How to change the law

REFORMING SEXUAL OFFENCES LEGISLATION





REFORM

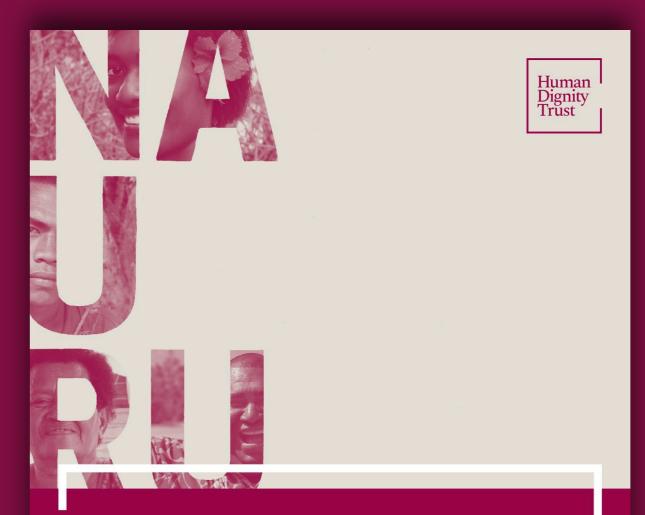
OF DISCRIMINATORY
SEXUAL OFFENCES LAWS
IN THE COMMONWEALTH
AND OTHER JURISDICTIONS



REFORM

OF DISCRIMINATORY
SEXUAL OFFENCES LAWS
IN THE COMMONWEALTH
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Case Study of Mozambique



REFORM

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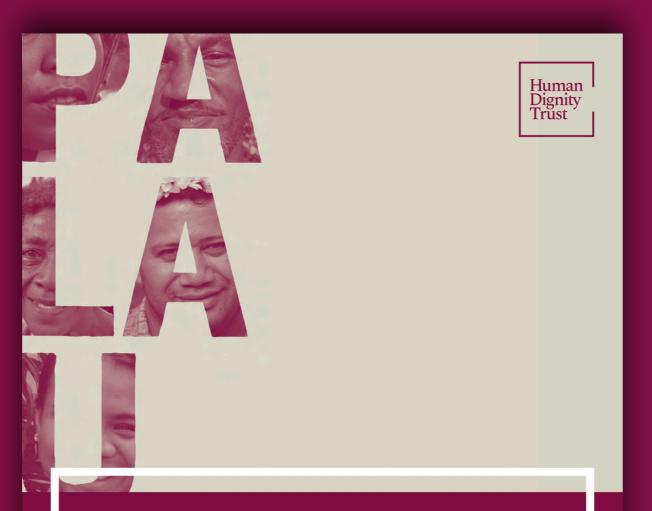
Case Study of Nauru



REFORM

OF DISCRIMINATORY
SEXUAL OFFENCES LAWS
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Case Study of Northern Cyprus



REFORM

Case Study of Belize

OF DISCRIMINATORY
SEXUAL OFFENCES LAWS
IN THE COMMONWEALTH
AND OTHER JURISDICTIONS
Case Study of the Republic of Palau



REFORM

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Case Study of Seychelles



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A Summary of Key Findings

Decriminalisation 2010-2020

Legislative reform	Litigation	Both		
Lesotho (2012)	Belize (2016)	Northern Cyprus (2014)		
Sāo Tomé and Principe (2012)	Trinidad and Tobago (2018)			
Mozambique (2014)	India (2018)			
Palau (2014)	Botswana (2019)			
Nauru (2016)				
Seychelles (2016)				
Angola (2019)				
Gabon (2020)				

Case study countries

Palau	2012: modernised its sexual offences laws 2014: wholesale updating of its penal code
Belize	2014: modernised its sexual offences laws 2016: achieved decriminalisation of same-sex conduct through the courts
Northern Cyprus	2012: case challenging criminalisation filed at the European Court of Human Rights, prompting: 2014: repeal of the law that criminalised same-sex conduct, alongside other reforms
Mozambique	2015: wholesale updating of its penal code
Seychelles	2016: repeal of the law criminalising same-sex conduct, on a standalone basis
Nauru	2016: wholesale updating of its criminal code

Models of change

Wholesale Reform of Penal / Criminal Codes	Broad Sexual Offences Reform	Targeted Sexual Offences Reform
Mozambique	Belize	Seychelles
Nauru	Northern Cyprus	
Palau*	Palau*	

^{*}Palau is listed twice as its reform came in two parts, the reform of sexual offences in 2012 and then the wholesale reform of the Penal Code in 2014

Drivers of reform

	Seychelles	Belize	Northern Cyrpus	Mozambique	Palau	Nauru
Political Will						
Civil Society						
International / Regional Support						
National state agencies						
Litigation						
Lack of opposition from faith groups						

International/Regional Support

	Seychelles	Belize	Northern Cyrpus	Mozambique	Palau	Nauru
Thematic Studies / Reports						
Technical Resources / Expertise						
Regional Institutional Engagement						
Multilateral Participation (e.g. UN, UPR)						

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