



# Securing property rights for Women and children through Distributed Ledger Technology in Judiciary

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***Time: Tuesday, 26/Mar/2019: 8:30am - 10:00am***

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***Location: MC 4-100 Location: MC 4-100***

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## Motivation and Scope of this Publication

**UN Women, in partnership with the UN Office of Information and Communications Technology (UN OICT) and with the support of Innovation Norway organised four-day simulation lab to explore cutting-edge solutions based on distributed ledger technologies that address challenges faced by women and girls.**

**UNICEF - identified that the lives and futures of more than 380,000 children in refugee camps of Bangladesh are in dire need of aid alongside to hundreds of thousands of Rohingya children still in Myanmar that are cut off from aid.**

- **role of distributed ledger technology in bringing Judicial reforms**
- **role of Judiciary for efficient real estate management thereby securing property rights for Women and children**



## Gender Pay gap

women needs compensation as rights to fulfill that \$0.23 for every \$1 earned by a male

to reduce gender pay-gap could be either through ensuring asset security in form of property rights or a significant pay rise globally

the average pay gap is equal to \$0.23 [ $1-(0.77/(2-1))=0.23$ ]



## Rights of Children

### Children's has 8 fundamental Rights

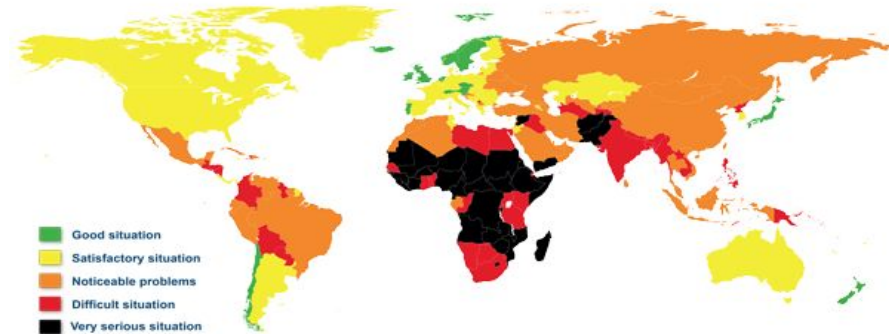
- **Right to Life-** to live his or her own life, not to be killed and survive and to grow up in proper conditions.
- **Right to Education-**to receive instruction, to enjoy a social life, and to build his or her own future
- **Right to Food-** to eat, to not die of hunger and to not suffer from malnutrition. Every five seconds, a child dies of hunger somewhere in the world.
- **Right to Health -** protected against illness, to grow and become healthy adults.
- **Right to Water-** to safe drinking water and proper sanitary conditions.
- **Right to Identity-** to have a surname, a first name, a nationality, and to know who his or her relatives are and existence must be officially recognised.
- **Right to Freedom -** to express him or herself, to have opinions, to have access to information, and to participate in decisions which affect his or her life.
- **Right to Protection-** to live in a secure and protective environment which preserves the child's well-being (without mistreatment, discrimination, and exploitation)



## Laws that protect children's rights

- Declaration of Geneva, in 1924
- Declaration of children's rights in 1959
- Convention on Rights of Child - GA Resolution 44/25 of 20 Nov 1989 - first international legally binding text recognizing all the fundamental rights of the child. The Convention on the Rights of the Child of 1989 defines more precisely the term "child": "[...] a child is any human being below the age of eighteen years, unless under the law applicable to the child, majority is attained earlier"

