

5. Управління Верховного комісара ООН з прав людини. Свавільні затримання, катування та жорстоке поводження в контексті збройного конфлікту на сході України 2014–2021. URL: https://www.ohchr.org/sites/default/files/Documents/Countries/UA/UkraineArbDetTorture_UA.pdf (дата звернення: 18.05.2022).
6. International Criminal Court. Report on Preliminary Examination Activities. 05.12.2019. URL: <https://is.gd/TKRBF6> (дата звернення: 18.05.2022).
7. Соловьев Б. “Вторая армия мира” оказалась насильниками и мародерами: заявление СБУ. 26.03.2022. URL: <https://is.gd/hl1Xqt> (дата звернення: 18.05.2022).
8. Устименко Є. Изнасилованным девушкам по 15–20 лет: украинская медсестра рассказала про зверства “орков”. 26.03.2022. URL: <https://is.gd/2jpD8k> (дата звернення: 18.05.2022).
9. The Times. Russian soldiers raped me as my terrified son cried. URL: <https://is.gd/o8JRGS> (дата звернення: 18.05.2022).
10. Першого російського окупанта оголосили в розшук за зґвалтування жінки під Києвом – Венедіктова. НВ. 23.03.2022. URL: <https://is.gd/OPO1JX> (дата звернення: 18.05.2022).
11. RedR UK. Онлайн-тренінг “Gender-based Violence in situations of armed conflict” (“Гендерно зумовлене насильство в ситуаціях збройного конфлікту”). 11.05.2022.
12. Ірха Ю.Б., Ангеленюк А.-М.Ю., Бочек О.І. Окремі проблеми впливу збройного конфлікту на сході України на виникнення та поширення гендерно обумовленого насильства. МВС України, ДНДІ МВС України та ін. Розвиток науки та техніки: проблеми і перспективи. Збірник тез Всеукраїнської науково-практичної інтернет-конференції з нагоди відзначення Дня науки – 2020 в Україні. (м. Київ, 21 травня 2020 р.). К., 2020. 540 с.
13. Gender Based Violence Area of Responsibility. Ukraine Refugee Response: Recommendations to Mitigate GBV Risks. Marcy Hersh. April 2022. 8 p. URL: <https://gbvaor.net/node/1576> (дата звернення: 18.05.2022).

REFERENCES

1. Pro vvedennia voiennoho stanu v Ukraini. “On the introduction of martial law in Ukraine: Decree of the President of Ukraine dated February 24, 2022 No. 64”. URL: <https://zakon.rada.gov.ua/laws/show/64/2022> (Date of Application: 18.05.2022) [in Ukrainian].
2. Pro zatverdzhennia Ukazu Prezydenta Ukrainy “Pro vvedennia voiennoho stanu v Ukraini”. “On the approval of the Decree of the President of Ukraine “On the introduction of martial law in Ukraine”: Law of Ukraine dated February 24, 2022, No. 2102-IX. URL: <https://zakon.rada.gov.ua/laws/show/2102-20#Text> (Date of Application: 18.05.2022) [in Ukrainian].
3. Ofis Heneralnoho prokurora Ukrainy. Pro zareiestrovani kryminalni pravoporushennia ta rezultaty yikh dosudovoho rozsliduvannia. “Office of the Prosecutor General of Ukraine. About registered criminal offenses and the results of their pre-trial investigation. 2022 (for January and April)”. URL: <https://is.gd/xkGSg0> (Date of Application: 18.05.2022) [in Ukrainian].
4. Madeline Roache. As Ukraine’s Rape Epidemic Goes Largely Ignored, Survivors Plead for Help. 21.03.2018. URL: <https://www.vice.com/en/article/ywxgkg/ukraine-war-rape-epidemic-survivors-plea-for-help> (Date of Application: 18.05.2022) [in English].
5. Upravlinnia Verkhovnoho komisara OON z prav liudyny. Svavilni zatrymanna, katuvannia ta zhorstoke povodzhennia v konteksti zbroinoho konfliktu na skhodi Ukrainy 2014–2021. “Office of the UN High Commissioner for Human Rights. Arbitrary detention, torture and ill-treatment in the context of the armed conflict in eastern Ukraine 2014–2021”. URL: https://www.ohchr.org/sites/default/files/Documents/Countries/UA/UkraineArbDetTorture_UA.pdf. (Date of Application: 18.05.2022) [in Ukrainian].
6. International Criminal Court. Report on Preliminary Examination Activities. 05.12.2019. URL: <https://is.gd/TKRBF6> (Date of Application: 18.05.2022) [in English].
7. Soloviev B. (2022). “Vtoraia armia myra” okazalas nasylnykamy y maroderamy. “‘The Second Peace Army’ turned out to be rapists and looters: the statement of the SBU”. 26.03.2022 URL: <https://is.gd/hl1Xqt>. (Date of Application: 18.05.2022) [in Russian].
8. Ustymenko Ye. (2022). Iznasylovannym dievushkam po 15–20 liet: ukrainskaia miedsiestra rasskazala pro zvierstva “orkov”. 26.03.2022. URL: <https://is.gd/2jpD8k>. (Date of Application: 18.05.2022) [in Russian].
9. The Times. Russian soldiers raped me as my terrified son cried. URL: <https://is.gd/o8JRGS> (Date of Application: 18.05.2022) [in English].

