



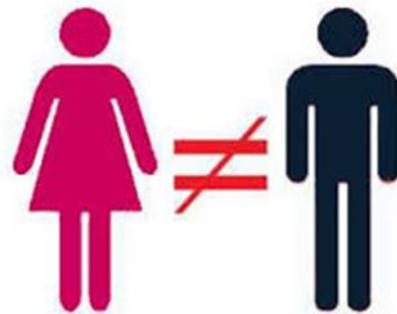
# THAILAND'S EFFORT TO END VIOLENCE AGAINST WOMEN WHICH IS ONE FORM OF CRIME MOTIVATED BY GENDER DISCRIMINATION

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# **I. CRIMES MOTIVATED BY GENDER DISCRIMINATION IN THAILAND, FOCUSING ON VIOLENCE AGAINST WOMEN**





“...violence against women and girls is the manifestation of a profound lack of respect – a failure by men to recognize the inherent equality and dignity of women ... Violence against women is tied to broader issues of power and control in our societies. We live in a male-dominated society. Women are made vulnerable to violence through the multiple ways in which we keep them unequal ...”

**UN Secretary General, Antonio Guterres**

# First case





**Second case**



## Third case



**BATTERED SPOUSE  
SYNDROME**





**What points do you see from these three different cases ?**





“While the vast majority of homicide victims are men, women continue to pay the highest price as a result of gender inequality, discrimination and negative stereotypes”



Yury Fedotov  
The UNODC Executive Director



## What is VIOLENCE AGAINST WOMEN ?





“Any act of gender-based violence that results in, or is likely to result in, physical, sexual or psychological harm or suffering to women, including threats of such acts, coercion or arbitrary deprivation of liberty, whether occurring in public or in private life.”



## The Declaration on the Elimination of Violence against Women



# Situation of violence against women in Thailand





the study on Thai women's experiences of and responses to domestic violence published in International Journal of Women's Health in 2018, about 16% of the 1,444 married or cohabiting women faced various forms of violence from their male partner, often repeatedly in most cases.





“A 41 percent of male vocational school students believe that husband is entitled to beat up his wife if he found that she is unfaithful to him”



A UNICEF-supported study on Comprehensive Sexuality Education in 2017





43.3% of 1,608 female respondents

“Wives or girlfriends must obey and pay attention to their partners.”



the Women and Men Progressive Movement Foundation (WMPMF)



“A man is the front legs of an elephant”

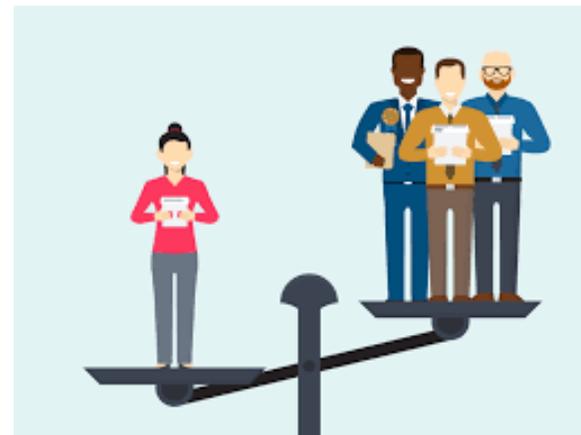


Attitudes





## **II. LEGISLATIVE DEVELOPMENT CONCERNING CRIMES MOTIVATED BY GENDER DISCRIMINATION**





“Whoever has sexual intercourse with a woman, who is **not his wife**, against her will, by threatening by any means whatever, by doing any act of violence, by taking advantage of the woman being in the condition of inability to resist, or by causing the woman to mistaken him for the other person, shall be punished with imprisonment for four to twenty years and a fine of eight thousand to forty thousand Baht”.

**The Penal Code of Thailand 1956 (B.E. 2499) Section 276.**



“ Whoever commits sexual intercourse with **any person** by threatening by any means, by doing harm, by exploiting a situation in which such person is unable to resist, or by causing such person to mistake the offender for any one else shall be liable to imprisonment from four years to twenty years and a fine of eighty thousand baht to four hundred thousand baht....”

the Penal Code Section 276 after Amendment in 2007



Article 3 “**Domestic violence**” means any conduct performed with the intention to inflict harm on a **family member’s** physical, mental or health condition, or with the intention that is likely to cause harm on a family member’s physical, mental or health condition, or any use of coercion or unethical dominance which compels a family member to commit, omit or accept any unlawful act, except an act committed through negligence”

**The Domestic Violence Victim Protection Act of B.E. 2550 (2007)**



Article 4 “ Any person who has committed an act of domestic violence shall be deemed to have committed **a domestic violence offence**, and shall be liable to imprisonment not exceeding six months or a fine not exceeding six thousand Baht, or both.  
.....”