### CHILDREN'S RIGHTS WORLDWIDE 2016





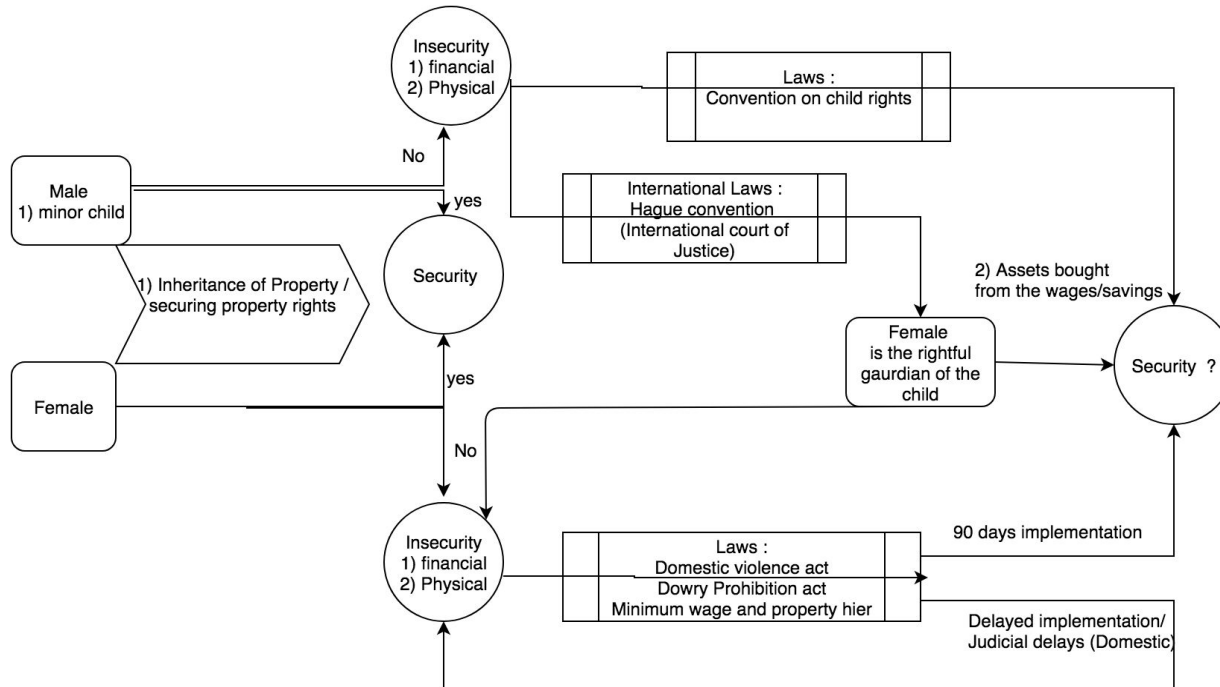
## RCRI

**Distribution of the Realisation of children's rights index globally (RCRI)**

**The RCRI takes the following elements into account in its calculation : mortality for less than 5 years ; life expectancy at birth ; education ; poverty ; low birth weight ; HIV ; child labour ; child marriage ; female genital mutilation ; registration of births ; ecological impact on the future of children ; rights and freedoms ; the feeling of satisfaction with life ; war and other violent situations**



## Property Rights to children - eventual authority



Flowchart of rights to children and eventual authority of the property rights



## Trends in SDG's







**Laws are a first step in helping women and girls achieve gender equality. About half of all countries have laws against gender-based discrimination in hiring.**

Does the law mandate nondiscrimination based on gender in hiring? 2017

SDG 5.1  
SDG 5.c

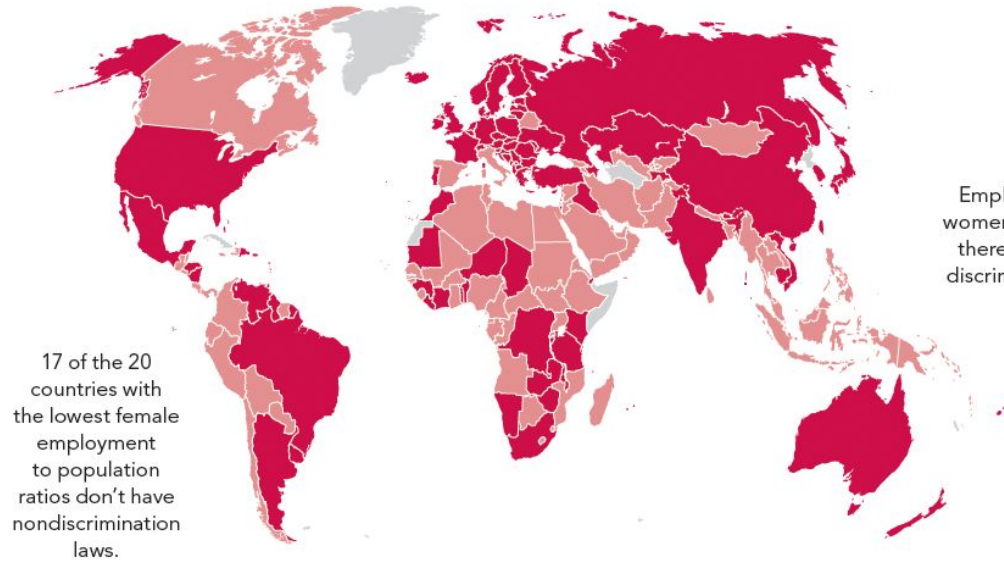
Yes  
No  
No data

Employment rates for women are higher where there are laws against discrimination in hiring.<sup>a</sup>

