



Government of the People's Republic of Bangladesh

**Domestic Violence
(Prevention and Protection)
Rules, 2013**

Ministry of Women and Children Affairs
May 2013

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NOTIFICATION

Date : 16 Baishakh, 1420 Bengali/29 April, 2013 AD. S. R. O No.116/Law/2013. In exercise of the powers conferred by section 36 of the Domestic Violence (Prevention and Protection) Act, 2010 (Act 58 of 2010), the Government is pleased to make the following rules, namely:

1. **Short title and commencement-** These rules may be called the Domestic Violence (Prevention and Protection) Rules, 2013.
2. **Definitions-** In this rules, unless there is anything repugnant in the subject or context.
 - (a) **"Act"** means the Domestic Violence (Prevention and Protection) Act, 2010 (Act 58 of 2010);
 - (b) **"Booklet"** means any booklet published by the ministry relating to prevention and protection of domestic violence;
 - (c) **"Domestic violence"** means any act as defined in section 3 of the Act;
 - (d) **"Enforcement officer"** means the Upazila Women Affairs Officer under the control of the Department of Women Affairs or any officer appointed by the government under section 5 of the act;

- (e) **"Form"** means any form prescribed by these rules;
- (f) **"Ministry"** means Ministry of Women and Children Affairs;
- (g) **"Victim"** means a child or woman who is or has been or is at risk of being subjected to domestic violence by any other member of the family to whom a family relationship exists.

3. **Information to be provided to the enforcement officer, etc.-**
 - (1) Any victim or any other person on her/his behalf, reasonable believe that domestic violence has taken place or is likely to take place, then she/he will inform the matter according to form-A either by writing or orally or by telephone or mobile phone or by e-mail to the enforcement officer having jurisdiction in the area.
 - (2) Any information received under sub-rule (1) the enforcement officer shall enter it into register maintained under Form-B and supply a copy of it to the victim or the informant free of cost.
4. **Responsibilities of enforcement officer.-** For the purpose of the clause (j) of sub-section (1) of section 6 of the act and not derogating the generality of that section, the enforcement officer shall perform the following duties and responsibilities, namely:
 - (a) Inform the victim about her rights and remedies given in the law and supply of booklets free of cost;
 - (b) If necessary, assist the victim or any other person on her behalf to fill up the Form-A;
 - (c) Extend necessary cooperation to the disabled women and children victim considering their disability;

- (d) Assist the court according to its demand or direction;
- (e) Follow up the progress of the domestic violence cases either with the assistance of service providing organization or by his/her own initiative.

5. List of service provider.- (1) According to sub-section (1) of section 7 of the act, any service provider organization can apply to the ministry according to Form-C for enlistment as service providing organization.

(2) After receiving any application according to sub-section (1) the ministry, after satisfaction on the basis of performance can enlist the organization as service provider or can reject the application and shall inform the acceptance or rejection:

Provided that no application shall be rejected without giving an opportunity of being heard.

(3) Ministry will prepare division or districtwise list of the service providing organizations and send it to all enforcement officer and also publish the list in the newspaper and web-site of ministry.

(4) After receiving the service provider's list according to sub-section (3), the enforcement officer will display it in his office notice board or any open place so that it can be easily visible.

6. Responsibilities of the service providing organization.- For the purpose of the clause (d) of sub-section (2) of section 7 of the act and not derogating the generality of that section, the service providing organization shall perform the following duties and responsibilities, namely:

- (a) Inform the victim about her rights and remedies according to the act;
- (b) Distribute booklets supplied by the ministry free of cost for publicity;
- (c) Assist the victim to fill up the Form-A and record and preserve the information according to Form-D and supply it's copy to the victim free of cost;
- (d) Take necessary action to provide desired service according to the act and inform the matter to the nearest police station and the enforcement officer;
- (e) Provide necessary cooperation to the disabled women and children victim;
- (f) Extend full cooperation and assistance to the enforcement officer to implement the provision of clause (d) of rule 4.

7. Responsibilities of the police officer.- For the purpose of the clause (f) of section 4 of the act and not derogating the generality of that section, the police officer shall perform the following duties and responsibilities, namely:

- (a) Filling up the Form-E after receiving the information of domestic violence and supply it's copy to the victim or where applicable, to the informant and inform the matter to the enforcement officer;
- (b) Preserve the article, materials, papers and documents related to domestic violence;
- (c) Assist the enforcement officer according to his needs to collect information regarding domestic violence and other related issues.

8. Procedure to apply to the court.- According to section 11 of

the act, the victim or on behalf of her informant, enforcement officer or service providing organization can apply to the court by fulfilling the Form-F through an advocate.

