

India 2022: Non-Traditional Security Threats

Law Enforcement

As part of a project on India's non-traditional security threats, the Observer Research Foundation is generating a series of scenarios on the basis of answers to this questionnaire. You are invited to provide your judgmental response to questions given below that will help construct those scenarios.

This survey is divided into two themes:

 *Legal Framework*

 *Law Enforcement System*

Your answers will remain anonymous. Please answer only those questions about which you feel comfortable. Leaving a section blank is an acceptable answer. We kindly request that you give your personal views and not those of the organization you are affiliated with.

Please enter the following details so that we may send you the results:

Name: _____

Address: _____

Organization: _____

Primary area of expertise: _____

Please complete the survey, save the document, and mail, fax, or email it to:

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2. Legal Prioritization

a. Which sorts of new laws *should* be enacted?

b. Which new laws *will* be written?

c. Which new laws will be prioritized by law enforcement, media, civil society, and government?

3. What are the key shortcomings of the Indian judicial system?

- a. Backlogs _____
- b. Personnel _____
- c. Corruption _____
- d. Education _____
- e. Management Issues _____
- f. Other _____

4. Please explain your choices in the previous question.

5. Please provide a (brief) critical analysis of the functioning of the Indian *criminal justice system* (i.e. LSE, prosecution, courts and correctional services).

Section B: Law Enforcement

1. Are our law enforcement agencies (LEAs) professional and competent to enforce the laws effectively in free, fair, and impartial manners?

2. What are the key drawbacks of a poor law enforcement system?

- a. Communalism _____
- b. Political Violence _____
- c. Ungovernable spaces _____
- d. Insurgency _____
- e. Corruption _____
- f. Extremism & Radicalism _____
- g. Other _____

3. Please explain your answer to the previous question.

4. What accountability measures are in place to ensure against misuse of power by law enforcement officers and agencies?

5. Are these measures sufficient? What are some of their consequences?

6. What can be done to improve them?
7. Is there sufficient coordination amongst various Law Enforcement Agencies?
Please explain.
8. Is there sufficient coordination between Law Enforcement and intelligence agencies? Please explain.
9. Is there sufficient coordination between Law Enforcement and investigative agencies? Please explain.
10. What are these coordination deficits related to?
- _____ a. Structures (hierarchy, accountability measures, communication, etc)
 - _____ b. Procedures (incentives, promotion schemes, etc)
 - _____ c. Corruption (criminalization, bribery, etc)
 - _____ d. Work Culture
 - _____ e. Funding (Salary, equipment, etc)
 - _____ f. Policy (Priorities, strategies, etc)
 - _____ e. Other _____

11. Please explain your answer to the previous question.

12. How can any coordination deficits be resolved?

Human Resources

a. What aspects of the recruitment and selection processes (of law enforcement and criminal justice personnel) could be improved?

b. How could this be done?

c. What aspects of the placement, tenure, and promotion practices of law enforcement and criminal justice personnel could be improved?

d. How could this be done?

13. Organizational Learning

a. Are LEA personnel sufficiently *trained* prior to their employment?

i. Yes

ii. No

b. What are the key deficits in training, if any?

c. Are LEA personnel provided *in-service training* to update their knowledge sets and skills during the course of their tenure?

i. Yes

ii. No

d. Is in-service training sufficient? What could be improved? How?

e. Are *best practices* being ascertained and absorbed in the system?

d. Is the ethno-religious composition of Indian law enforcement agencies representative of the populations they serve? (Generally speaking, please state any anomalies or outliers).

e. Are there any other outstanding cultural issues that may affect the effectiveness of the law enforcement system?

18. What are the key changes in international law and law enforcement that will play increasingly central roles in the coming decade?

19. Will this affect India? How?