Closed gender gap adds \$10-17tn to the global economy

Women led startups yield 35% higher return than those led by men

A company's chance of success is increased by 144% when it taps in to women by understanding female consumers



## Laws and SDG 5.1

a. World Bank Women, Business and the Law 2016

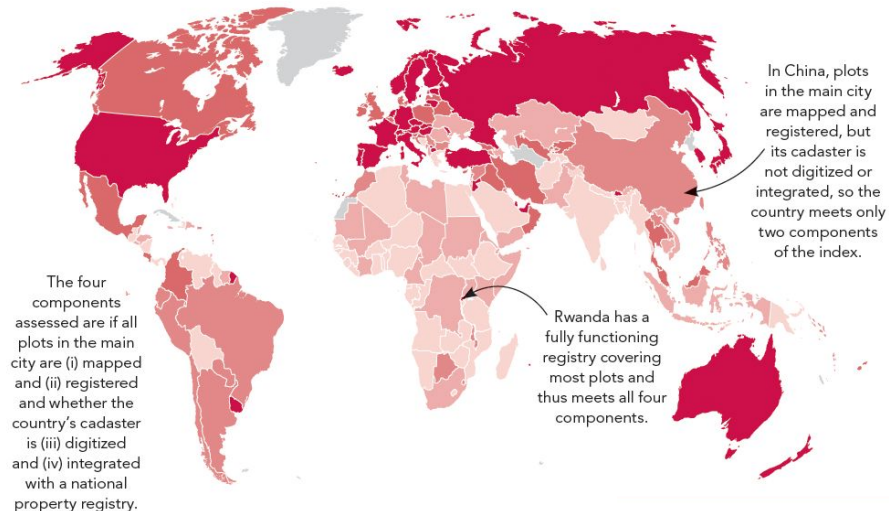
Source: World Bank Women, Business and the Law 2018. World Development Indicators (SG.LAW.NODC.HR; SLEMP.TOTL.SP.FE.ZS).

Land rights provide security of tenure and are important for reducing poverty. But many countries lack a comprehensive land registry that records ownership.

Number of components related to property registration from Doing Business Index (0–4, higher is better)

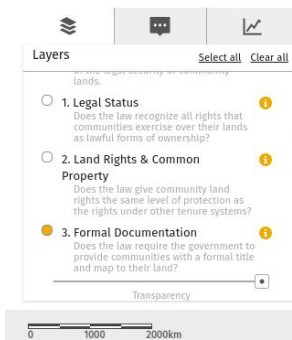


SDG 1.4



Source: World Bank Doing Business (database). <http://www.doingbusiness.org>

# Land registry map

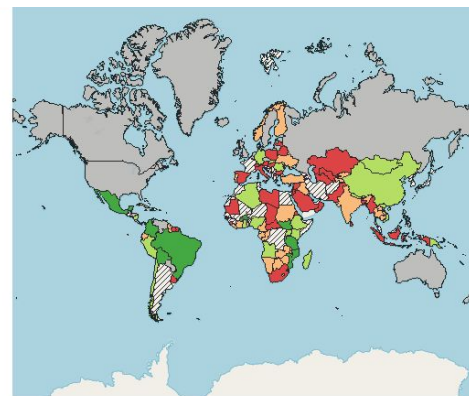


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# Map of countries that has laws that require government to provide formal title



