PROHIBITION OF EVE-TEASING

TAMIL NADU GOVERNMENT GAZETTE EXTRAORDINARY - PUBLISHED
BY AUTHORITY
No:434 CHENNAI, Thursday, July 30, 1998
Aani 14, Vekuthaniya, Thiruvalluvar Aandu 2029
Part IV- Section 2
Tamil Nadu Acts and Ordinances

The following Ordinance which was promulgated by the Governor on the 30th
July 1998 is hereby published for general informations:-

TAMIL NADU ORDINANCE No:4 of 1998
AN ORDINANCE OF PROHIBITION OF EVE-TEASING IN ANY PLACE IN
THE STATE OF TAMIL NADU. WHEREAS the Legislative Assembly of the
State is not in session and the Government of Tamil Nadu is satisfied that cir-
cumstance exist which under it necessary for her to take immediate action for
the purpose herein after appearing

Now, THEREFORE, in exercise of the powers conferred by Clause (1) of
Article 213 of the constitution, the Government hereby promulgates the following
Ordinance:-

1. (1) This Ordinance may be called the Tamil Nadu Prohibition
   (2) It shall come into force at once.

2. In this Ordinance, unless the text other-wise requires-
   (a) Eve-teasing means any indecent conduct or act by a man which causes or
       is likely to cause intimidation, fear, shame or embarrassment to woman includ-
       ing abusing or causing hurt or nuisance to or assault, use of force on a women.
   (b) Public service vehicle shall have the same meaning as defined in clause (35
   (c) Words and expressions used but not defined in this or shall have the mean-
       ings assigned to them in the Indian Penal Code, 1860.

3. Eve teasing at any place is prohibited.

4. Whoever commits or participates in or abets eve-teasing in
   or within the precincts of any educational institution, temple or other place of
   worship, bus stop, road, railway station, cinema theatre, park, beach, place of
   festival, public service vehicle or any other place shall be punished with
   imprisonment for a term which may extend to two years or ten thousand
   rupees or both.

5. (1) Any person who is in charge of educational institution, temple,
   or places of worship, cinema theatre or any other precinct shall -
   TAKES SUCH STEPS AS HE MAY DEEM FIT TO PREVENT
   EVE-TEASING WITHIN THE PRECINCT;
   (b) ON A COMPLAINT MADE BY AN AGGRIEVED PERSON,
   GIVE INFORMATION TO THE POLICE ABOUT THE EVE-TEASING
   Any person who fails to take action under sub-section (1) shall be
   liable to fine which may extend to two thousand rupees.

6. (1) where any eve-teasing is committed in a public service
   vehicle, the crew of such vehicle shall, on a complaint made by
   the aggrieved person, take such vehicle to the nearest police
   station and give information to the police.
   (2) Any crew who fails to take steps under sub section (1) shall be
   liable to fine which may extend to one thousand rupees.

7. (1) where any vehicle is used in the commission of eve teasing,
   the driver of such vehicle shall be deemed to have abetted the
   offence of eve-teasing and shall be punished as provided in section 4.
   (2) THE VEHICLE SPECIFIED IN SUBSECTION (1) SHALL BE
   CONFISCATED UNLESS THE OWNER OF SUCH VEHICLE
   PROVES THAT SUCH VEHICLE WAS USED IN COMMITTING
   EVE-TEASING WITHOUT HIS KNOWLEDGE.

8. The provision of this ordinance shall be in addition to and not in
   derogation of any other law for the time being in force.

9. (1) The State Government may make rules for carrying out the
   purposes of this Ordinance.
   (2) All rules made under this ordinance shall be published in the Tamil
       Nadu Government Gazette and unless they are expressed to drive
       into force on a particular day shall come into force on the day on
       which they are so published.

3) Every rule made under this ordinance shall, as soon as possible
   after it is made, be placed on the table of the Legislative Assembly
   and if, before the expiry of the session in which it is also placed or
   the next session, the Assembly makes any modification in any
   such rule, or the Assembly decides that the rule should not be
   made, the rule shall there after have effect only in such modified
   form or be of no effect, as the case may be, so, however that any
   such modification or annulment shall be without prejudice to the
   validity of anything previously done under that rule.