections? Has there been an increase over time in women’s participation in the elections?</li>   <li>7. Has the State taken any measures to secure the safety and security of elected women members at all levels of governance in performing their functions? If yes, provide information on the measures taken and its effectiveness.</li>   <li>8. Does the State have a law governing Panchayat raj and municipal bodies? If yes, provide information on <ol style="list-style-type: none"> <li>a. Number of women present in such bodies. Include information on whether there has been any increase in the numbers of women in such bodies.</li> <li>b. Infrastructure and other forms of support provided to enable them to perform their duties. Provide information on the nature of support provided.</li> </ol> </li>   <li>9. Has the state reviewed the laws on panchayat raj to assess whether it has any discriminatory impact on women? (E.g. disqualification of candidates for having more than 3 children.)</li> </ol>
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<b>Item 5</b>		
<p><b>CEDAW Article 10- Education</b>  <b>Concluding Comments: Para 31, 33, 35</b>  <b>BPFA: Strategic goals B1, B2, B3, B4, B5, B6</b>  <b>MDG: Target 4</b></p>		
<p>✍ Implement Sachar Committee Report with regard to education</p> <p>✍ Efforts to close the gap in literacy rates between women and men</p> <p>✍ Create benchmarks and monitor achievement</p> <p>✍ Information on budgetary allocation to adult education programs and the impact and trends over time of such</p>	<p>I. What measures has the State Government taken to implement the Sachar Committee recommendations on education?</p> <p>II. Has the State Government taken any measures to reduce gender inequalities in educational participation?</p>	<p>1. If the State Government has taken action on the recommendations of the Sachar Committee Report, provide information on the measures adopted and action taken, as well as information on the manner in which such measures were monitored and the outcomes of such measures.</p> <p>2. Has the State Government taken any measures to ensure girl children's access to free primary education?</p> <p>3. Has the State Government instituted any quotas in education in secondary schools, universities, other tertiary education institutes, vocational training programs?</p> <p>4. Has the State Government established special scholarships for girls? If yes, provide information disaggregated on the basis of membership to SC/ST, minority religion, HIV status, etc.</p> <p>5. Has the State Government adopted any policies, scheme, programs to provide incentives to facilitate access of girls to education, including the provision of free textbooks, free uniform materials, midday meals, subsidized transport, separate toilets for girls, scholarships at different levels, community mobilization efforts and other incentives to keep girls in school until the school leaving age? If yes, provide information with reference to Item 1, Column II, Questions 1, 2.</p> <p>6. Has the State Government initiated any non-formal education program for out of school boys and girls. Provide information</p>

<p>programs</p>	<p>III. What indicators does the State Government use to monitor its policies/schemes/programs in facilitating women's access to education?</p>	<p>disaggregated on the basis of sex, membership to SC/ST, religious minorities, disabled women/girls, etc.</p> <ol style="list-style-type: none"> <li>7. Has the State established any special vocational programs for women?</li> <li>8. Has the State Government undertaken any adult education program for illiterate women, women with low literacy levels?</li> <li>9. Has the State Government undertaken any adult education programs to meet specific needs of women e.g. health, income generating skills, self confidence, leadership skills, etc.</li> <li>10. Has the State Government undertaken any programs to increase the percentages of women providing education including women teachers, women principals of schools and training institutions, women vice chancellors and professors in universities, etc.</li> </ol> <p>Provide information on questions 6, 7, 8, 9,10 above with reference to Item 1, Column III, Question 2.</p> <ol style="list-style-type: none"> <li>11. Number of women's studies courses available in universities. Also provide information on the courses offered.</li> <li>12. Number of women's studies centers established in colleges and universities. Provide information on activities undertaken by such centers.</li> </ol> <p>13. Does the State Government collate data disaggregated by sex, caste, ethnicity, class, etc on issues relating to educational participation including:</p> <ol style="list-style-type: none"> <li>a. Age specific participation rates</li> <li>b. Retention rates</li> <li>c. Drop out rates</li> <li>d. Percentage of girls in total enrolment at all levels of education</li> <li>e. Percentage of girls in non formal literacy /education programs</li> <li>f. Percentage of girls with disabilities in education institutions and training</li> </ol>
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		<p>programs</p> <ul style="list-style-type: none"> <li>g. Percentage of women in universities and tertiary education institutions</li> <li>h. Percentage of girls/women of total successful competitive scholarship examinations at all levels, public secondary school examinations, university examinations</li> <li>i. Percentage of women graduates in the different graduate disciplines including medicine, law, engineering, sciences, agriculture</li> </ul> <p>14. In what ways is the data collected as mentioned under Question 11 above used to improve women’s access to education?</p>
<p>? State to initiate and monitor the reform or text books at the state level to eliminate all gender-based stereotypical roles.</p> <p>? Gender issues and sensitivity training to be made an integral and substantive component of all teacher training. (Para 35)</p>		<p>Provide information with reference to questions raised in Item 2</p>