## LEGEND

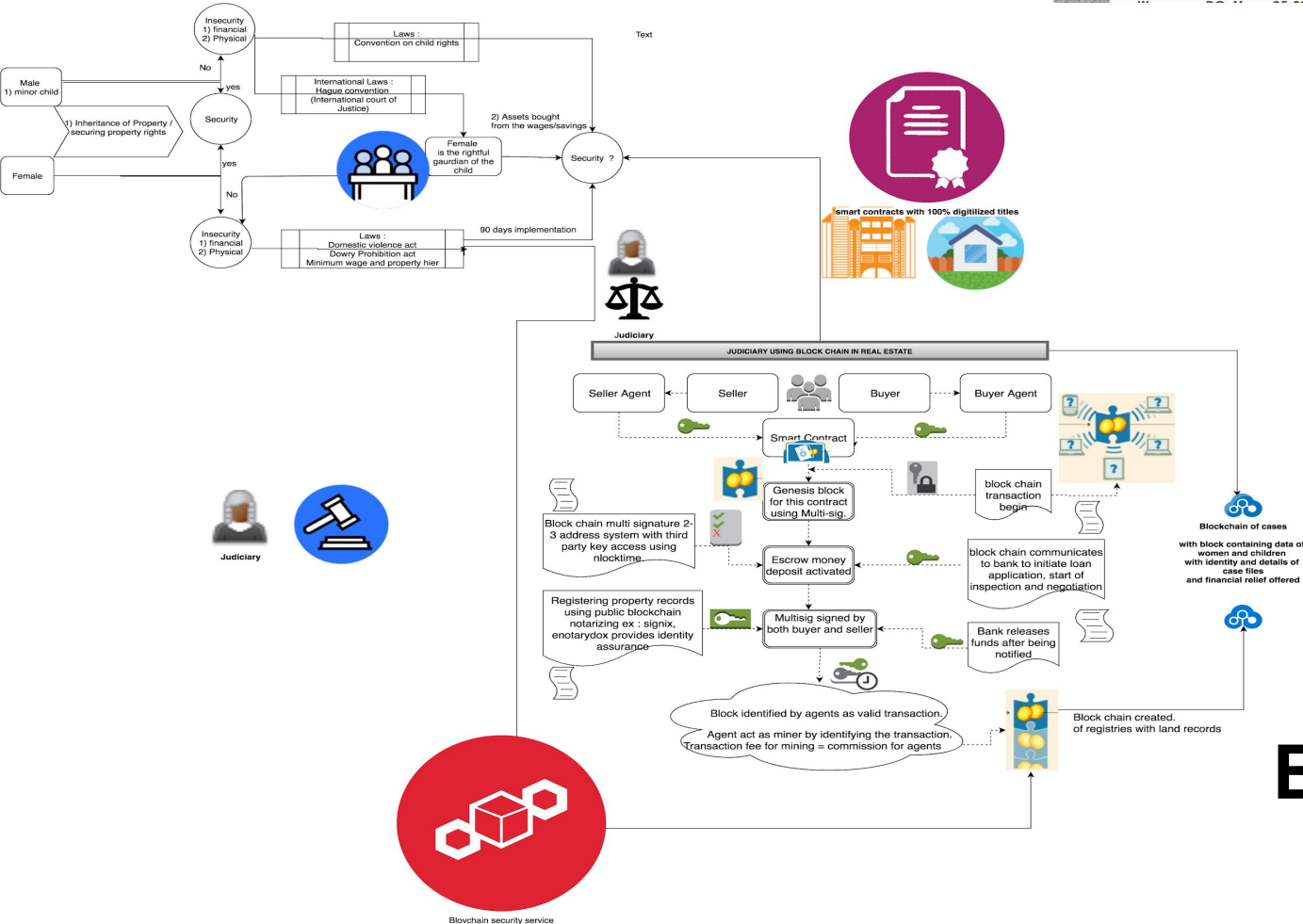
### 3. Formal Documentation

- 1: Yes, the law addresses the issue fully
- 2: Partial, the law makes significant progress towards addressing the issue
- 3: Partial, the law makes only limited progress towards addressing the issue
- 4: No, the law does not address the issue
- Not applicable
- No data



Lat/Long: 12.272722/0.000000

LandMark: The Global Platform of Indigenous and Community Lands, 2017 | Map data © OpenStreetMap contr...



“Blockchain technology can eliminate the 30 million cases pending in Courts in India and also wipe out the 4 million cases relating to land and disputes. Land registry on the Blockchain will reduce litigation and knock out corruption related to real estate” - Amitabh Kant, CEO of NITI Ayog at World economic forum

