

# Services for Survivors of Gender-Based Violence

Malawi Judiciary |



When dealing with survivors of gender-based violence (GBV), the Malawi Judiciary is guided by the following 4 cardinal principles to ensure a survivor-centred approach to justice delivery:

What you can expect from us:



## Respect

- to treat all survivors of GBV with respect and sensitivity to the trauma they have experienced;
- to not view and treat GBV cases (including sexual assault) as less serious than other criminal acts;
- to not blame survivors for causing the abuse or assault;
- to take all appropriate measures to help survivors understand the court process and what to expect;
- to update GBV survivors at key stages of judicial proceedings and provide relevant information in adequate time;
- to use non-judgmental empathetic interpersonal communication skills with survivors of GBV;
- to provide honest explanations of what judicial services can and cannot do.

## Confidentiality

- to not disclose information identities and personal details of GBV cases that are sealed by the courts;
- to ensure that information provided to a GBV survivor will only be shared with others who need to know about the case in order to provide assistance and intervention;
- to ensure that all personal details about a GBV survivor are safely and properly stored and secured;
- to ensure adequate measures are taken to hold interviews (statement recording during case registration) in private spaces;
- to hold closed hearings and restrict or bar media access to court hearings involving sexual violence particularly when a survivor is testifying (as the court may deem fit according to the law),



## Safety & Security

- to undertake adequate steps to ensure a GBV survivor is not placed at risk of further harm in the process of seeking court services;
- to ensure adequate security is available at court premises and take reasonable steps to ensure that a GBV survivor is not exposed to further harm whilst registering a case, waiting for court hearings, participating in court hearings or other court processes;
- to allow the GBV survivor to bring someone of their choice for accompaniment during the court proceedings, unless there are lawful justifications for restricting their availability;
- to undertake adequate steps to ensure that cases involving GBV do not face undue delay (including unnecessary adjournments) and are concluded expeditiously in order to minimize any possible risk of harm to GBV survivors;
- to ensure proper and secure filing practices to prevent files from going missing or becoming misplaced; or files being unlawfully removed or tampered with.



## Non-discrimination

- to treat all GBV survivors equally and in a dignified way;
- to provide the same quality of service to survivors regardless of gender, race, age, ethnicity, socio-economic status, disability, or any other status.



If you have a complaint on our services, please contact the  
 🏠 The Office of the Registrar, P.O. Box 30244, Chichiri Blantyre 3 or call 📞 01 880 034

Tithetse  
Nkhanza!

# Thandizo Loperekedwa ndi Khoti Kwa Ochitiridwa Nkhanza

Malawi Judiciary |



Pothandiza azimayi ndi ana amene achitiridwa Nkhanza, amakhothi adzatsogozedwa ndi mfundo zikuluzikulu zotsatirazi:

Mukuyembekezera  
chiyani kwa ife?



## Ulemu

- Kuthandiza anthu onse ochitiridwa nkhanza mwaulemu komanso moganizira za chipsinjo chomwe akumana nacho;
- Kusapeputsa milandu ya nkhanza poyitenga ngati yocheperako kuyerekeza ndi milandu ina yokhudza kuphwanya malamulo aboma;
- Kusawatenga anthu ochitiridwa nkhanza ngati kuti ndi iwo omwe achititsa kuti nkhanzazo ziwachitikile;
- Kugwiritsa ntchito njira zonse zoyenera pothandizira kuti anthu ochitiridwa nkhanza amvetsetse ndondomeko

- yomwe imatsatidwa kukhothi, komanso zomwe akuyenera kuyembekezera;
- Kudziwitsa anthu ochitiridwa nkhanza za pomwe mandu wawo uli kukhothi, komanso kuwadziwitsa zina ndi zina zoyenera kuti adziwe zokhudza manduwu, munthawi yoyenera;
- Kuwafotokozerera ochitiridwa nkhanza mwachilungamo zomwe makhothi akhoza kuchita pamene akuwathandiza, komanso zomwe makhothi sangathe kuchita.