<b>Item 6</b>		
<b>CEDAW Article 11 and 13- Employment, Social and Economic Benefits</b>		
<b>Concluding Comments: Para. 37, 45, 49</b>		
<b>BPFA: Strategic Objectives A1, A2, A3, F1, F2, F3, F4, F5, F6</b>		
<p>Provide data disaggregated by sex, caste, minority status and ethnicity of the beneficiaries under the NREGA (Para 37)</p>	<p>I. Has the State Government notified a Scheme under the NREGA? II. Does the Scheme provide any specific provision for women?</p>	<p>1. Provide information on the manner in which the Scheme under the NREGA is being implemented. (Refer to Item 1 Column III Question 2 to respond to this question) 2. Provide information on the manner in which women have benefited from the Scheme. Include information disaggregated by sex, caste, minority status and ethnicity. 3. Has the State Employment Guarantee Council undertaken the monitoring and review of the implementation of the NREGA? If yes, include information on the results of such monitoring and review with particular regard to the benefits availed by women under the NREGA. 4. Has the State Government adopted any indicators to monitor the implementation of the NREGA? If yes, provide information on the use of such indicators in assessing women's access to benefits under the NREGA and the Scheme.</p>
<p>? Proactive measures to bring financial institutions on board with the agenda of development and empowerment of women through issuance of microcredit.</p>	<p>I. What steps has the State Government taken to ensure the effective implementation of labor and industrial law provisions applicable to women?</p>	<p>1. Include information particularly on steps taken to implement the Equal Remuneration Act, the Maternity Benefit Act, Child Labor (Prohibition and Regulation) Act, and laws to eradicate bonded labor. Provide information on the number of women who have benefitted from the provisions of this law and the effectiveness of</p>

