

Table 16.

## Trafficking

# Legislation promotes training and capacity-building for public officials on human rights, including human trafficking

See also tables 18 and 37

<b>Why is it good practice?</b>	<b>It favours the prevention and reduction of human trafficking</b>
<b>Country</b>	<b>Source</b>
Argentina	<p>Law 26 842, Prevention and penalisation of trafficking in persons and assistance to their victims (2012)</p> <p>ARTICLE 12. - Incorporate, as Article 22 of Law 26364, the following:  Article 22: The Executive Committee for the Fight against the Trafficking and Exploitation of Persons and for Protection and Assistance for Victims is responsible for the implementation of a National Programme for the Fight against the Trafficking and Exploitation of Persons and for Protection and Assistance to Victims, which will consist of developing the following tasks:  (...) d) Generate activities, in conjunction with the relevant agencies, to facilitate training and provide assistance for seeking and finding job opportunities;  (...) g) Organise activities related to dissemination, awareness, training and education on the issue of the trafficking and exploitation of persons, based on the guidelines imposed by the respect for human rights, the gender perspective and issues specifically related to children and adolescents;  (...) j) Train and specialise public officials from all the institutions involved in protection and assistance for victims, as well as police forces, security institutions and officials responsible for criminal investigations and the prosecution of human trafficking cases in order to achieve the highest professional standards;</p> <p>Available in Spanish at:  <a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2014/9763.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2014/9763.pdf</a></p>
Colombia	LAW N ° 985 (2005, by which measures are adopted against trafficking in persons and standards for the care and protection of the victims thereof).

	<p>ARTICLE 6. Within the framework of the National Strategy to Combat Human Trafficking, it will be up to the State institutions identified in this law to carry out, at the very least, the following actions for the prevention of human trafficking: (...)</p> <p>3. Organise and develop, on an ongoing basis, training activities, in order to inform and update the public officials of the entities that the Inter-Institutional Committee should consider pertinent, on all aspects related to this matter, especially the identification of possible victims, the current legislation, the existing instruments for the protection of the Human Rights of the victims, the way in which national and transnational organised crime related to <b>human trafficking</b> operates, and existing tools for investigation and judicial processes.</p> <p>ARTICLE 10. The Attorney General's Office, the National Police and the DAS (Administrative Department of Security) shall train specialised members of their institutions in the investigation and prosecution of crimes directly or indirectly linked to human trafficking, and shall seek to contribute to effective international cooperation in the judicial and policing sectors, in relation to this conduct. This measure shall not denote an increase in their personnel. Each year these entities shall prepare reports of their actions in this field, which shall be taken into account by the Inter- Institutional Committee for the fight against human trafficking in the performance of their duties.</p> <p>Available in Spanish at: <a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2006/4048.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2006/4048.pdf</a></p>
Costa Rica	<p>Regulations for Refugees (2011)</p> <p>Article 100.-The members of the Commission and their alternates shall be obliged, for the proper running of the Commission, to: (...)</p> <p>b) Have availability to receive training in related topics (human rights and international refugee law), with particular emphasis on refugee status determination, stateless persons, the protection of unaccompanied children or children separated from their families; the protection of survivors of torture and other cruel, inhuman or degrading treatment, or those who have been victims of sexual or gender-based violence, <b>trafficking</b> and smuggling, among others.</p> <p>Available in Spanish at: <a href="http://www.acnur.org/t3/fileadmin/scripts/doc.php?file=t3/fileadmin/Documentos/BDL/2011/8171">http://www.acnur.org/t3/fileadmin/scripts/doc.php?file=t3/fileadmin/Documentos/BDL/2011/8171</a></p>
Mexico	<p>GENERAL LAW FOR THE PREVENTION, PENALISATION AND ERADICATION OF CRIMES RELATED TO HUMAN TRAFFICKING AND FOR PROTECTION AND ASSISTANCE FOR THE VICTIMS OF THESE CRIMES (2012)</p> <p>Article 70. In order to better meet the needs of the victims of the crimes covered by this Law, personnel from the police, justice, health, and social services sectors shall be provided with training that raises their awareness of</p>