## Chinsinsi

- Kuonetsetsa kuti chilichonse chomwe wanena munthu wochitiridwa nkhanza chisanenedwe kapena kuperekedwa kwa wina aliyense kupatula okhawa omwe ali oyenera kudziwa za manduwu ndi cholinga chothandiza munthuyu;
- Kuonetsetsa kuti zonse zokhudza munthu wochitiridwa nkhanza zasungidwa malo oyenera komanso otetezeka;

- Kuonetsetsa kuti munthu wochitiridwa nkhanza akufunsidwira mafunso pamalo oduka mphepo (monga polemba sitimententi pamene akulembetsa manduwu);
- Kuzengera milandu ya nkhanza zokhudza kugonana pamalo achinsinsi, makamaka pamene wochitiridwa nkhanzayo akupereka umboni wake (izi zidzatengera ndi momwe khoti lingaonere mogwirizana ndi malamulo).



## Chitetezo

- Kuonetsetsa kuti munthu wochitiridwa nkhanza sakuikidwa pachiopezo choonjezera pamene akukafuna chithandizo kukhothi;
- Kuonetsetsa kuti kukhothi kuli chitetezo chokwanira komanso kuonetsetsa kuti munthu wochitiridwa nkhanza sakukumana ndi mavuto ena oonjezera pamene akulembetsa mandu, panthawi yodikirira kuti mandu uyambe kuzengedwa, pokhala nawo panthawi yozenga mandu, ndi pa zina zonse zochitika kukhothi;
- Kupereka mwayi kwa wochitiridwa nkhanza kuti athe kubwera

- ndi munthu yemwe iye wafuna kuti amuperekeze panthawi yozenga mandu, pokhapokha ngati malamulo akuletsa kuti woperekeze wosankhidwayo asapezeke ku manduwu;
- Kuonetsetsa kuti milandu ya anthu ochitiridwa nkhanza siikuchedwa popanda zifukwa zokwanira (monga kuimitsa milanduyi pafupipafupi popanda chifukwa chomveka bwino);
- Kuonetsetsa kuti mafayilo a milandu akusungidwa moyenera komanso motetezeka kuti asasowe kapena kuyikidwa malo osayenera; komanso poonetsetsa kuti mafayilowa asachotsedwe popanda chilolezo kapena kusinthidwa kumene.

## Kusalana

- Kuthandiza anthu onse ochitiridwa nkhanza mofanana komanso mowasungira ulemu wawo;

- Kupereka thandizo lofanana kwa anthu ochitiridwa nkhanza posatengera kuti ndi amuna kapena akazi, khungu, zaka zakubadwa, mtundu, kapezedwe ka chuma, chilema, ndi zina zomwe iwo ali.



Ngati simunakhutisidwe ndi mmene mwalandilidwa ndi ogwira ntchito akukhothi, tumizani dandaulo lanu ku:

🏠 The Office of the Registrar, P.O. Box 30244, Chichiri Blantyre 3 kapena yimbani pa 📞 01 880 034

Tithetse  
Nkhanza!

# Wovwiri Wakuperekeka ku Awo Wachitirika Nkhaza

Malawi Judiciary |



Pakupereka wovwiri ku wanthu awo wachitirika nkhaza, wavyamarango wazamuteweta milimo yawo mwakulondezga fundo zikuluzikulu zinayi mwakuti wovwiri wose uwo uperekekenge uwe wakuwika panthazi wakuchitirika nkhaza na vyakusowelwa vyake. Fundo izi zili mwa ntheula:

Ivyo mungakhazga  
kufuma kwa ise:



## Ntchindi

- Kupereka wovwiri ku wanthu awo wachitirika nkhaza mwakuwachindika kweniso mwakughanaghanira kukweweka mu mtima kwawo chifukwa cha ivyo vyawachitikira;
- Kuleka kuyuyula milandu ya nkhaza zakuchitirika ku munthu chifukwa chakuti ni mwanakazi panji mwanalume (kusazgirapo nkhaza za pakugonana) pakuyaniska na milandu ya mitundu yinyake;
- Kuleka kuchombora wanthu awo wachitirika nkhaza kuti nkhaza iyo wakumana nayo yachitika chifukwa cha ubudi wawo;

