

INTER-AMERICAN MODEL LAW TO PREVENT, PUNISH, AND ERADICATE GENDER-BASED DIGITAL VIOLENCE AGAINST WOMEN

Bureau Gender Affairs, Suriname

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FEEDBACK DRAFT MODEL LAW		
Article	Comment	Explanation
3a	Instead of "...as the woman", preference is for ..."as the female victim".	
5	Add also a definition on perpetrator.	What is meant by a perpetrator is also important, because nowadays relationships also consist of same-sex partners. Is the focus only on men or also women as partner / former partner?
7 e. & j., 9b etc.	Apply the term "women" instead of "women and girls" throughout the text.	The footnote 3 already indicates what is meant by the term "women" in the law.
7 k.	Add "religion" and "looks or appearances" to the list	Women are also being digitally harassed on the basis of their looks or appearances and religion.
9 and following	The various organs of the state, namely the National Machineries for women/gender mentioned in Article 9 and following, are currently not (adequately) equipped to carry out these responsibilities. They may not have the mandate, sufficient qualified personnel, knowledge and expertise, physical spaces and equipment.	For a successful implementation of the model law, this is essential to take into account.
Chapter 3	Since the "service provider" plays an important role in the prevention and approach of digital violence, it is important that they also have knowledge of this model law. It is recommended that the model law is also presented to service providers such as YouTube, Facebook, WhatsApp, Twitter, Instagram etc. for feedback and the necessary support and adjustments of their policies in due time.	