

## KONTEKST:

Potrebno utvrditi pitanje silovanja žena i dece u Nigeriji, u cilju analize i donošenja odluke u konkretnom slučaju, a povodom zahteva za azil lica poreklom iz Nigerije, prema izjavi iznetoj na zahtevu za azil i usmenoj raspravi;

## PITANJE: Silovanje žena i dece u Nigeriji

## ODGOVOR:

Ženama u Nigeriji je sigurnost i bezbednost veoma ugrožena.<sup>1 2</sup>

Tokom prve polovine 2012.godine žene u Nigeriji su bile česte žrtve silovanja u svih šest geopolitičkih zona u državi. Činjenica koja zabrinjava je da su žrtve silovanja su najčešće maloletne devojčice, i žene u godinama.<sup>3 4</sup> Takođe brojni su i slučajevi grupnog silovanja žena.<sup>5</sup>

Jedan od najvećih razloga za povećanje broja slučajeva silovanja u Nigeriji tokom 2012. godine ogleda se u nekažnjivosti koje uživaju nasilnici.<sup>6 7</sup> Slučajevi silovanja se retko prijavljuju i pravno procesiraju.<sup>8 9 10</sup>

Osim što se žene u Nigeriji suzdržavaju od prijavljivanja slučajeva silovanja zbog socijalne diskriminacije kojoj su izložene,<sup>11 12</sup> one takođe ne prijavljuju nasilje jer sudovi ne procesuiraju slučajeve silovanja i ne kažnjavaju nasilnike.<sup>13 14 15</sup>

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<sup>1</sup> All Africa: Nigeria: Rape- When old vice becomes new monster/ particular rason for rape?, 18.april 2012.- <http://allafrica.com/stories/201204180144.html?viewall=1>

<sup>2</sup> Vanguard:Rape: When old vice becomes new monster, 18.april 2012.- <http://www.vanguardngr.com/2012/04/rape-when-old-vice-becomes-new-monster/>

<sup>3</sup> Vanguard:Rape: When old vice becomes new monster, 18.april 2012.- <http://www.vanguardngr.com/2012/04/rape-when-old-vice-becomes-new-monster/>

<sup>4</sup> All Africa: Nigeria: Rape- When old vice becomes new monster, 18.april 2012.- <http://allafrica.com/stories/201204180144.html?viewall=1>

<sup>5</sup> Gardian: Nigeria has a rape culture too, 14.januar 2013.- <http://www.guardian.co.uk/world/2013/jan/14/nigeria-rape-india-culture>

<sup>6</sup> All Africa: Nigeria: Rape- When old vice becomes new monster/ why the suden rise?, 18.april 2012.- <http://allafrica.com/stories/201204180144.html?viewall=1>

<sup>7</sup> Vanguard:Rape: When old vice becomes new monster, 18.april 2012.- <http://www.vanguardngr.com/2012/04/rape-when-old-vice-becomes-new-monster/>

<sup>8</sup> DFID: Gender in nigeria report-improving the lives of women and girls in Nigeria, 2012.- <http://www.dfid.gov.uk/Documents/publications1/Gender-Nigeria2012.pdf> , str 51

<sup>9</sup> Gardian: Nigeria has a rape culture too, 14.januar 2013.- <http://www.guardian.co.uk/world/2013/jan/14/nigeria-rape-india-culture>

<sup>10</sup> USDOS: Country report on human rights practics for 2011-Nigeria/women, 24.maj 2012.- [http://www.ecoi.net/local\\_link/217663/324293\\_en.html](http://www.ecoi.net/local_link/217663/324293_en.html)

<sup>11</sup> All Africa: Nigeria: Rape- When old vice becomes new monster/ why the suden rise?, 18.april 2012.- <http://allafrica.com/stories/201204180144.html?viewall=1>

<sup>12</sup> Vanguard:Rape: When old vice becomes new monster, 18.april 2012.- <http://www.vanguardngr.com/2012/04/rape-when-old-vice-becomes-new-monster/>

<sup>13</sup> Gardian: Nigeria has a rape culture too, 14.januar 2013.- <http://www.guardian.co.uk/world/2013/jan/14/nigeria-rape-india-culture>

<sup>14</sup> USDOS: Country report on human rights practics for 2011-Nigeria/women, 24.maj 2012.- [http://www.ecoi.net/local\\_link/217663/324293\\_en.html](http://www.ecoi.net/local_link/217663/324293_en.html)

<sup>15</sup> Amnesty International: Annua report 2012-Nigeria/ Violence against womn and girls- <http://www.amnesty.org/en/region/nigeria/report-2012#section-15-11>

Postoje slučajevi u kojima su silovatelji objavili sam čin silovanja na internetu, a nadležni državni organi koji su zaduženi za procesuiranje osumnjičenih daju izjavu da je žrtva silovanja sama kriva za zločin i da ga je sama izazvala.<sup>16</sup>

Muslimanske žene su u otežanom položaju prilikom dokazivanja silovanja, jer se po šerijatskom pravu od njih zahteva da imaju svedoke za sam čin nasilja.<sup>17</sup>

Česta su silovanja žena u pritvoru od strane policijskih službenika.<sup>18</sup> Takođe u povećanom riziku od silovanja nalaze se neudate žene koje žive same, bez muških članova porodice.<sup>19</sup>

Jedan od slučajeva silovanja žena do strane policijskih službenika desio se tokom novembra 2012.godine u policijskoj stanici u državi Imo, na jugu Nigerije, kada je policijski službenik silovao mladu majku u prisustvu njene sedam meseci stare bebe.<sup>20 21 22</sup>

