

SEXUAL VIOLENCE PREVENTION EDUCATION

June 3, 2021

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*Make
every effort
to live in peace
with all men
and to be
Holy...*

Hebrews 12:14

**A girl 17 years old killed
herself after being raped
by her peers, May 31, 2021.**



Aftereffects of Being Raped

Suicide

Withdrawal

Depression
by Shame

Dropout

**80 percent of survivors
of sexual violence are
suffered from PTSD.**

Why are we here today?

By Law



“I cannot operate on this child”

Deepak and his son Arjun live in one of the big cities of India. One Sunday, they take the car to go to the market. On the way, they have a serious accident and Deepak is instantly killed. His son, injured and unconscious, is rushed to the nearest hospital. When the surgeon on duty comes into the operating room to treat Arjun, it is immediately clear that something is terribly wrong. The surgeon becomes very upset, and rushes from the room saying, “I cannot operate on this child. He is my son. ”

Sex vs. Gender

Sex identifies the biological differences between women and men.

Gender refers not simply to women or men, but to the relationship between them, and the way it is SOCIALLY CONSTRUCTED.

Sex vs. Gender

Statement	Sex	Gender
Man don't cry.		
Girls dress in pink, boys dress in blue.		
Women have larger breasts than men.		
Women cannot be a religious leaders.		
A man cannot get pregnant.		

Gender Sensitivity

- ❖ The concept of **gender sensitivity** helps to reduce barriers to personal and economic development created by sexism.
- ❖ **Gender sensitivity** helps to generate respect for the individual regardless of sex.
- ❖ **Gender sensitivity** is not about pitting women against men.
- ❖ **It is required in any legal cases of sexual violence to inspect the case in the context of Gender Sensitivity Perspective (Oct. 25, 2018 in the decision of Supreme court)**

Legal Principles of Gender Sensitivity

Unwanted Behavior

- Unwanted behavior should be stopped
- Just one sexual behavior can be considered sexual harassment

Victim Centered Perspective

- If the victim feels sexually harassed or humiliated, it is considered as sexual harassment

Judged by Victim's Perspective

- It is judged by victim's perspective whether the behavior gives humiliation sexually or not

Your Gender Sensitivity Perspective

It's my personal life to take a picture of an attractive human being who passed by

One who wears short skirt has a part of responsibility of illegal filming.

I and my friends share any celebrity's sexual video or nude photos.

I would pretend not seeing anything when I saw photo composition using my friend.

It's OK to say dirty joke or watch porn with close friends.

Definition and Punishment

Sexual Violence	Subject to Criminal Punishment	<ul style="list-style-type: none">• Rape
Sexual Abuse/ Molestation	Subject to Criminal Punishment	<ul style="list-style-type: none">• Abusive sexual behavior by one person upon another
Sexual Harassment	Investigated by the Civil Liberties Committee	<ul style="list-style-type: none">• Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature
Cyber/Digital Sexual Violence	Subject to Criminal Punishment	<ul style="list-style-type: none">• Illegal filming• Transactions of Sex video

II. 개념 및 실태

사례로 알아보는 디지털 성범죄



음란링크 송부사건



- ▶ 최근 ○○○톡 등 스마트폰 메신저 서비스를 이용한 통신매체 이용 음란범죄 수가 증가 추세에 있음
- ▶ 가해자는 스마트폰으로 성행위 동영상이 링크된 인터넷 주소를 피해자에게 전송하였음
- ▶ 재판부는 직접 영상이나 이미지 등을 전송하지 않고 링크만 전송하였더라도 통신매체이용음란죄에 해당한다고 봄

출처 : 서울서부지방법원 2015.12.10. 선고 2015고단 1306

스마트폰 불법촬영 행위



- ▶ 가해자는 지하철 환승 에스컬레이터에서 스마트폰 카메라로 피해자의 치마 속 신체 부위를 동영상 촬영하던 중 경찰관에게 발각되자 저장 버튼을 누르지 않고 촬영을 종료함
- ▶ 촬영 결과물 생성 여부에 따른 불법촬영 범죄 적용 여부가 논쟁거리로 떠오름
- ▶ 법원은 저장 버튼을 누르지 않았더라도 촬영 행위만으로도 이미 범죄가 성립하였다고 보아, 카메라 등 이용 촬영죄를 인정하였음

출처 : 대법원 2011.6.9. 선고 2010도10677 판결

What is Sexual Violence?