10. Pershoho rosiiskoho okupanta oholosyly v rozshuk za zgvaltuvannia zhinky pid Kyievom – Venediktova. NV. 23.03.2022 r. URL: <https://is.gd/OPO1JX> (Date of Application: 18.05.2022) [in Ukrainian].

11. RedR UK. Onlain-treninh “Gender-based Violence in situations of armed conflict” (“Henderno zumovlene nasylstvo v sytuatsiiakh zbroinoho konfliktu”). 11.05.2022. [in English].

12. *Irkha Yu.B., Anheleniuk A.-M.Iu., Bochek O.I.* (2020). Okremi problemy vplyvu zbroinoho konfliktu na skhodi Ukrainy na vynyknennia ta poshyrennia henderno obumovlenoho nasylstva. “Separate problems of the influence of the armed conflict in the east of Ukraine on the occurrence and spread of gender-based violence. Ministry of Internal Affairs of Ukraine, DNDI Ministry of Internal Affairs of Ukraine, etc. Development of science and technology: problems and prospects. A collection of theses of the All-Ukrainian scientific and practical internet conference on the occasion of the 2020 Science Day in Ukraine”. (Kyiv, May 21, 2020). K. 540 p. [in Ukrainian].

13. Gender Based Violence Area of Responsibility. Ukraine Refugee Response: Recommendations to Mitigate GBV Risks. Marcy Hersh. April 2022. 8 p. URL: <https://gbvaor.net/node/1576>. (Date of Application: 18.05.2022) [in English].

UDC 343.97-055.2

Riamzina Alina,Candidate of Juridical Sciences, Research Fellow,
State Research Institute MIA Ukraine, Kyiv, Ukraine,
ORCID ID 0000-0002-6250-5296

THE SPECIFICITIES OF GENDER-BASED VIOLENCE AGAINST WOMEN IN SITUATIONS OF MILITARY AGGRESSION

The article analyzes the specifics of violence in situations of military aggression. The analysis of statistical data of the Uniform State Criminal Offences Report provided by the Office of the Prosecutor General of Ukraine for January and April 2022 on certain articles of the Criminal Code of Ukraine, which establish responsibility for violence against women, was carried out. In the context of increasing military aggression of the Russian Federation against Ukraine, the conclusion is given about each type of criminal offences related to gender-based violence against women.

Author defines the definition of gender-based violence used by international nongovernmental organizations as an umbrella term for any harmful act committed against a person’s will and based on socially prescribed (i.e. gendered) differences between men and women. Such acts include acts that cause harm or suffering of a physical, sexual or mental nature, threats of such acts or coercion and other deprivations of liberty.

The study examined which subjects more often commit gender-based violence against women in situations of military aggression, namely, any individuals who have committed FGM even before military aggression, but during military aggression there is more opportunity and imbalance of increasing forces. probability of committing FGM; individuals who control resources (local government officials and even humanitarian workers); armed individuals: military (with military on both sides), bandit groups. Additionally, it has been established that territorially GBV occurs more often at frontline locations, in overcrowded housing (e.g., shelters), at military checkpoints, and in places of forced detention (detention, captivity). In terms of time,

© Riamzina Alina, 2022

DOI (Article): [https://doi.org/10.36486/np.2022.2\(56\).20](https://doi.org/10.36486/np.2022.2(56).20)

Issue 2(56) 2022

<http://naukaipravohorona.com/>

GBV more often occurs at night, after curfew, when military personnel arrive and are stationed in an area with material supplies, as well as during demobilization after the end of a military aggression (this is when risks from intimate partners increase). Measures to prevent gender-based violence against women under martial law are described.

Keywords: gender-based violence, violence in martial law, violence in situations of armed aggression, violence in the context of military aggression, gender-based violence, prevention of violence against women.

Отримано 06.06.2022