	<p>these needs, as well as with guidelines to ensure that this assistance is always specialised and timely.</p> <p>Article 89 (...) XV The National Institute of Criminal Science shall design and implement training programmes, coaching and updating in matters of the prevention and penalising of slavery, and the trafficking or exploitation of persons, aimed, at the very least, at Federal Investigation Agents and the Federation's Public Prosecutor's Office Agents.</p> <p>Article 114 The following responsibilities correspond exclusively to State and Federal District authorities, in their respective areas of competence: (...) <b>III.</b> Provide training, updating, coaching and professionalisation services for the institutional actors involved in the prevention and combating of the crimes foreseen in this Law, and in the assistance for and protection of the victims, in accordance with the general provisions established by the federal authorities; <b>IV.</b> In coordination with the Federation, implement programmes and projects for care, education, training and investigation into slavery, trafficking or exploitation of persons and other crimes foreseen in this Law;</p> <p>Available in Spanish at: <a href="http://www.shcp.gob.mx/LASHCP/MarcoJuridico/MarcoJuridicoGlobal/Leyes/299_lgppsedmtp.pdf">http://www.shcp.gob.mx/LASHCP/MarcoJuridico/MarcoJuridicoGlobal/Leyes/299_lgppsedmtp.pdf</a></p> <p>LAW FOR THE PREVENTION OF HUMAN TRAFFICKING FOR THE STATE OF TLAXCALA (2009)</p> <p>ARTICLE 13.- It is the responsibility of the Municipalities of the State of Tlaxcala to carry out the following activities: IV. Carry out training processes for its personnel in the area of prevention and detection of <b>human trafficking</b>;</p> <p>Available in Spanish at: <a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2010/7327.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2010/7327.pdf</a></p>
Panama	<p>LAW No. 16 (of 31 March 2004, Contribution to the prevention and elimination of the commercial sexual exploitation of underage persons in Central America, Panama and the Dominican Republic" -ILO/IPEC)</p> <p>Article 28. The Ministry of Youth, Women, Children and Family, the Ministry of Education, the Ministry of Government and Justice, the Ministry of Health, the Ministry of Labour and Workforce Development, the National Police, the Technical Judicial Police, the Public Prosecutor's Office, the Judicial Branch and the Ombudsman shall develop and monitor the actions of prevention, training and public awareness related to the issue of the <b>sexual exploitation of underage persons.</b></p> <p>Available in Spanish at:</p>

	<p><a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2005/3170.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2005/3170.pdf</a></p>
Peru	<p>LAW AGAINST HUMAN TRAFFICKING AND THE SMUGGLING OF MIGRANTS (2007) Additional provisions</p> <p>THIRD.- Prevention of Human Trafficking and Smuggling of Migrants The State, either directly or in coordination with other States, international organisations, non-government organisations and civil society, shall promote and implement measures for the prevention of the crimes of <b>human trafficking</b> and the smuggling of migrants, as well as their risk factors, taking into consideration, among others: research, training, information and dissemination. These preventive measures must include a human rights approach as well as one that is sensitive to vulnerable groups and the best interests of the child.</p> <p>Available in Spanish at: <a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2008/6597.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2008/6597.pdf</a></p>
Dominican Republic	<p>ACT No. 137-03 ON MIGRANT SMUGGLING AND HUMAN TRAFFICKING (2003)</p> <p>Article 14. Public officials in charge of law enforcement, as well as diplomatic, consular, immigration, police and other officials linked to these matters will receive training and updating on issues of prevention, protection, and the combating and criminalisation of human trafficking. Likewise, and in accordance with the law on this issue, they shall ensure full compliance with the measures established in border migration checks, in order to combat human trafficking.</p> <p>Available in Spanish at: <a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2006/2400.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2006/2400.pdf</a></p>
Venezuela	<p>ORGANIC LAW ON THE RIGHT OF WOMEN TO A LIFE FREE FROM VIOLENCE (2007)</p> <p>Article 20.- In order to develop public policies and allow for the implementation of the measures referred to in this Law, the following programmes are established on an indicative basis: (...) 2. Awareness, education, training and capacity-building: to meet the need to raise the awareness of and offer training for people providing care for the victims of violence, as well as the skills and training needed by those who work with the aggressors</p> <p>Article 21. (...) 2. Design, in conjunction with the ministry dealing with matters of the interior and justice and the Supreme Court of Justice, training plans and programmes for officials responsible for the administration of justice and prison officials, as</p>

	<p>well as other entities that intervene in dealing with the acts of violence contemplated in this Law.</p> <p>Available in Spanish at:  <a href="http://www.acnur.org/t3/fileadmin/Documentos/BDL/2008/6604.pdf">http://www.acnur.org/t3/fileadmin/Documentos/BDL/2008/6604.pdf</a></p>
	<p><b>Regional Scope</b></p>
CRM	<p>Also in the context of CRM, the governments of Canada, Mexico and the United States of America, together with UNHCR, organise a course on migratory control and fraudulent documentation every year.</p> <p>Among other objectives, this course seeks to strengthen the national capacity of the authorities in the region to identify possible cases of human trafficking, as well as refugees and other persons with specific protection needs (such as unaccompanied children) present in mixed movements.</p>
Brazil Declaration	<p><b>"Prevention" Programme</b>  A proposal has been put forward to establish the <b>"Prevention"</b> programme in the countries of the Northern Triangle with the aim of strengthening national mechanisms for the protection of and assistance to vulnerable populations. This programme's lines of action include: <b>training and contributing greater human and financial resources to national institutions for the protection of women and children.</b>  (...)  "Dignified and Safe Transit" Programme  Likewise, the programme seeks to promote, in the border areas (...), <b>the training of immigration officials</b> on national mechanisms for refugee status determination, particularly with regard to accompanied and unaccompanied children; and a <b>human rights approach</b> that includes devising procedures for determining the best interests of the child.</p> <p><a href="http://www.refworld.org/cgi-bin/texis/vtx/rwmain?page=search&amp;docid=5487065b4&amp;skip=0&amp;query=Brazil%20Declaration">http://www.refworld.org/cgi-bin/texis/vtx/rwmain?page=search&amp;docid=5487065b4&amp;skip=0&amp;query=Brazil%20Declaration</a></p>

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