<p>? Appropriate mechanisms to regulate the functioning of micro-credit finance institutions to protect interest of poor women</p> <p>? To establish programs with goals and timelines to issue credit to poor women who are not able to participate in self help groups and do not otherwise have access to credit. (Para 37)</p> <p>? To take proactive measures to close the wage gap between women and men.</p> <p>? To pay specific attention and adopt a comprehensive approach to address the problems of poor women in urban areas. (Para 45)</p>	<p>II. What steps has the State Government taken to improve conditions of work and provide social security to women working in the unorganized sector?</p> <p>III. Has the State Government conducted any studies/research to review the functioning of laws/policies/schemes/programs to</p>	<p>the implementation measures taken.</p> <p>2. Provide information on how women have benefitted from schemes/programs undertaken to towards poverty alleviation and income generation including schemes/programs to promote self-employment and wage employment, access to micro-credit, special measures take to increase credit outreach to women who are not able to participate in self help groups. Provide information with reference to questions in Item 1 Column III Question 2.</p> <p>3. Does the State Government have any schemes/programs to provide insurance and social security to women home based workers and other women working in the unorganized sector? If yes, provide information with reference to questions in Item 1 Column III Question 2.</p> <p>4. Does the State Government have any mechanism which women who consider that they have been unfairly treated can use to complain? If yes, provide information on the number of complaints filed, the procedure adopted to deal with such complaints, and the outcomes in cases where women have complained.</p> <p>5. What indicators has the State Government developed to assess and evaluate the functioning of laws/policies/programs/schemes? Also include information on measures taken to collate</p>
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	<p>assess how poor women have been able to benefit from these measures?</p>	<p>data on labor force participation, women's participation in professions, unemployment rates for men and women, percentage of women employed in Special Economic Zones, work related benefits availed of by women workers, coverage of social security schemes and legislation, maternity benefits availed of, health and safety of women workers in their workplace, child care facilities provided to women workers, etc. Provide information on the outcomes of such evaluations and action taken to promote access to employment and income generation facilities.</p>
<p><b>Item 7</b></p> <p><b>CEDAW Article 12- Health Care</b>  <b>Concluding Comments: Para 39, 41</b>  <b>CEDAW Committee General Recommendation 24</b>  <b>BPFA: Strategic Objective C1, C2, C3, C4, C5</b>  <b>MDG: Goal 5</b></p>		
<p>? Mechanisms and procedures for the effective implementation and monitoring of the PC&amp;PNDT Act</p> <p>? Safeguards to prevent the criminalization of women who are pressurized into seeking sex selective abortions (Para 39)</p>	<p>I. Has the State Government appointed Appropriate Authorities under the PC&amp;PNDT Act?</p>	<p>1. Number of Appropriate Authorities appointed. Also include information on</p> <ol style="list-style-type: none"> <li>a. Provide information on the activities undertaken by the multi-member state level appropriate authority</li> <li>b. Level at which the appointments have been made, whether district or sub-district or other levels</li> <li>c. Whether Appropriate Authorities have to perform other functions in addition to their duties under the PC&amp;PNDT Act. If yes, provide a brief description of the functions undertaken or positions held by the Appropriate Authority.</li> <li>d. Number of registrations granted by the Appropriate Authority under the PC&amp;PNDT Act?</li> </ol>

	<p>II. Has the State Government put in place Advisory Committees to assist the Appropriate Authority in implementing the PC&amp;PNDT Act?</p>	<ul style="list-style-type: none"> <li>e. Number of inspections, searches/ seizures conducted by the Appropriate Authorities.</li> <li>f. What is the action taken by Appropriate Authorities on reports received from units under the PC&amp;PNDT Act on pregnancy related diagnostic services rendered?</li> <li>g. Number of cases in which the Appropriate Authority has cancelled/suspended the registration of a unit on grounds of violating the provisions of the PC&amp;PNDT Act.</li> <li>h. Number of cases where the Appropriate Authority has filed cases in court for the violation of the provisions of the PC&amp;PNDT Act. What has been the outcome in such cases?</li> <li>i. Efforts taken by the Appropriate Authority to create awareness on the issue of sex determination and sex selective abortions</li> <li>j. Has there been any action taken against Appropriate Authorities for neglecting to perform their duties under the PC&amp;PNDT Act?</li> <li>k. Has the State Government issued any protocols to allow Appropriate Authorities to access police support in performing their duties under the PC&amp;PNDT Act?</li> <li>l. Budgets, infrastructure and personnel allocated to the Appropriate Authority to perform their functions under the PC&amp;PNDT Act.</li> </ul> <p>2. Number and composition of Advisory Committees appointed under the PC&amp;PNDT Act. Also include information on</p> <ul style="list-style-type: none"> <li>a. Level at which Advisory Committees have been put in place</li> <li>b. Efforts taken to ensure that the Advisory Committee is</li> </ul>
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	<p>III. Has the State Government appointed a State Supervisory Board to monitor the implementation of the PC&amp;PNDT Act?</p>	<p>functioning in accordance with the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) (Advisory Committee) Rules, 1996.</p> <ul style="list-style-type: none"> <li>c. Number of instances wherein the names of the members of the Advisory Committees have been published</li> <li>d. Regularity of meetings of Advisory Committees.</li> <li>e. Publication of the minutes of Advisory Committee meetings</li> <li>f. Any steps taken to remove members of the Advisory Committee in cases where they have not performed their functions in a satisfactory manner.</li> </ul> <ul style="list-style-type: none"> <li>3. Has the State Supervisory Board been submitting reports on the implementation of the PC&amp;PNDT Act? If yes provide information on the content of such reports and action taken on the recommendations made therein.</li> <li>4. Has the State Supervisory Board undertaken to review the provisions of the PC&amp;PNDT Act in light of steps taken to implement the law and provided recommendations for law reform? If yes, provide information on the outcomes of such reviews</li> <li>5. Does the State Supervisory Board collect statistics on birth records at the state level? If yes, provide information on how such activities has translated to efforts taken for the effective implementation of the PC&amp;PNDT Act.</li> <li>6. What is the form/procedure of reporting adopted by the State Supervisory Board to liaise and coordinate with the Central Supervisory Board?</li> </ul>
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	<p>IV. Has the State Government put in place any taskforce or inspecting and monitoring committees to review the implementation of the PC&amp;PNDT Act and conduct investigations into violations of the PC&amp;PNDT Act?</p> <p>V. Has the State Government taken any other measure to ensure the effective implementation of the PC&amp;PNDT Act?</p>	<p>7. Provide information on the activities undertaken by the taskforce/ inspecting and monitoring committee, its composition and its effectiveness in implementing the PC&amp;PNDT Act.</p> <p>8. Include information on the following:</p> <ul style="list-style-type: none"> <li>a. Number of legal trainings on the PC&amp;PNDT Act provided to Appropriate Authorities and members of the Advisory Committees in the period June 2006-June 2010</li> <li>b. Number of legal training on the PC&amp;PNDT Act provided to the members of the judiciary, public prosecutors, police, Legal Services Authorities, etc in the period June 2006-June 2010</li> <li>c. Whether any steps have been taken to put in place information systems on the implementation of the PC&amp;PNDT Act at the state level to allow the general public to access such information</li> <li>d. Has the High Court of the State issued any protocols, practice guideline on the manner in which cases filed under the PC&amp;PNDT Act are to be dealt with?</li> <li>e. Has the State Government taken any measures to create awareness on the PC&amp;PNDT Act?</li> <li>f. Is training on the PC&amp;PNDT Act included in the curriculum of medical colleges and other educational institutions?</li> </ul>
<p>? Increased attention to female</p>		<p>Provide information on law/ policies/schemes /programs with</p>

