



ABSTRACT

Health and Family Welfare – Guidelines and protocols for Medico Legal Cases of victims of Sexual Violence – Prescribed by Government of India – Adoption of guidelines and protocol in all Hospitals in the State – Orders – Issued.

Health and Family Welfare (Z1) Department

G.O.(Ms) No:201

Dated: 11.07.2014

திருவள்ளூர் ஆண்டு: 2045

ஜய ஆனி : 27

Read:-

From the Secretary, Government of India, Department of Health and Family Welfare, Ministry of Health and Family Welfare, dated 17.4.2014.

ORDER :-

The Secretary to Government of India, Department of Health and Family Welfare, Ministry of Health and Family Welfare has forwarded "Guidelines and Examination Proforma for Medico legal cases of victims of Sexual Violence," drawn up by the Ministry in consultation with a host of medical and legal experts in the field of sexual violence, and administrative experts. The Secretary, Government of India has stated that the aim behind the guidelines is to bring about certain degree of uniformity in approaching, treating and documenting cases of sexual violence, especially rape. He has also stated that the purpose of uniformity, is to set to the course for more sensitive and humane approach to victims of sexual assault / rape when they arrive in hospitals, their effective treatment at the hospitals and proper recording and documentation of medical history and facts by the treating doctor. All three components are important but the last one should ensure a higher conviction rate in such cases.

2. Further the Secretary, Government of India has stated under the amended criminal law, sexual assault survivors and victims cannot be denied treatment in a hospital – whether private or Government. It is thus a mandatory obligation. If not, fulfilled it could set the law in motion against the offending hospitals and doctors with likely penal consequences. The Secretary has requested to adopt the guidelines in all hospitals in the State. A detailed guidelines and protocol on Medico-legal case for survivor victims of sexual violence is available in PDF in the website of Ministry of Health and Family Welfare, Government of India (<http://mohfw.nic.in/showfile.php?lid=2737>).

3. The Government after careful examination adopt the "Guidelines and Examination Proforma for Medico legal cases of victims of Sexual Violence," prescribed by Government of India and instruct the Heads of Department to adhere the same in all Government Medical Institutions.

(P.T.O)

4. The format for medico legal examination report of sexual violence is enclosed with this order for adherence. The guidelines and protocols are available in the PDF in the website of Ministry of Health and Family Welfare, Government of India (<http://mohfw.nic.in/showfile.php?lid=2737>). All the Heads of Departments are instructed to communicate the guidelines and protocols to all Heads of Departments and Government Medical Institutions for adoption.

(BY ORDER OF THE GOVERNOR)

**J. RADHAKRISHNAN,
SECRETARY TO GOVERNMENT.**

To

The Director of Medical Education, Chennai – 600 010.

The Director of Medical and Rural Health Services, Chennai – 600 006.

The Director of Public Health and Preventive Medicine, Chennai – 600 006.

The Director of Medical and Rural Health Services (ESI), Chennai – 600 006.

The Director of Family Welfare, Chennai – 600 006.

The Mission Director, State Health Society, Chennai – 600 006.

The Commissioner of Indian Medicine and Homoeopathy, Chennai – 600 106.

The Commissioner, Food Safety and Drug Administration, Chennai – 600 006.

The Project Director, Tamil Nadu State AIDS Control Society, Chennai – 600 006.

The Project Director, Tamil Nadu State Blindness Control Society, Chennai – 600 008.

The Managing Director, Tamil Nadu Medical Services Corporation Limited, Chennai – 600 008.

The Project Director, Tamil Nadu Health Systems Project, Chennai – 600 006.

The Director, Tamil Nadu State Health Transport Department, Chennai – 600 032.

The Director of Drug Control, Chennai – 600 006.

Health and Family Welfare (Data Cell) Department, Chennai – 600 009.

Copy to:-

The Personal Secretary to Chief Secretary,

Office of the Chief Secretary, Chennai-600 009.

The Special Personal Assistant to Hon'ble Minister (Health), Chennai-600 009.

The Private Secretary to Secretary,

Health and Family Welfare Department, Chennai-600 009.

SF/SC

//FORWARDED BY ORDER//


 **Section Officer**