

LEGISLATIVE AND POLICY RESPONSES TO VIOLENCE AGAINST WOMEN AND CHILDREN

INCLUDING ON EARLY AND
FORCED MARRIAGE AND /OR
TRAFFICKING IN HUMAN BEINGS

COUNCIL OF EUROPE

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1. Introduction
2. Sharing field experience
3. EU tools and THB cases
4. Case study



ORIGINS

- Undocumented men in Europe from outside EU
- Penniless women from south Europe
- EU different laws
- Organised crime group

1ST STEP

Recruiting women to marry with undocumented men against money

2000 € for a sham marriage to play role of a bride to city hall and all other administrative appointments

« All you have to do is to be there and sign what you are said to sign ... »

Marriages were celebrated in Denmark.

« the couple » returns to France or UK and start all procedures to make their marriage recognized and bring the man to get legal ID as husband of EU citizen

In a few years the man gets the nationality of the bride



Close cooperation between France, Portugal, Denmark and UK through Europol and Eurojust permitted to create a joint investigation team to investigate commonly in all those countries.



DEFINITION OF THB

- 2011/36/EU DIRECTIVE
- Recruitment, transportation, transfer, hosting, by threat, force or any other way , by abduction, fraud, authority or vulnerability abuse or offer of payment or advantages to get the consent of the person in a mean of exploitation.

WHAT IS THIS CASE ? SHAM MARRIAGE / THB ?

Most of women were never paid, some of them faced sexual assault, sequestration, food deprivation, forced to commit fraud (200 bank accounts opened, loans ...)

WEAKNESSES / STRONG POINTS

- Each case has to be investigated (vulnerability)
- Law shopping
- Cooperation tools (Europol – Eurojus – JIT)
- Implementation of THB in member states laws

NEXT STEPS

- Keep on raising awarenesses among police and justice on these crimes
- Promote and develop EU tools
- Need for more common regulations

THANKS FOR YOUR
ATTENTION

ANY QUESTIONS ?

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