<p>health throughout the life cycle including in key areas of pregnancy and non-pregnancy related morbidity and mortality</p> <ul style="list-style-type: none"> <li>? Strengthen access to food security, primary health care and adequate sanitation especially in rural areas</li> <li>? Establish mechanisms to monitor access to health care and health delivery systems</li> <li>? Increase allocations to health care</li> <li>? Decrease maternal mortality by establishing obstetric delivery services and ensuring women’s access to health services including safe abortions and comprehensive contraceptive services</li> <li>? Balance the roles of public and private health providers</li> <li>? Monitor privatization and its impact on the health of poor women.</li> </ul> <p>(Para 41)</p>		<p>reference to questions raised in Item 1 Column III Questions 1 and 2.</p> <p>Provide information on indicators and evaluation studies conducted with reference to respond to the issues raised in Column I</p>
<p><b>Item 8</b></p> <p><b>CEDAW Article 14- Rural Women</b>  <b>Concluding Comments: Para 47</b>  <b>BPFA: Strategic Goal A1, K1</b></p>		

<p>? Study the impact of mega projects on tribal and rural women to institute safeguards against the violation of their rights</p> <p>? To ensure that surplus land given to displaced rural and tribal women is cultivable</p> <p>? Efforts to ensure that tribal and rural women have individual rights to inherit and own land and property. (Para 47)</p>	<p>I. Do rural women participate in developing economic/agricultural policies and other policies that have an impact on livelihood? If yes, what is the consultative process adopted to elicit their opinions.</p> <p>II. Has the State Government undertaken any land of agrarian reform? If yes, how has this affected rural women’s title to land?</p> <p>III. Has the State Government enacted any laws that recognize tribal and rural women’s right to inherit and own land and property?</p>	<p>1. Include information how mega projects are planned, impact assessment studies conducted prior to sanctioning such projects, methods adopted to consult the community affected by such projects, manner in which relief and rehabilitation packages are disbursed to those displaced or otherwise affected by such projects.</p> <p>2. Provide information on the land and agrarian reform undertaken. Also include information on how women’s equal access to land and property ownership have been promoted through these measures.</p> <p>3. Provide information on the law with reference to questions in Item 1 Column III Questions 3 and 4.</p>
<p><b>Item 9</b></p>		
<p><b>CEDAW Article 15 and 16- Equality before the law and in civil matters, Equality in Marriage and Family Law</b> <b>Concluding Comments: Para 57, 59</b></p>		
<p>To take proactive measures to effectively implement the CMRA</p>	<p>I. Has the State Government taken any steps to implement</p>	