9. **Application against breach of protection order.-** A breach of protection order or any terms and condition of it by the respondent, the victim or on behalf of her any person can apply directly to the court who passed the protection order or can apply to the enforcement officer in written and he will send it to the concerned court.

10. **Responsibility of the ministry.-** Ministry will provide training to the enforcement officer, police officer, service providing organization and related persons by term.

Form-A

[Vide Rules-3(1), 4(1) (b) and 6(c)]

Domestic violence information

Date of submitting information/complain:

1. Description of the victim:

Name and age	Occupation	Educational Qualification	Father/Husb -and's name	Mother's name	Permanent address	Shared residence/ present address	Mobile No. (if available)	Relationship with respondent	Number of family members

N.B. Nature of disability, if the victim is disable:

2. Description of the informant on behalf of victim: (if available)

Name and age	Occupation	Educational Qualification	Father/Husb -and's name	Mother's name	Permanent address	Present address	Mobile No. (if available)	Relationship with the victim

3. Description of the respondent:

Name and age	Occupation	Educational Qualification	Father/Husb-and's name	Mother's name	Permanent address	Present address	Relationship with victim	Mobile No. (if available)

4. Description of victim's children: (if available)

(a) Number of children:

(b) Description of children:

Sl.No.	Name	Age	Sex	Custodian at present (name & address)
1				
2				
3				
4				

5. Incidence of domestic violence:

Date, time and place	Nature of violence: physical/mental/sexual or financial loss[put (✓) mark on appropriate case] and summary of the incidence and relevant papers/documents	Comments

6. Whether remedy was sought in any other law?

Nature of the case and section	Name and address of the parties	GD no., case no, date of submission, name of police station and court	Present status and next date of the case

7. Nature of assistance or service required:

1.

2.

3.

4.

8. Attachments (where applicable):

1.

2.

3.

4.

5.

Signature/thumb impression with name of the victim/informant and date

Witness:

1)

2)

Signature and name of the person who assisted to fill up the form:

Register

Name and address of the office:

Sl. No.	Date and time of receiving information	Name, address and mobile no. of the victim/informant	Name, address and mobile no. of the respondent	Brief of the domestic violence	Information of other service providing organization where victim has been sent	Information regarding sending to the court (case no. date and present status of the case)	Description of the steps taken

Name and signature of the enforcement officer

Application form for the enlistment as service providing organization

To

Ministry of Women and Children Affairs
Bangladesh Secretariat, Dhaka.

1. Name of the organization:
2. Address, phone no. and e-mail of the head office:
3. Name, designation and address (with phone no.) of the designated person:
4. Registration no. and name of the law under which it was registered:
5. TIN no.:
6. Main activities of the organization :
7. Districts where the activities of the organization are going on:
8. Number of branch offices of the organization:
9. Nature of service provided : (Put (✓) mark on appropriate case)
10. Nature and detailed description of the services:
11. Any other information regarding the organization who are interested to be enlisted as service providing organization:

Signature of the applicant:

Date :

Seal :

**Necessary documents must be attached in favour of the information.*

Form-D
[Vide rule 6(c)]

**Register to be kept in the service
providing organization**

Sl. No.	Date and time of receiving information	Name, address and mobile no. of the victim/ informant	Name and address of the respondent	Brief descri- -ption of the domestic violence	Date of sending to the enforce- -ment officer	Description of the steps to be taken

Name, designation and signature
of the designated person

Form-E
[Vide rule 7(a)]

Register to be kept in the police station

Sl. No.	Date and time of receiving information	Name and address of the victim	Name and address of the respondent	Brief descri- -ption of the domestic violence	Date of sending to the enforce- -ment officer	Description of the steps to be taken

Name, designation and signature
of the designated person

Form-F

[Vide rule 8 & section 11 of the act]

Application form

Court of learned.....

Domestic violence case no..... / 201.....

Name :

Father/Husband :

Mother :

Address :

..... Applicant

Versus

Name :

Father/Husband :

Mother :

Address :

..... Respondents

Humble submission from the applicant is that,

1. Detailed information on domestic violence according to section 11 of the Domestic Violence (Prevention and Protection) Act, 2010 submitted by victim/ on behalf of victim informant / enforcement officer/service providing organization.
2. Seeking remedy for (according to the nature of violence):
3. If applicable, any other remedies according to section 15, 16 or 17 of the act:

So, considering the above circumstances and causes, domestic violence information and attached documents the learned court may kindly grant the aforesaid remedy, protection order in favour of victim against domestic violence and any other remedy according to law and for the ends of justice.

Place:

Applicant

Date :

Affidavit

By believing the above information correct and true according to my knowledge, today..... AD, I am putting my signature at the chamber of my engaged lawyer.

Signature of the person making affidavit

By order of the President,