



IOM International Organization for Migration
OIM Organisation Internationale pour les Migrations
OIM Organización Internacional para las Migraciones

INTERNATIONAL DIALOGUE ON MIGRATION
INTERSESSIONAL WORKSHOP ON

**TRAFFICKING IN PERSONS AND EXPLOITATION OF MIGRANTS:
ENSURING PROTECTION OF HUMAN RIGHTS**

09 – 10 July 2009

AGENDA

9 July 2009 DAY I	
09:00 – 10:00	<i>Registration</i>
10:00 – 10:15	WELCOME REMARKS <ul style="list-style-type: none">• William Lacy Swing, Director General, IOM, delivered by Michele Klein Solomon, Director, Migration Policy and Research Department• Valeriya, Goodwill Envoy for the International Organization for Migration in the Russian Federation
10:15 – 10:40	KEYNOTE ADDRESS <ul style="list-style-type: none">• Mike Dottridge, Independent Human Rights Consultant
10:40 – 11:00	SETTING THE SCENE <ul style="list-style-type: none">• Richard Danziger, Head, Assisted Voluntary Return and Counter-Trafficking Division, IOM <p><i>The purpose of this workshop is to tackle the issue of migrant exploitation which may or may not be related to trafficking in persons. Indeed, current approaches to human trafficking have tended to divert attention from addressing the issue of more generalised abuse and exploitation of migrants. Trafficking in persons has largely been treated in isolation from the broader issue of international migration, being placed instead in the framework of transnational crime. The theme of human rights and migration which guides the IDM in 2009 offers a unifying paradigm to address human trafficking and migrant exploitation and to devise concrete and innovative policy solutions. The opening presentation will start by reviewing the international framework related to trafficking in persons and migrant exploitation, including relevant human rights instruments, and clarifying important terminology and definitions. It will provide an overview of the main achievements, ongoing challenges and lessons learned in the global fight against migrant exploitation and trafficking in persons and set forth several key concepts to guide the discussions.</i></p>

11:00 – 13:00	<p>Session I: The Central Role of Human Rights in Addressing Trafficking in Persons and Migrant Exploitation</p>
	<p><i>Trafficking in persons is often regarded as a manifestation of transnational organized crime and has been approached primarily through the prism of criminal justice, as exemplified in the principal international instrument addressing the issue: the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children (supplementing the UN Convention against Transnational Organized Crime) which entered into force in 2003. There is no doubt that human trafficking poses important criminal justice and border regulation challenges to States and constitutes a gross violation of human rights and, in most cases, an extreme form of exploitation and abuse of migrants. Consistent with the theme of the 2009 IDM, this session aims to put the human rights of migrants at the centre of the debate. It will focus on the evaluation of current approaches to human trafficking, and migrant exploitation more generally, and discuss how such approaches can be complemented with and strengthened through the practical application of human rights standards in fighting trafficking and exploitation.</i></p> <p>Moderator: Azzouz Samri, Minister plenipotentiary, Permanent Mission of the Kingdom of Morocco to the United Nations Office in Geneva and other International Organizations in Switzerland</p> <p>Speakers:</p> <ul style="list-style-type: none"> • Paulo Sérgio de Almeida, President, National Council of Immigration, Ministry of Labour and Employment, Brazil • Muhammad Babandede, Director, Investigation & Monitoring, National Agency for Prohibition of Traffic in Persons, Nigeria • Gisle Hagen, Senior Advisor, Peace, Gender and Democracy Department, Norwegian Agency for Development Cooperation, Norway <p>The following questions are proposed to guide the discussion:</p> <ul style="list-style-type: none"> • What are the benefits and challenges in exclusively applying a criminal justice approach to combating trafficking in persons? • What are the operational challenges facing governments and other stakeholders in identifying and assisting victims of trafficking? • How can human rights principles be integrated into policies and programmes addressing trafficking in persons and migrant exploitation? • What are some of the tools available to evaluate the effectiveness of policies and programmes address human trafficking and exploitation of migrants? <p>General Discussion</p>
13:00 – 14:00	<p><i>Afternoon Break</i></p>

