

APPENDIX- I

Effectiveness of Immoral Trafficking (Prevention) Act Questionnaire (EITPAQ)

Respected Sir / Madam,

Currently, I am conducting my Doctoral research on the above subject under Prof. (Dr) Prabir Kumar Pattnaik, P.G. Department of Law, Utkal University, Bhubaneswar. In order to measure the effectiveness of the Act this survey instrument has been designed. Since I value your opinion very relevant for the research, please go through the following questions and indicate your response in the appropriate space. Kindly do not skip any item. Your response will be kept confidential and will be used exclusively for research and not otherwise. Thanking you for your support.

Laxmi Narayan Sahoo,

Advocate, Orissa High Court

49, Budheswari Colony, Bhubaneswar-751006

Section - I Personal Information

Name (Optional)

Age Gender: M/F Occupation

Item: No	Item	Response	
Application and Extent			
1	Do you think the Age of the Child should be extended to 18 years in conformity with the JJ Act, 2000?	Y	N
2	Do you think the child and minors who are involved in trafficking should be treated under JJ Act and not under ITP Act	Y	N
3	Now International Prostitution practices have been introduced through Inter-net. Do you think the ITP Act covers International Prostitution?	Y	N
4	Elimination of prostitution should be a Concurrent subject of both Central and State Government	Y	N
5	Do you think the children and the old dependents of the occupational Prostitute should be excluded from the purview ITP Act	Y	N
6	Absence of Non-Bailable offence in ITP Act dilutes the objectivities of the Act	Y	N
Definition			
7	Do you think law should be uniform in defining the age of the child/ Minor	Y	N
8	Girls working in beauty parlors, Dance Bar Health Clubs, Tourist Resorts should be termed as prostitutes	Y	N
9	In the name of religious practices and customs some women and Children are sexually abused and exploited by the dominant class. Do you think such practices should be termed as Prostitution	Y	N
10	Do you think Consensual Intra-gender (homosexual) sexual activities for commercial consideration be treated as Prostitution/Immoral trafficking?	Y	N
11	Polygamy with customary recognition is a form of Prostitution approved by law	Y	N
12	Do you believe the term "prostitution" is stigmatized in nature?	Y	N
13	The Law should change the term "prostitution"	Y	N
14	Non-consensual sex with Child/Minor be treated as Rape	Y	N
Legality			
15	Do you support the legalization of Adult prostitution	Y	N
16	Do you support the legalization of Adult Intra-gender (homosexual) prostitution	Y	N
17	Prostitution is just like any other form of occupation and not illegal	Y	N
18	Law should recognize the customary Prostitution	Y	N
19	Since some countries have legalized prostitution, India should legalise it	Y	N

Effectiveness			
20	Legalization/decriminalization of prostitution will reduce prostitution in India	Y	N
21	Legalization/decriminalization of prostitution will promote commercialization of prostitution in India	Y	N
22	Do you think removal of prostitute from one place to another reduces the incidence of prostitution?	Y	N
23	Creation of Special Police Wing in Orissa will substantially reduce prostitution.	Y	N
24	Stringent Punishment can reduce the incidence of prostitution in India	Y	N
25	Pecuniary punishment should be introduced in the ITP ACT	Y	N
26	Inter- State immoral traffickers should be stringently punished	Y	N
27	Persons engaging Child/Minor in immoral trafficking should be punished stringently	Y	N
28	If customers of prostitution are penalized the incidence of prostitution will be reduced	Y	N
29	Since prostitution is a highly organized crime it can not be controlled	Y	N
30	Do you think removal of prostitute from one place to another will reduces the incidence of prostitution?	Y	N
31	Proper Rehabilitation of Occupational prostitutes will reduce the incidence of prostitution	Y	N
Controlling Mechanism			
32	Have you ever heard of Special Courts and Special Magistrate that deals Cases under ITP Act	Y	N
33	Do you think the ITP Act provides the procedure for the establishment of Special Courts and its trial procedure		
34	Do you believe that our Judicial Magistrates are trained to discharge their statutory responsibilities under ITP Act	Y	N
35	Do you think the state of Orissa needs Special Courts under ITP Act in each District	Y	N
36	The Special Police Officers under the ITP Act are properly trained to discharge their Statutory duties?	Y	N
37	Do you think Police periodically takes bribe from the Occupational Prostitutes and pimps	Y	N
38	Do you think Police properly and periodically monitors immoral activities in your City/Town	Y	N
39	In the name of Checking often police harass the Tourists and Hoteliers.	Y	N
State Policy			
40	Do you think the state should clearly notify its policy towards Immoral Trafficking	Y	N
41	The state deliberately maintains double standard policy the towards the Immoral Trafficking	Y	N
42	Do you think the Government is willing to create support Agencies to Legalize /decriminalize prostitution	Y	N
43	State functionaries believe that Prohibition of Immoral Trafficking will trigger the incidence of rape, unnatural offence, kidnapping and Abduction in the society	Y	N
44	Indifferent attitude of the state functionaries have promoted the frequency of Immoral Trafficking	Y	N
Rehabilitation			
45	In every district there is Rehabilitation centre for Prostitutes	Y	N
46	Rehabilitation Centers are well maintained	Y	N
47	Do you think the Rehabilitation Centers are guarded by Police	Y	N
48	Rehabilitation Centers impart Vocational trainings to the inmates	Y	N
49	The Rehabilitation Centers receive funding from the State Government	Y	N
50	Do you think the NGO sector is properly trained to extent statutory support to the Police	y	N
Victim			
51	The ITP Act should provide statutory measures to grant compensation to the victims of immoral trafficking to be collected from the Accused	Y	N
52	All Child/Minor Victims should receive free Legal-aid from the State	Y	N
53	Statutorily, all Child/Minor victims be granted bail	Y	N
54	All Child/Minor Victims after grant of Bail should either be handed over to the custody of their parents or be kept Rehabilitation Centre	Y	N
55	Child/Minor Victims who turn as approver or Witness be granted police protection	Y	N

257855