

BANGLADESH

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RULES/GENERAL LAWS	
General	<p>1. Penal Code 1860</p> <p>2. The Army Act, 1952 and the rules made thereunder. http://bdlaws.minlaw.gov.bd/pdf_part.php?id=248 Army - Act, 1952</p> <p>3. The Navy Ordinance, 1961 http://bdlaws.minlaw.gov.bd/pdf_part.php?id=248 Navy Ordinance, 1961</p> <p>4. The Air Force Act, 1953 http://bdlaws.minlaw.gov.bd/pdf-part.php?id=256</p> <p>Bangladesh military personnel are considered on duty twenty four hours when deployed in operations. See Army Leave Rules, Rule 8.</p> <p>The United Nations rules on Sexual Exploitation and Abuse are implemented through pre-deployment training provided to the troops before they are deployed to the mission area. The pre - deployment training covers various subjects such as; Sexual Exploitation and Abuse, cultural awareness, host country laws and crime issues, SOFA and MOFA. See Army Act Rules, 1954. Rules 13 – 15, and 157</p>
SEA: military offence?	<p>Sexual exploitations and abuses are also considered offences under the laws of the land and when committed by military personnel they are triable by Court Martial. Besides those there are other offences (Indecent, disgraceful and unnatural acts and acts or conduct to the prejudice of good order and military discipline) if committed by a military personnel may be tried under the Army Act, Navy Ordinance and Air Force Act.</p> <p>http://bdlaws.minlaw.gov.bd/print_sections_all.php?id=11</p> <p>http://bdlaws.minlaw.gov.bd/print_sections_all.php?id=11</p> <p>http://gov.bd/sections_detail.php?id=248&sections_id=7648</p> <p>http://aw.gov.bd/sections_detail.php?id=248&sections_id=7662</p>
Powers of the Commanding Officer (CO)	<p>The Commanding Officer has power to issue Standing Operating Procedures consistent with the existing military laws and policies of superior authority.</p> <p>See Army Regulations (Instructions), Instruction no 19-20</p> <p>The Commanding Officer also has administrative, disciplinary, criminal and investigative powers. In addition both the Commanding Officer and Contingent Commander are empowered with legal and administrative authority and have power to investigate and prosecute any allegation brought against any contingent member in the mission area. The Commanding Officer is also empowered to order investigations into allegations and convene general court martial.</p> <p>http://bdlaws.minlaw.gov.bd/sections_detail.php?id=248&sections_id=7808</p> <p>See also the Act Rules, 1954, Rules 13 - 15 and 157</p>
INVESTIGATION	
Who can investigate?	<p>The military police as well as the Commanding Officer of the individual has the power to investigate Sexual Exploitation and Abuse allegations. When deployed in UN mission, then in addition to the above system the UN rules also apply.</p> <p>See The Army Act Rules, 1954, Rules 13 – 15 and 157</p>
National Investigation Officer (NIO)	<p>National Investigation Officers are deployed with the units in the mission area.</p>
PROSECUTION	
Referral	<p>The National Investigation Officer refers the investigation to the service Headquarters of Bangladesh and shares information with Conduct and Discipline Unit of the concerned mission where necessary.</p>
Who can charge?	<p>The Commanding Officer is empowered to formulate charges of Sexual Exploitation and Abuse. The Commanding Officer conduct prosecutions in summary trials and in other cases for example trial by court marshal the Bangladeshi senior commander in mission area is empowered by the chief of services of that particular service to appoint an officer to conduct the prosecution.</p>
JUSTICE	
Military justice	<p>There is a military justice system in Bangladesh. It consist of General Court Martial, Field General Court Martial, District Court Martial and Summary Court Martial.</p> <p>http://bdlaws.minlaw.gov.bd/sections_detail.php?id=248&sections_id=7800</p>
Deployable Court Martial?	<p>Bangladesh has a deployable court martial system both during peace and war time.</p>
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