

Decision 3/3

Implementation of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the United Nations Convention against Transnational Organized Crime

The Conference of the Parties to the United Nations Convention against Transnational Organized Crime, recalling the functions assigned to it in article 32 of the United Nations Convention against Transnational Organized Crime¹ and welcoming the results of the consultations of government experts held during its third session:

(a) Welcomes the fact that the majority of States parties that had provided national implementation information to the Secretariat have adopted legislative and institutional frameworks to ensure the implementation of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime,² and the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the United Nations Convention against Transnational Organized Crime;³

(b) Urges those States parties which have not yet done so to submit information on their national implementation efforts and milestones in response to the first two reporting cycles;

(c) Urges States parties to the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the Protocol against the Smuggling of Migrants by Land, Sea and Air to review their policies, legislation and regulatory regimes, especially with regard to the travel and identity documents referred to in article 12 of each of those Protocols, in order to ensure consistent and effective application of the obligations contained in the relevant articles of those Protocols;

(d) Urges States parties to provide, strengthen or facilitate, as appropriate, training in the areas of trafficking in persons and smuggling of migrants for judges, prosecutors and other lawyers, law enforcement, immigration, and other relevant officials, including providers of services for victims of trafficking in persons, with the support of technical assistance as may be required;

(e) Also urges States parties to identify and communicate to the secretariat their needs in technical assistance in order to assist it in developing proposals for effective and multidisciplinary anti-trafficking strategies and for effective anti-smuggling strategies;

(f) Further urges States parties to take or strengthen measures, including through bilateral or multilateral cooperation, to improve the

¹ General Assembly resolution 55/25, annex I.

² General Assembly resolution 55/25, annex II.

³ General Assembly resolution 55/25, annex III.

ability of law enforcement agencies to cooperate in investigations of trafficking in persons and smuggling of migrants;

(g) Further urges States parties to take or strengthen measures to discourage the demand that fosters all forms of exploitation of persons, especially women and children, that lead to trafficking;

(h) Reminds States parties of their obligations under article 8 of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and article 18 of the Protocol against the Smuggling of Migrants by Land, Sea and Air;

(i) Requests its secretariat to intensify cooperation, subject to the availability of extrabudgetary resources, with the International Labour Organization, the International Organization for Migration and other relevant international organizations, in accordance with article 33, paragraph 2 (c), of the Convention, with a view to developing practical guidelines for the identification by national competent authorities for victims of trafficking in persons for the purpose of labour exploitation, and to submit the guidelines to the Conference of the Parties at its fourth session, for discussion by States parties;

(j) Also requests its secretariat, subject to the availability of extrabudgetary resources, to collect and make available to States parties successful practices with respect to investigations of offences covered by the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the provision of protection and assistance measures to victims of trafficking in persons, as well as measures related to the repatriation of victims of trafficking in persons;

(k) Further requests its secretariat, subject to the availability of extrabudgetary resources, to collect and make available to States parties successful practices with respect to investigations of offences covered by the Protocol against the Smuggling of Migrants by Land, Sea and Air and the provision of protection and assistance measures to persons who have been the object of conduct set forth in article 6 of that Protocol;

(l) Further requests its secretariat, subject to the availability of extrabudgetary resources, in cooperation with States parties and other relevant international organizations, to make available successful practices in the areas of training and capacity-building, as well as awareness-raising strategies and campaigns, with a view to enhancing efforts to identify and assist victims of trafficking in persons or persons who have been the object of conduct set forth in article 6 of the Protocol against the Smuggling of Migrants by Land, Sea and Air;

(m) Further requests its secretariat, subject to the availability of extrabudgetary resources, to identify opportunities to mainstream its work related to the furtherance and objectives of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the Protocol against the Smuggling of Migrants by Land, Sea and Air, into relevant United Nations agencies that are lead agencies in humanitarian crises or emergency situations.