The Domestic Violence Victim Protection Act of B.E. 2550 (2007)



### III. CHALLENGES OF CRIMINAL JUSTICE RESPONSE TO WOMEN EXPERIENCING CRIMES MOTIVATED BY GENDER DISCRIMINATION.





## A. Women as victims of crime

- Underreported to authorities
- Viewed as private issue or an internal family affair
- Re-victimized by the Criminal Justice Process
- Impunity for perpetrators

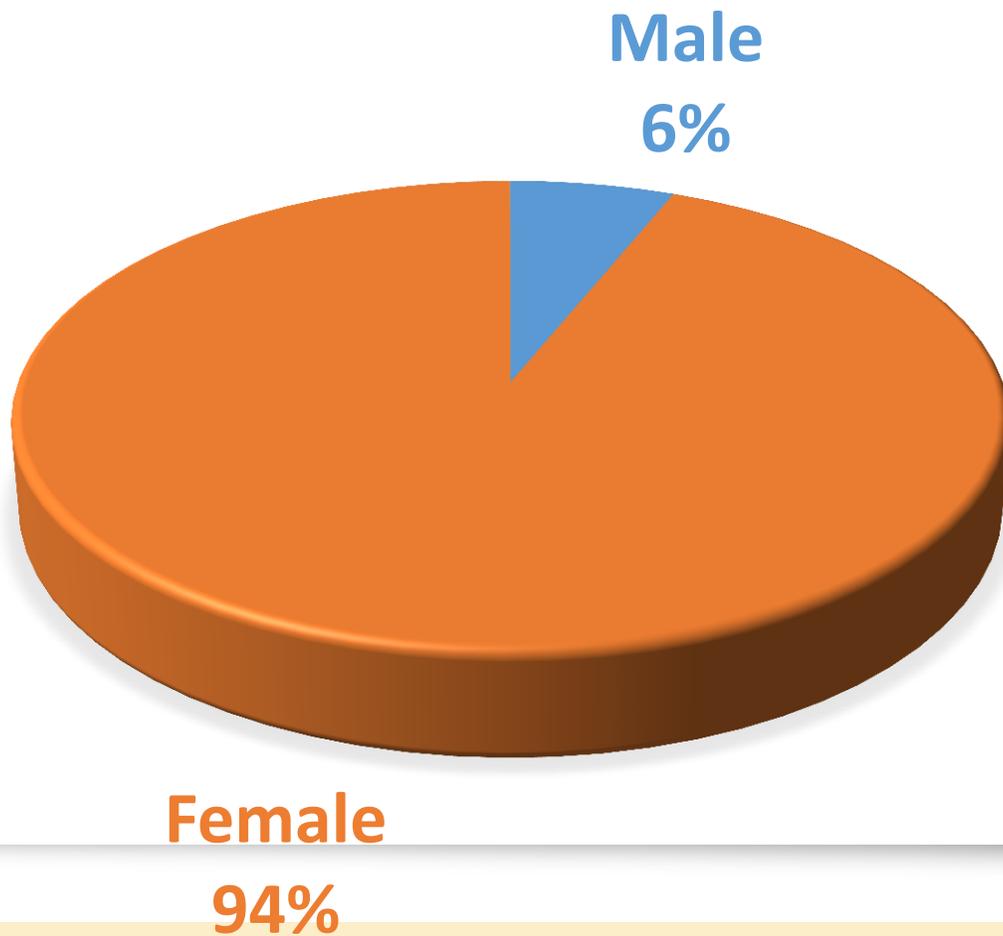




Number of victims of violence from One Stop Crisis Center (OSCC) Statistic in 2017