- rape within marriage or dating relationships;
- rape by strangers;
- systematic rape during armed conflict;
- unwanted sexual advances or sexual harassment, including demanding sex in return for favours;
- sexual abuse of mentally or physically disabled people;
- sexual abuse of children;
- forced marriage or cohabitation, including the marriage of children;
- denial of the right to use contraception or to adopt other measures to protect against sexually transmitted diseases;
- forced abortion;
- violent acts against the sexual integrity of women, including female genital mutilation and obligatory inspections for virginity;
- forced prostitution and trafficking of people for the purpose of sexual exploitation.

Sentensed....

- In prison more than three years

Sexual Harassment includes

Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when: ·

- Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment, or ·
- Submission to or rejection of such conduct by an individual is used as a basis for employment decisions affecting such individual, or ·
- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working environment.

Sexual harassment includes

- Actual or attempted rape or sexual assault.
- Unwanted pressure for sexual favors. ·
- Unwanted deliberate touching, leaning over, cornering, or pinching. ·
- Unwanted sexual looks or gestures. ·
- Unwanted letters, telephone calls, or materials of a sexual nature. –
- Unwanted pressure for dates. ·
- Unwanted sexual teasing, jokes, remarks, or questions. · Referring to an adult as a girl, hunk, doll, babe, or honey. ·
- Whistling at someone. ·
- Cat calls. ·
- Sexual comments. ·
- Turning work discussions to sexual topics. ·
- Sexual innuendos or stories. ·
- Asking about sexual fantasies, preferences, or history. ·
- Personal questions about social or sexual life. ·

Sexual harassment includes

- Sexual comments about a person's clothing, anatomy, or looks. ·
- Kissing sounds, howling, and smacking lips. ·
- Telling lies or spreading rumors about a person's personal sex life. ·
- Neck massage. ·
- Touching an employee's clothing, hair, or body. ·
- Giving personal gifts. ·
- Hanging around a person. ·
Hugging, kissing, patting, or stroking. ·
- Touching or rubbing oneself sexually around another person.·
- Standing close or brushing up against a person. ·
- Looking a person up and down (elevator eyes). ·
- Staring at someone. ·
- Sexually suggestive signals. ·
- Facial expressions, winking, throwing kisses, or licking lips. ·
- Making sexual gestures with hands or through body movements.

Verbal

- Referring to an adult as a girl, hunk, doll, babe, or honey
- Whistling at someone, cat calls
- Making sexual comments about a person's body
- Making sexual comments or innuendos
- Turning work discussions to sexual topics
- Telling sexual jokes or stories
- Asking about sexual fantasies, preferences, or history
- Asking personal questions about social or sexual life
- Making kissing sounds, howling, and smacking lips
- Making sexual comments about a person's clothing, anatomy, or looks
- Repeatedly asking out a person who is not interested
- Telling lies or spreading rumors about a person's personal sex life

Non-Verbal

- Looking a person up and down (Elevator eyes)
- Staring at someone
- Blocking a person's path
- Following the person
- Giving personal gifts
- Displaying sexually suggestive visuals
- Making sexual gestures with hands or through body movements
- Making facial expressions such as winking, throwing kisses, or licking lips

Physical

- Giving a massage around the neck or shoulders
- Touching the person's clothing, hair, or body
- Hugging, kissing, patting, or stroking
- Touching or rubbing oneself sexually around another person
- Standing close or brushing up against another person

Sentensed...

- In prison up to ten years
- Or fine KRW15million

- <https://www.youtube.com/watch?v=jJ9KRJXERIA>

To Stay Safe

- Do not assume that he/she's OK with it, ask and make it clear.
- Your excuse will not be accepted that you are not fluent in a certain language or not good at delivering your intention
- It won't be accepted "because of alcohol"
- If you are an offender, no matter what, respect and accept the opponent's unpleasantness and refusal and deliver sincere apology
- Have a sense of occasion of official and personal
- Respect other people's idea and personality
- Avoid unnecessary touch and stop forcing any behavior unwanted
- Do not force anyone for date using your power
- Stop any physical touch even you feel he/she is like your son/daughter

What you should do when victimized

Recognize

- Recognize that you are victimized
- Do not ignore you were victimized in cyber

Not your fault

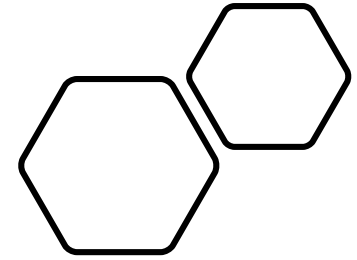
- It's not your fault, don't blame yourself
- Find someone to talk

Collect Information

- Collect any information regarding the offender, ID, contact #, etc.

Keep the Evidence

- Do not run away from the chatroom and keep the screen shot



Call AIGS Office
031-770-7812

You can change



Thank you



*Make
every effort
to live in peace
with all men
and to be
Holy...*

Hebrews 12:14