14:00 – 15:00	<p>Side Event: A Whole-of-Organization Approach to Fighting Migrant Exploitation and Human Trafficking</p> <p><i>The complex ramifications of migrant exploitation and trafficking in persons demand a multi-dimensional approach to combating the exploitation of migrants, especially the severe human rights violations suffered by trafficked persons. Around the world, IOM provides direct assistance to trafficked persons and other exploited migrants. Furthermore, the organization is also involved in enhancing the capacities of governments, civil society and other stakeholders at various levels to address these phenomena. This side event will offer participants an overview of the type of programmes, projects and activities undertaken by IOM in cooperation with governments, international organizations and other partners concerning the issue of trafficking in persons and migrant exploitation. In particular, a series of short presentations will highlight the gender, health, legal and research dimensions of IOM’s responses.</i></p> <p>Please note that the side event will be held in English.</p> <p>Moderator: Vijaya Souri, Programme Specialist, Migration Management Services, IOM</p> <p>Speakers:</p> <ul style="list-style-type: none"> • Miwa Takahashi, Legal Officer, International Migration Law and Legal Affairs Department, IOM • Sylvia Lopez-Ekra, Gender Officer, Office of the Director General, IOM • Christine Aghazarm, Research Officer, Migration Policy and Research Department, IOM • Rosilyne Borland, HIV and Health Promotion Coordinator, Migration Health Department, IOM
15:00 – 18:00	<p>Session II: Trafficking in Persons and Migrant Exploitation: Towards a Needs-Based Approach to Assistance and Protection</p>
	<p><i>One challenge often faced by policymakers, practitioners and other actors is that many migrants who have suffered exploitation and abuse do not meet the legal definition of a trafficked person: indeed, the exploitation may be wholly unrelated to trafficking. As a result, many migrants are not able to access the assistance and protection they need. A needs-based approach grounded in human rights principles facilitates the provision of assistance and protection to vulnerable and exploited migrants based on their actual situation as opposed to an administrative category. In addition, such an approach can enable governments to meet priorities in other areas of policymaking, such as employment, public health and social services, which may otherwise be affected by the presence of invisible and vulnerable populations. This session will focus on instances of migrant exploitation and abuse when the human trafficking framework does not or does not directly apply. It will consider how a needs-based approach can support State efforts to respond to trafficking in persons and exploitation of migrants</i></p> <p>Moderator: Mazal Renford, Director, The Golda Meir Mount Carmel International Training Centre, Israel</p>

	<p>Speakers:</p> <ul style="list-style-type: none"> • Teguh Wardoyo, SH, Director, Directorate for the Protection of Indonesian Citizens and Legal Entities, Department of Foreign Affairs, Republic of Indonesia • Eloy Isabá, Executive Secretary, National Coalition against Trafficking in Persons, Ministry of the Interior, Nicaragua • Alexander Tortell, Director, Organization for the Integration and Welfare of Asylum Seekers, Ministry for Justice and Home Affairs, Malta • Neha Misra, Senior Program Officer, Human Trafficking & Migrant Worker Programs, American Centre for International Labour Solidarity <p>The following questions are proposed to guide the discussion:</p> <ul style="list-style-type: none"> • How can the needs and vulnerabilities of those who have been abused and exploited, but who do not meet the strict definition of victims of trafficking, be addressed throughout the migration cycle? How can the effective application of human rights principles improve the protection of and assistance to exploited migrants? • Which areas of policymaking are of relevance in devising a needs-based approach to trafficking in persons and migrant exploitation? How can such an approach facilitate effective policymaking in other domains? • What challenges arise when trafficking in persons takes place in a mixed-migration flows scenario? How can these challenges best be tackled? <p>General Discussion</p>
	<i>End of Day One</i>
10 July 2009 DAY II	
10:00 – 10:30	<p>Migrant’s Voice</p> <ul style="list-style-type: none"> • Rita Soelwin <p>Moderators: Qimmah Najeeullah, Director, Break the Chain Campaign and Mariela Guajardo, Project Assistant, Migration Management Services, IOM</p> <p>General Discussion</p>
10:30 – 13:00	<u>Session III: Contextualizing Human Trafficking and Migrant Exploitation: Case Studies</u>
	<p><i>Exploitation of migrants, and related human rights violations, can take place in a variety of settings, in high- and low-income countries, at points of transit and destination as well as upon return. It can affect women and girls as well as men and boys, of all ages and in regular or irregular migratory situations. Vulnerability can result from several factors, such mode of travel or type of employment, especially employment in informal and unregulated sectors. Domestic work and temporary labour migration, for example, can result in heightened risk of abuse, ranging from the withholding of wages to conditions of servitude. A selection of case studies will</i></p>