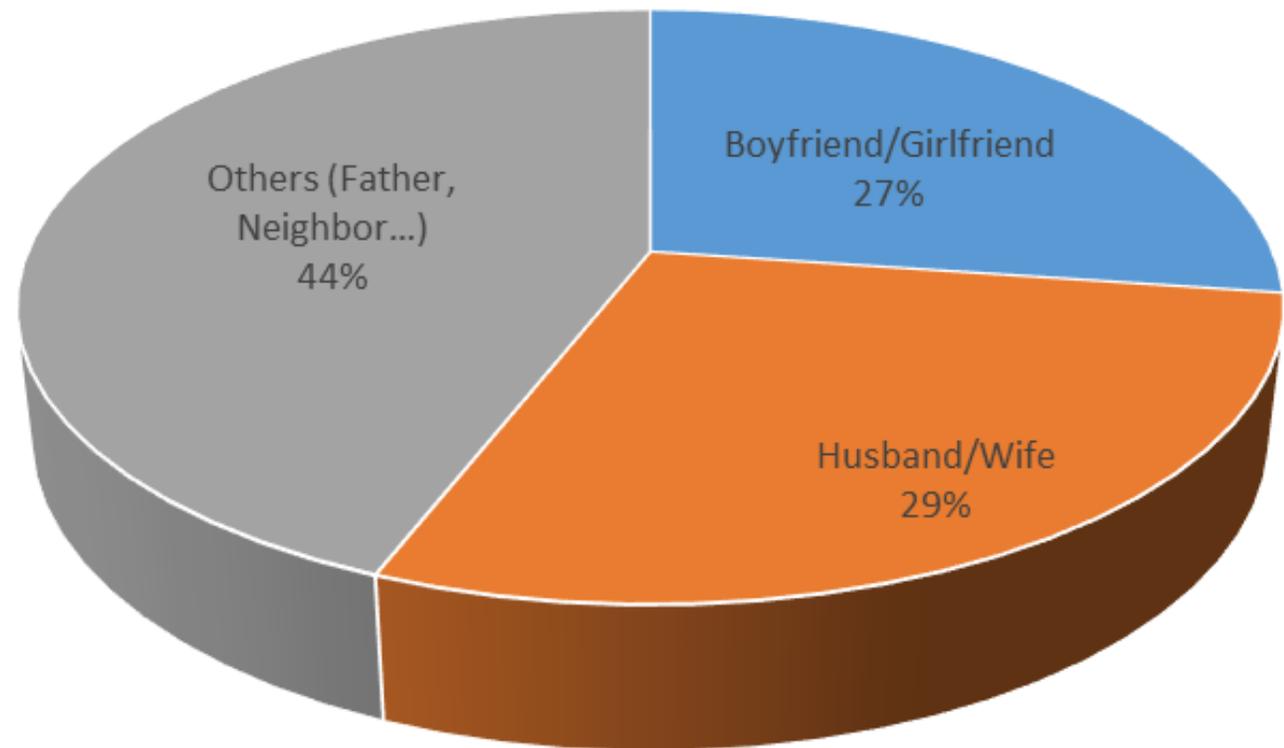
<b>Year</b>	<b>Male</b>	<b>Female</b>	<b>Other</b>	<b>Total</b>
2017	1,301	19,910	7	21,218

Average = 58 victims per day





## Relationship between Perpetrators and Victims



More than 50 % are intimate partners

■ Boyfriend/Girlfriend   ■ Husband/Wife   ■ Others (Father, Neighbor...)



Type of Charge	Relationship between perpetrator and victim						
	Spouse	Ex-spouse	Common Law Partner	Children	Adopted child	Family member	Dependent
1. Violence against Life, Body, and Mind	66	15	15	13	-	39	2
2. Sexual Violence	1		1	5	-	5	0
3. Violence against Freedom	-	-	-	-	-	-	-
4. Violence against Health	0	0	1	-	-	-	1
<b>Total</b>	67	15	17	18	0	44	3

Table 1 Statistic of violence cases, classified by charge and the relationship between the perpetrator and the victim for the fiscal year 2017 (1 Oct 2016- 30 Sept 2017)