with a view to eradicate child marriages (Para 57)	the Prohibition of Child Marriages Act, 2007?	
Enact a law requiring the compulsory registration of marriages (Para 59)	<p>I. Has the State Government enacted any laws requiring the compulsory registration of all marriages?</p> <p>II. What steps has the State Government taken to implement Supreme Court directions issued in the case of <i>Smt Seema v Ashwini Kumar</i> (2008)1 SCC 180.</p>	<p>1. If yes, provide information on</p> <ol style="list-style-type: none"> <li>a. Who is covered under the state law?</li> <li>b. Information on authorities appointed to register marriage in the state? Number, level at which appointments have been made and the .</li> <li>c. Requirements stipulated in the law for registering marriages</li> <li>d. Procedure prescribed in the law for registering marriages</li> <li>e. Number of marriages registered and number of registration certificates issued under the law</li> <li>f. Manner in which records are maintained of marriages registered under the Act</li> <li>g. Measures taken by the State Government to create awareness on the provisions of this law and to promote the registration of marriages in urban and rural areas.</li> </ol> <p>2. Provide information on the reports submitted to the court on the implementation of the directions of the court.</p>

## **Annexure**

### **List of Central Laws and Legal Provisions Applicable to Women in India<sup>3</sup>**

#### Employment and labor

1. Bonded Labour System (Abolition) Act, 1976
2. Contract Labour (Regulation & Abolition) Act, 1979
3. Employees State Insurance Act, 1948
4. Equal Remuneration Act, 1976
5. Factories Act, 1948
6. Inter-state Migrant Workmen (Regulation of Employment & Conditions of Service) Act, 1979
7. Legal Practitioners (Women) Act, 1923
8. Maternity Benefit Act, 1961
9. Minimum Wages Act, 1948
10. Child Labour (Prohibition and Regulation) Act, 1986
11. Payment of Wages Act, 1936
12. Plantations Labour Act, 1951
13. Workmen's Compensation Act, 1923
14. Beedi & Cigar Workers (Conditions of Employment) Act, 1966
15. Cine Workers and Cinema Theatre Workers (Regulation of Employment) Act, 1981
16. Mines Act, 1952
17. Supreme Court guidelines on addressing sexual harassment at the workplace

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<sup>3</sup> Compiled from <http://wcd.nic.in/>

### Laws on violence against women

1. Relevant provisions of Indian Penal Code, 1860 including provisions on dowry deaths, cruelty within marriage, rape, molestation, etc.
2. Relevant provisions of Code of Criminal Procedure, including procedure to obtain maintenance.
3. Relevant provisions of the Indian Evidence Act
4. Immoral Traffic (Prevention) Act, 1956
5. Dowry Prohibition Act 1961
6. Commission of Sati (Prevention) Act, 1987
7. Protection of Women from Domestic Violence Act, 2005
8. Prohibition of Child Marriages Act, 2006

### Family laws

1. Foreign Marriage Act, 1969
2. Guardians and Wards Act. 1890
3. Indian Succession Act, 1925
4. Married Women's Property Act, 1874
5. Hindu Marriage Act, 1955
6. Hindu Succession Act, 1956
7. Indian Divorce Act, 1869
8. Hindu Minority & Guardianship Act, 1956
9. Hindu Adoption & Maintenance Act, 1956
10. Special Marriage Act, 1954
11. Muslim Personal Law (Shariat) Application Act, 1937
12. Converts Marriage Dissolution Act, 1966
13. Christian Marriage Act, 1872
14. Family Courts Act, 1984

### Health Laws

1. Medical Termination of Pregnancy Act, 1971

2. Preconception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994
3. Mental Health Act, 1987

#### General Laws

1. National Commission for Women Act, 1990
2. Indecent Representation of Women Act, 1986