	<p><i>illustrate some of the situations which can increase migrants’ vulnerability to exploitation and human rights violations. This session will focus on the implementation of a needs-based approach to respond to such situations. The aim of the discussion will be to identify nuanced and practical measures to prevent migrant exploitation and human trafficking and, where violations have occurred, to ensure access to protection and redress.</i></p> <p>Moderator: Beate Andrees, Senior Policy Officer, Special Action Programme to Combat Forced Labour, International Labour Organization</p> <p>Speakers:</p> <ul style="list-style-type: none"> • Ahmed Hussein, HSC, Director of Children’s Services, Ministry of Gender, Children and Social Development, Kenya • Glynn Rankin, Director of Legal Services, United Kingdom Human Trafficking Centre, United Kingdom • Najla Chahda, Director, Migrant Centre, Caritas, Lebanon • Jennifer Moss, Community Support Worker, Kalayaan <p>The following questions are proposed to guide the discussion:</p> <ul style="list-style-type: none"> • Which sectors of the migrant population are most vulnerable to trafficking and exploitation? Which factors and situations make migrants more likely to experience exploitation and abuse? How can these vulnerabilities be addressed by the relevant stakeholders? • What are the age- and gender-related specificities which policymakers need to take into account when tackling human trafficking and migrant exploitation? • What practical measures can be put in place to enable migrants to claim their rights and seek redress, especially in the context of irregular migration <p>General Discussion</p>
13:00 – 15:00	<i>Afternoon Break</i>
15:00 – 17:50	Session IV: Fighting Trafficking in Persons and Migrant Exploitation along the Migration Cycle: The Role of Partnerships
	<p><i>Addressing trafficking in persons and migrant exploitation is integral to comprehensive migration governance. By situating human trafficking and exploitation in the wider context of migration, and irregular migration in particular, the range of policy dimensions relevant to the issue, including protection of the human rights of migrants, labour market structures, security and public health, becomes apparent. This complexity calls for cooperative efforts between different stakeholders along the migration cycle. For example, both countries of origin and countries of destination have a stake in combating human trafficking rings, regulating international recruitment processes and providing assistance and protection to victims of trafficking and other vulnerable and exploited migrants. The role of transit countries is equally important, as many risks and vulnerabilities to human rights abuses may arise during the course of movement. Within governments, cooperation and coordination between different ministries and agencies is an</i></p>

essential part of assisting and protecting victims of trafficking and other exploited migrants. The objective of this session is to outline various forms of partnerships to prevent human trafficking and migrant exploitation and protect the human rights of affected persons. It will highlight formal and informal inter-governmental processes at the bilateral, regional and global levels as well as innovative examples of cooperation with and among stakeholders such as international organisations, the private sector and civil society.

Moderator: Michele Klein Solomon, Director, Migration Policy and Research, IOM

Speakers:

- **José Zau**, Vice Minister of Interior, Social Affairs and Human Rights, Ministry of Interior, Angola
- **Peter Woolcott**, Ambassador for People Smuggling Issues, Department of Foreign Affairs and Trade, Australia (in his capacity as co-chair of the Bali Process on People Smuggling, Trafficking in Persons and Related Transnational Crime)
- **Giuseppe Forlani**, Prefect, Directorate for Immigration and Asylum Services, Department for Civil Liberties and Immigration, Ministry of Interior, Italy
- **Ivana Schellongova**, Programme Director, Suzanne Mubarak Women’s International Peace Movement
- **Anja Klug**, Senior Legal Officer, Division of International Protection Services, United Nations High Commissioner for Refugees, and **Jonathan Martens**, Programme Specialist, Migration Management Services, IOM (*joint presentation*)

The following questions are proposed to guide the discussion:

- What could be the principal areas and fora of cooperation between countries of origin, transit and destination in preventing trafficking in persons and migrant exploitation?
- What kinds of partnerships have proven effective in protecting the human rights of migrants who have been trafficked or exploited?
- What are some of the most effective ways to raise awareness among and engage the general public and relevant partners regarding the potential challenges and risks facing migrants? How can migrants themselves be empowered to participate in the fight against trafficking and exploitation?

General Discussion

17:50 – 18:00	<i>Wrap-up and Closing Remarks</i>
	<i>End of Workshop</i>