Type of Charge	Amount							
	perpetrator's age between 0 - 18 years old		perpetrator's age above 18 years old		victim's age between 0 - 18 years old		victim's age above 18 years old	
	Male	Female	Male	Female	Male	Female	Male	Female
1. Violence against life, body, and mind	2	-	130	16	3	14	32	107
2. Sexual Violence	-	-	10	-	-	8	-	2
3. Violence against freedom	-	-	-	-	-	-	-	-
4. Violence against health	-	-	2	-	-	-	-	2
5. Social Violence (négligence, abandonment, etc.)	-	-	-	-	-	-	-	-
<b>Total</b>	<b>2</b>	<b>0</b>	<b>142</b>	<b>16</b>	<b>3</b>	<b>22</b>	<b>32</b>	<b>111</b>

Table 2 Statistic of violence cases, classified by charge. Cases amount classified by age and perpetrator's gender, age and victim's gender for the fiscal year 2017 (1 Oct 2016- 30 Sept 2017)



Type of Charge	Relationship between perpetrator and victim						
	Spouse	Ex-spouse	Common law partner	Children	Adopted child	Family member	Dependent
1. Violence against life, body, and mind	56	12	28	23	4	33	2
2. Sexual Violence	-	-	-	1	-	1	2
3. Violence against freedom	-	-	1	-	-	-	-
4. Violence against health	-	-	-	-	-	-	-
5. Social Violence (negligence, abandonment, etc.)	-	-	-	-	-	-	-
<b>Total</b>	56	12	29	24	4	34	4

Table 1 Statistic of violence cases, classified by charge and the relationship between the perpetrator and the victim for the fiscal year 2018 (1 Oct 2017- 30 Sept 2018)



**Amount**

Type of Charge	perpetrator's age between 0 - 18 years old		perpetrator's age above 18 years old		victim's age between 0 - 18 years old		victim's age above 18 years old	
	Male	Female	Male	Female	Male	Female	Male	Female
	<b>1. Violence against life, body, and mind</b>	1	-	138	13	9	10	18
<b>2. Sexual Violence</b>	1	-	1	-	-	2	-	-
<b>3. Violence against freedom</b>	-	-	-	-	-	-	-	-
<b>4. Violence against health</b>	-	-	-	-	-	-	-	-
<b>5. Social Violence (negligence, abandonment, etc.)</b>	-	-	-	-	-	-	-	-
<b>Total</b>	<b>2</b>	<b>-</b>	<b>139</b>	<b>13</b>	<b>9</b>	<b>12</b>	<b>18</b>	<b>122</b>

Table 2 Statistic of violence cases, classified by charge. Cases amount classified by age and perpetrator's gender, age and victim's gender for the fiscal year 2018 (1 Oct 2017- 30 Sept 2018)



## B. Women as criminal offenders caused by being abused in the past.

-The legal principle of **self-defense**



- **Battered woman** syndrome





## IV. THAILAND'S INTEGRATED EFFORTS TO OVERCOME THE CHALLENGES.





## A. Legislation.

improvement in the procedural law of Thailand





B. Raising awareness and changing mindset of people, especially law enforcement.

no matter how good the law is, if law enforcement does not understand the deeply rooted issue of power inequality between men and women, and have the correct attitudes towards gender discrimination, it is impossible to effectively enforce the law.





## C. Providing mechanism for access to justice



JAN  
2018

# DIGITAL IN THAILAND

A SNAPSHOT OF THE COUNTRY'S KEY DIGITAL STATISTICAL INDICATORS



TOTAL  
POPULATION



69.11  
MILLION

URBANISATION:

53%

INTERNET  
USERS



57.00  
MILLION

PENETRATION:

82%

ACTIVE SOCIAL  
MEDIA USERS



51.00  
MILLION

PENETRATION:

74%

UNIQUE  
MOBILE USERS



55.56  
MILLION

PENETRATION:

80%

ACTIVE MOBILE  
SOCIAL USERS



46.00  
MILLION

PENETRATION:

67%

we  
are  
social



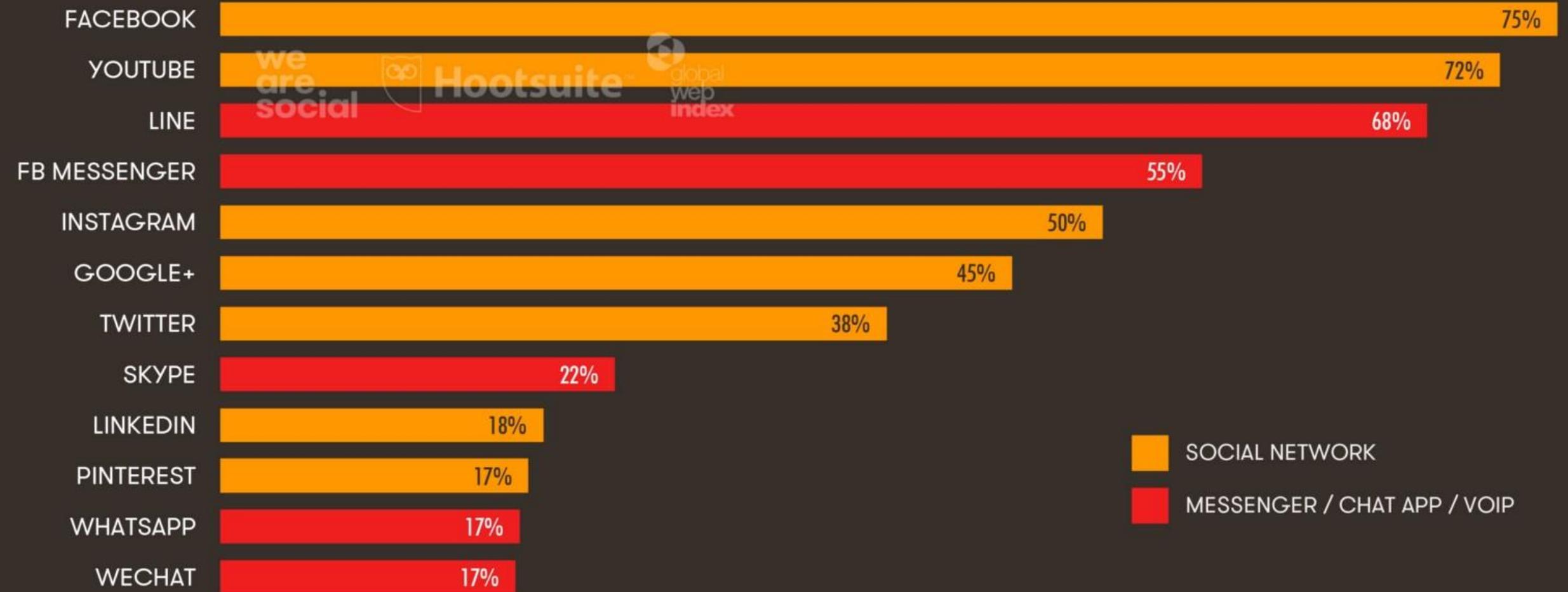
we  
are  
social



JAN  
2018

# MOST ACTIVE SOCIAL MEDIA PLATFORMS

SURVEY-BASED DATA: FIGURES REPRESENT USERS' OWN CLAIMED / REPORTED ACTIVITY



**SOURCE:** GLOBALWEBINDEX, Q2 & Q3 2017. BASED ON A SURVEY OF INTERNET USERS AGED 16-64. **NOTES:** DATA FOR PLATFORMS WITH AN ASTERISK (\*) IS COLLECTED IN A DIFFERENT PART OF THE SURVEY TO OTHER PLATFORM DATA. ALL DATA HAS BEEN REBASED TO SHOW TOTAL NATIONAL PENETRATION, REGARDLESS OF AGE. **ADVISORY:** FIGURES ARE BASED ON RESPONSES TO A SURVEY, AND MAY NOT CORRELATE TO SOCIAL MEDIA PENETRATION FIGURES SHOWN ELSEWHERE IN THIS REPORT; FOR FULL DETAILS, SEE THE NOTES AT THE END OF THIS REPORT.



# “Police Noi”



หุ่นยนต์โปลีน้อย  
โพสต์โดย Voice TV 21  
รับชม 140,746 ครั้ง



ช่วยผู้หญิงที่โดนคนใกล้ตัวทำร้าย  
ได้มีช่องทางในการแจ้งโดยไม่ต้องเผชิญหน้า



# -Artificial Intelligence (AI)





**End all forms of discrimination against all women and girls everywhere.**

**Eliminate all forms of violence against all women and girls.**

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**Promote peaceful and inclusive societies for sustainable development, provide access to justice for all and build effective, accountable and inclusive institutions at all levels**