Sredinom decembra 2012.godine nekoliko žena je oteto od strane ljudi u uniformama za koje se navodno smatra da su pripadnici bezbednosnih službi, nakon čega su odvedne na nepoznatu lokaciju, maltretirane i silovane.<sup>23 24</sup>

U januaru 2012.godine Siaka Salimonu, učitelj arapskog jezika i imam u lokalnoj džamiji, silovao je jednu učenicu jer nije položila ispit.<sup>25 26</sup>

Usled poplava koje su zadesile Nigeriju u 2012.godini kada je oko 85% zemlje poplavljano došlo je do raseljavanja ljudi iz njihovih domova i smeštaja u kampovima, ali usled prenatrpanosti kampova i jako loših uslova u njima, žene se nalaze u povećanom riziku od zloupotrebe i nasilja.<sup>27 28</sup>

Oktobra 2012.godine, 19 žena je navodno silovano u kampovima u Benue na jugu zemlje, u kom su smeštene žrtve poplave u Makudi.<sup>29 30 31 32</sup>

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<sup>16</sup> All Africa: Nigeria: Rape- When old vice becomes new monster/ particular rason for rape?, 18.april 2012.- <http://allafrica.com/stories/201204180144.html?viewall=1>

<sup>17</sup> DFID: Gender in nigeria report-improving the lives of women and girls in Nigeria, 2012.- <http://www.dfid.gov.uk/Documents/publications1/Gender-Nigeria2012.pdf>, str 49

<sup>18</sup> IRIN: Nigeria: Urgent need for police reform, 18.april.2012.- [http://www.ecoi.net/local\\_link/214229/320485\\_en.html](http://www.ecoi.net/local_link/214229/320485_en.html)

<sup>19</sup> IRB: Nigeria: Whether women who head their own households, without male or family support, can obtain housing and employment in large northern cities, such as Kano, Maiduguri, and Kaduna, and southern cities, such as Lagos, Ibadan, Port Harcourt; government support services available to female-headed households/violence [http://www.ecoi.net/local\\_link/233212/341895\\_en.html](http://www.ecoi.net/local_link/233212/341895_en.html)

<sup>20</sup> The Sun : Policeman rapes women in presence of crying baby, 24.novembar 2012.- <http://sunnewsonline.com/new/cover/policeman-rapes-woman-in-presence-of-crying-baby/>

<sup>21</sup> Union mail: Poliuce officer rapes nursing mother at Station, 19.novembar 2012.- <http://www.unionmailnewspapers.com/?p=1032>

<sup>22</sup> UKPAKA: policemen rapes women in presence of her crying baby, 24. novembar 2012.- <http://ukpaka.wordpress.com/tag/nigeria-police-brutality/>

<sup>23</sup> News diary: FIDA Nigeria condemns alleged rape of women by soldiers, 17.januar 2012.- <http://newsdiaryonline.com/fida-nigeria-condemns-alleged-rape-of-women-by-soldiers/>

<sup>24</sup> National mirror: Allege rape case: Rights commission urges investigation, 17.januar 2013.- <http://nationalmirroronline.net/new/alleged-rape-case-rights-commission-urges-investigation/>

<sup>25</sup> Vanguard: Rape: when old vice becomes new monster, 18.april 2012.- <http://www.vanguardngr.com/2012/04/rape-when-old-vice-becomes-new-monster/>

<sup>26</sup> Daily Times: Imam rapes his student, 4.mart 2012.- <http://dailytimes.com.ng/article/imam-rapes-his-student>

<sup>27</sup> UPI: 19 Nigerians flood refugees raped, 16.oktobar 2012.- [http://www.upi.com/Top\\_News/World-News/2012/10/16/19-Nigerian-flood-refugees-raped/UPI-50011350424039/](http://www.upi.com/Top_News/World-News/2012/10/16/19-Nigerian-flood-refugees-raped/UPI-50011350424039/)

<sup>28</sup> This day live: 19 women rapd in Benue camps for flood victims, 16.oktobar 2012.- <http://www.thisdaylive.com/articles/19-women-raped-in-benue-camps-for-flood-victims/127820/>

<sup>29</sup> All Africa. Nigeria. 19 women raped in Banue camps for flood victims, 16.oktobar 2012.- <http://allafrica.com/stories/201210160521.html>

## KOMENTAR/ZAKLJUČAK:

Silovanje žena u Nigeriji je uobičajena praksa, uključujući i silovanje žena od strane samih pripadnika policije. Međutim, naročito zabrinjava povećanje broja silovanja tokom 2012. godine. Takodje, jasno je odbijanje države da adekvatno odgovori na ovaj problem, jer se slučajevi silovanja veoma retko procesiraju, a počinioci zločina takodje retko kažnjavaju za svoje zločine. Na osnovu ovih iznetih tvrdji, nedvosmisleno je da je bezbednost i sigurnost žena u Nigeriji ugrožena i da žene nisu u mogućnosti da zatraže i dobiju adekvatnu zaštitu od nigerijskih vlasti.

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<sup>30</sup> UPI:19 Nigerians flood refugees raped,16.oktobar 2012.- [http://www.upi.com/Top\\_News/World-News/2012/10/16/19-Nigerian-flood-refugees-raped/UPI-50011350424039/](http://www.upi.com/Top_News/World-News/2012/10/16/19-Nigerian-flood-refugees-raped/UPI-50011350424039/)

<sup>31</sup> Vanguard:19 women allegedly raped in Banue IDPs camps, 16.oktobar 2012.- <http://www.vanguardngr.com/2012/10/19-women-allegedly-raped-in-benue-idps-camps/>

<sup>32</sup> This day live: 19 women rapd in Benue camps for flood victims,16.oktobar 2012.- <http://www.thisdaylive.com/articles/19-women-raped-in-benue-camps-for-flood-victims/127820/>