- Kuchita vyose vyakwenelera pakovwira wanthu wakuchitirika nkhaza kuti wapulikiske umu mulandu ukwendera ku mphara ya mirandu kweniso ivyo wakwenera kukhazga kuti vichitikenge;
- Kumanyiska wanthu awo wachitirika nkhaza vyose ivyo vikuchitika pa mulandu wawo kweniso kuwamanyiska vyakukhumbikira mu nyengo yiwemi;
- Kuyowoya mwambula kurangura pakupereka wovwiri ku wanthu awo wachitirika nkhaza;
- Kuwamanyiska mwambula kubisa kalikose pa ivyo wa mphara ya mirandu wangachita kweniso ivyo wangachita chara.

## Kusunga Chisisi

- Kuleka kuvumbura mazina na vyose vyakukhwaska mulandu wa wanthu awo wachitirika nkhaza uwo uli ku khoti;
- Kuwoneskeska kuti vyose ivyo vyaphalirika ku munthu uyo wachitirika nkhaza vikuperekekasu ku wanthu wanyake wekha awo wawirengapo pa mulandu wa munthu uyo;
- Kuwoneskeska kuti mazina na vyose vyakukhwaska munthu uyo wachitirika nkhaza vyavikikirika makora kweniso vyasungika pa malo agho ngakuvikikirika;

- Kuyezgeska kuti pala tichezgenge na munthu uyo wachitirika nkhaza, tikhalenge pa malo agho ngakubisika panji gha ku udesi;
- Kuwoneskeska kuti milandu yikudumbika kwambula wanthu wakubekerera panji watolankhani, chomenemene para munthu wakuchitirika nkhaza ndiyo wakuperekerera ukaboni pa murandu uwo ngakukhwaska nkhaza za pakugonana (walalawalala wa khoti ndiwo wangamanya kurangula ivi kwakuyana na marango gha charo).



## Chivikiriro

- Kuwoneskeska kuti munthu uyo wachitirika nkhaza wakuwika pa chofyo cha mtundu uliwose chara mu nyengo iyo mulandu wakuti wasange urunji pa ivyo vyamuchitika uli mukati;
- Kuwoneskeska kuti chivikiriro ku mphara ya mulandu chiliko ndiposo kuwoneskeska kuti munthu uyo wachitirika nkhaza wakukumanaso na masuzgo ghanyake chara mu nyengo iyo wakulembeska mulandu wake, kuchilindizga cha kudumbika kwa mulandu wake panji kutolapo lwande pala mulandu ukudumbika;
- Kuzomerezga munthu wakuchitirika nkhaza kuti wangasola munthu wakumtima kwawo kuti wawaperekezge nyengo iyo

- wakwendera ku mphara ya milandu, pekhapekha para marango ghakukana uwapo wa waperekezgi;
- Kuwoneskeska kuti milandu yakukhwaska nkhaza zakuchitirika yikwenda mwaluwiro (kuwoneskeska kuti yikuyimayima bweka chara) na chakulata chakuchepeska chofyo icho chingawapo pa awo wachitirika nkhaza;
- Kuwoneskeska kuti ma fayilo agho mwalembeka vyose vyakukhwaska munthu wakuchitirika nkhaza ghakusungika makola na chakulata chakuti ghaleke kusowa, kutoleka mwakwiba panji kufunyamo vinyake na vinyake.

## Kuleka Kuwa Na Sankho

- Kupereka wovwiri ku wanthu wose awo wachitirika nkhaza mwakuyana kweniso mwantchindi;

- Kupereka wovwiri wakuyana ku awo wachitirika nkhaza kwambula kubeka kuti ni mwanalume panji mwanakazi, mtundu wa munthu, ulala wa munthu, kasakatiro panji uchilima wa munthu



Pala mundakhutishike na umu wakugwira ntchito ku khoti wampokererani, mungatumizga dandaulo linu ku:

🏠 The Office of the Registrar, P.O. Box 30244, Chichiri Blantyre 3 📞 01 880 034

Tithetse  
Nkhanza!