

# **DOMESTIC VIOLENCE**

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## **Combating of Domestic Violence Act 4 of 2003.**

**Summary:** This Act provides for the issuing of protection orders by magistrates' courts in domestic violence cases, deals with matter relating to domestic violence offences and provides for police duties in respect of domestic violence. It came into operation on 17 November 2003 (GN 234/2003, GG 3093).

**Amendments:** The Second Schedule is amended by the Criminal Procedure Act 25 of 2004, which is not yet in force.

**Regulations:** Regulations are contained in GN 235/2003 (GG 3094).

**Cases:** *Valindi v Valindi & Another* 2009 (2) NR 504 (HC) (divorce case which discusses a protection order application and the resulting protection order at 518G-ff).

### **SELECTED CASES**

*S v Bohitile* 2007 (1) NR 137 (HC) (context of domestic violence as an aggravating factor in sentencing)

### **SELECTED ARTICLES**

Dianne Hubbard & Daina Wise, *Domestic Violence: Proposals for Law Reform*, Legal Assistance Centre, 1998

Legal Assistance Centre/Law Reform & Development Commission, *Domestic Violence Cases Reported to the Namibian Police: Case Characteristics and Police Response*, 1999

Law Reform and Development Commission, *Report on Domestic Violence* (LRDC 10), 2004

Legal Assistance Centre, *Guide to the Combating of Domestic Violence Act*, 2005, available at [www.lac.org.na/grap/Pdf/guiddomvio.pdf](http://www.lac.org.na/grap/Pdf/guiddomvio.pdf) (languages: English, Afrikaans, Oshiwambo, Otjiherero, Khoekhoegowab)

Legal Assistance Centre, *Guidelines for Service Providers on the Combating of Domestic Violence Act*, 2005, available at [www.lac.org.na/grap/Pdf/dvguidlin.pdf](http://www.lac.org.na/grap/Pdf/dvguidlin.pdf).