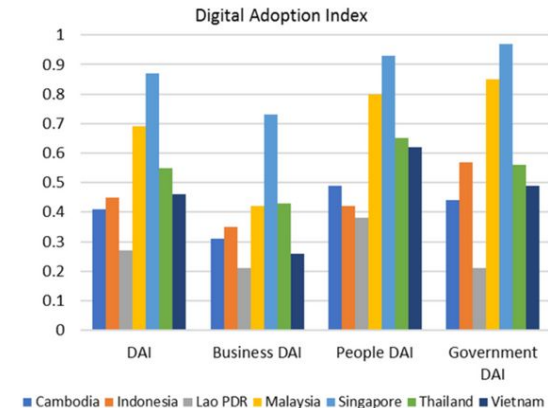
## Blockchain in Judiciary

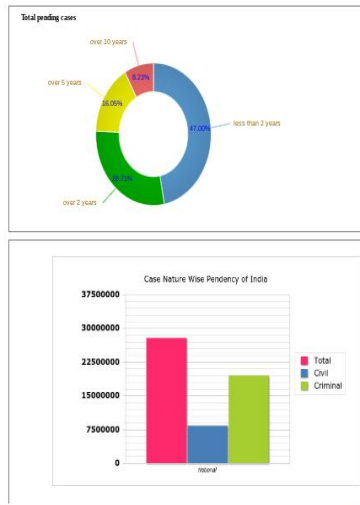
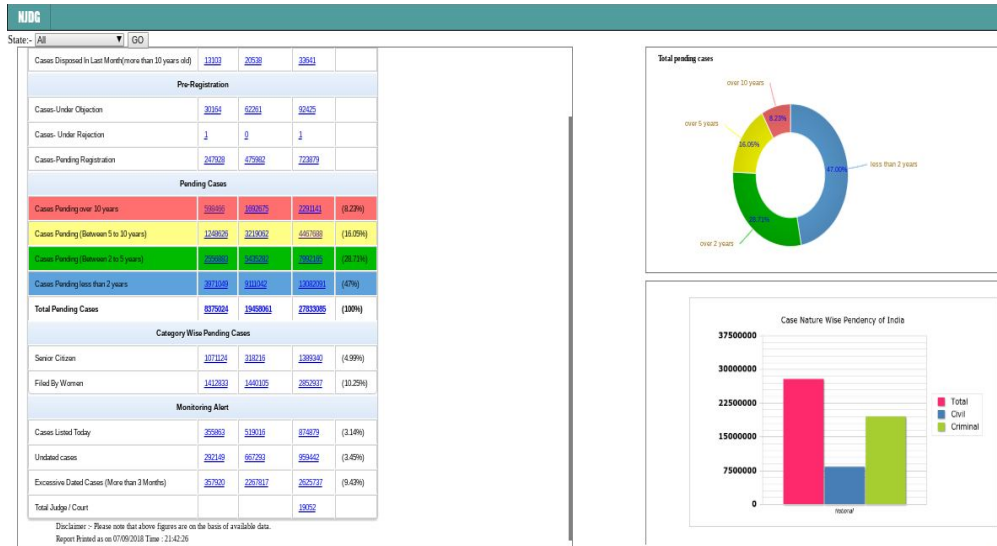


## Vietnam

In Vietnam, a world bank pilot is testing the ways in which blockchain could help women entrepreneurs to prove ownership of business assets, verify production values, and establish a digital identity. Insights from recent Digital ID activities in, Vietnam indicate that national identification systems through electronic and biometric technology facilitate service delivery, as well as modernization of civil registration and vital statistics (CRVS) systems.

Figure : Digital adoption index (Source : (Dione, 2018))



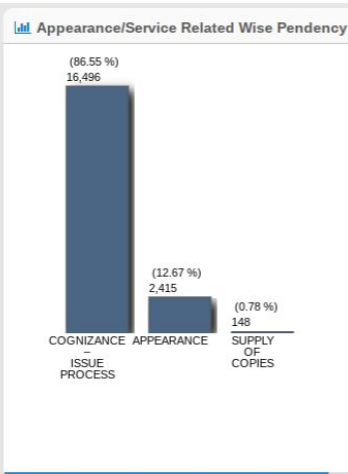
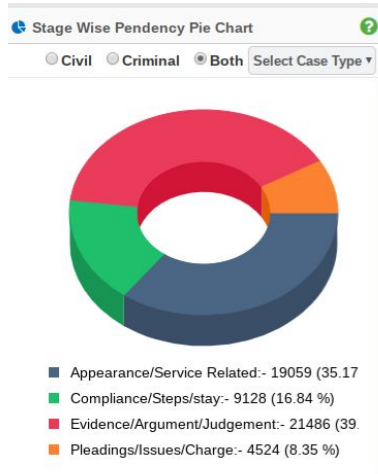


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## Statistics of Andhra Pradesh - Judiciary for women and children (Krishna District)

DISTRICT WISE REPORT OF ANDHRA PRADESH AS ON DATE :- 07/09/2018



Show 10 entries Search:

Cases Filed by Women			
District	Civil	Criminal	Total
ANANTHAPUR	4697	889	5586
CHITTOOR	7317	1260	8577
EAST GODAVARI	6155	2808	8963
GUNTUR	7093	2044	9137
KADAPA	3180	669	3849
KRISHNA	7114	2340	9454
KURNOOL	4494	1559	6053
NELLORE	3504	891	4395
PRAKASHAM	4853	1050	5903
SRIKAKULAM	1264	475	1739
<b>Total Cases Filed by Women</b>	<b>64193</b>	<b>17453</b>	<b>81646</b>

ESTABLISHMENT WISE REPORT OF KRISHNA AS ON DATE :- 07/09/2018

Show 10 entries Search:

Cases Filed By Female			
Establishment	Civil	Criminal	Total
Additional Junior Civil Judges Court, Gannavaram	0	18	18
Addl District Courts, Vijayawada	2043	426	2469
Addl. District Courts, Guduvada	378	42	420
Addl. District Courts, Nuzvid	222	21	243
District Courts, Machilipatnam	514	42	556
IMM Court, Vijayawada	0	17	17
II MM Court, Vijayawada	0	1	1
III MM Court, Vijayawada	0	24	24
JFCM Courts, Vijayawada	0	524	524
Jr. Civil Courts, Avanigadda	121	58	179
<b>Total Cases Filed By Female</b>	<b>7114</b>	<b>2340</b>	<b>9454</b>



## Amaravati

With growing urbanisation in developing worlds, the cities and metropolitan areas are considered the centers of judicial hearings. In India, relation to every metropolitan area within its jurisdiction, the High Court appoints a Metropolitan Magistrate to be the Chief Metropolitan Magistrate for that area. Likewise, the High Court may appoint any Metropolitan Magistrate to be an Additional Chief Metropolitan Magistrate, with all or any of the powers of a Chief Metropolitan Magistrate, as may be directed by the High Court.

Amaravati is built, blockchain could go beyond tackling ownership issues, allowing people to collateralise property, get loans, and invest against them. Any activity – a stay by courts, building construction approvals, transfer duty paid on a property –will be recorded and be permanent.” (Bhattacharya, 2018) - The question that still remain to be answered is the judiciary ready to accept the technological change and aid in the removal of red tape?. 86.56% cases are in cognizance-issue process in the current pending cases (as on Date 22 January 2019).





# Andhra pradesh - New infrastructure to Judiciary

**Judicial complex :**

The court complex currently used for High court was named as "Judicial complex" and will be used for "City civil court" after the inauguration of Permanent High court building

It was built in 4 acres with a cost of 157.3 crore INR

**Permanent High court :** It will be built over an area of 42 acres, to be completed by 2022 and 2036, 1400crore INR





## Country case studies

The 'Court of the Blockchain' will come into existence, as Dubai International Finance center (DIFC) and Smart Dubai will be exploring how blockchain technology can supplement the process of verifying court judgements for cross-border enforcement. DIFC announced on 31st July, 2018

“No changes to Civil Procedures are needed to create this technology extension, but judiciary related government bodies need to support an interoperable technical service to be managed transparently and available to all courts. One specific challenge is to deal with appeals procedures, since different levels of judiciary framework can produce different judgements. Many smart contracts define external sources of information (oracles) that rule some aspects of the contract. When Court Oracle defines some specific label to mean some specific value related smart contracts can execute related transactions allowing the use of Civil Law and Court jurisdiction to allow for conventional dispute resolution to be applied in blockchain based smart contracts. Users on this platform can create deals and have them registered on the blockchain as bound to judiciary resolutions, but executed as transparent smart contracts. This enables every fact and detail of the deal to be available and traceable in case of any dispute” - Spanish Technical Committee of Digital Judiciary

Blockchain technology is in its relative infancy, there could be significant advantages to exploring its usage in the CJS. The MoJ should work closely with the Office for Government Science and Blockchain experts within the financial sector to further evaluate the costs and benefits of these opportunities” - (Liz, 2017)” UK





## Conclusion

DLT also could reduce the costs of filing the petitions in Judiciary for women. This technology could save money as each of these a document writing that could cost from 10 USD -100USD or more to prepare case papers can now be facilitated by executive at zero cost.

reducing the time and costs ensuring financial security for women through providing ownership to real estate in right time.

DLT is no short-cut, but in combination with other institutional reforms, clearly offers a feasible solution.



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