

HUMAN RIGHTS, DEMOCRACY AND THE RULE OF LAW

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

DROITS DE L'HOMME, DÉMOCRATIE ET ÉTAT DE DROIT

The HELP course on “Combating trafficking in human beings and protecting its victims”

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Purpose

- To equip practitioners to effectively apply the standards developed under the CoE Convention on Action against Trafficking in Human Beings (the CoE Convention) in their daily work



Developed jointly with the Division of the CoE Convention on
Action against Trafficking in Human Beings

Course outline

1. Introduction and **legal framework**
2. Definitions and **legal concepts**
3. **Identification of victims** of human trafficking
4. **Assistance for victims** of human trafficking
5. **The non-punishment provision**
6. **Investigation, prosecution and victims' rights**
7. **Sentencing**
8. **Compensation for victims** of trafficking
9. **Return and repatriation**





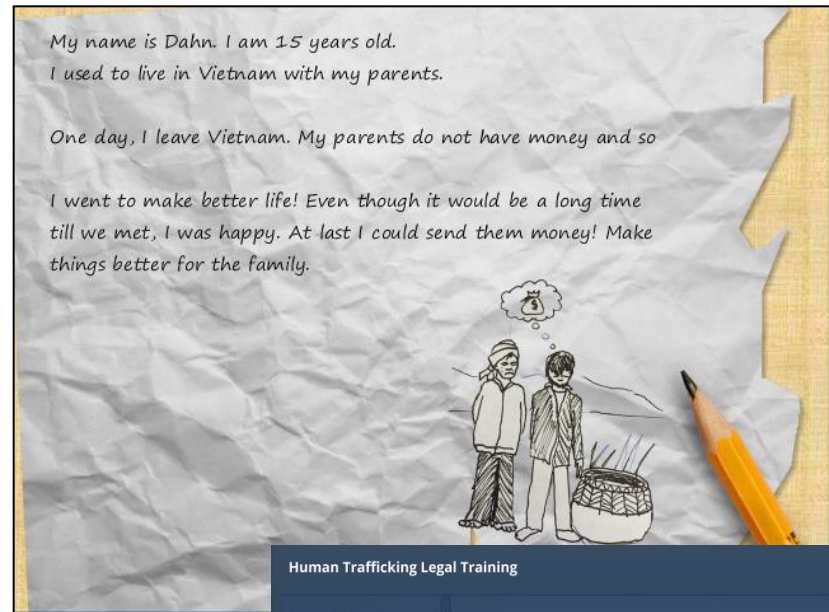
Video presentation - Petya Nestorova

In this video presentation, Petya Nestorova, Executive Secretary of the Council of Europe Convention on Action Against Trafficking in Human Beings outlines the very real problem that this course has been developed to address.

Click 'Next' to continue.



- **Introduction:** the human trafficking problem
- **Legal Framework:**
 - UN/ILO
 - European: Focus on the CoE response, the CoE Convention and its monitoring.



Human Trafficking Legal Training

Legal framework

The legal framework for providing assistance to victims of trafficking in human beings is provided in different international legal documents.

Review each of the bodies below and then Click 'Next' to continue.

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2. Definitions and legal concepts: contained in the CoE Convention and other relevant international instruments.

3. Identification of victims of human trafficking:

- importance
- States' duty to identify victims
- cooperation with NGOs



4. Assistance for victims of human trafficking:

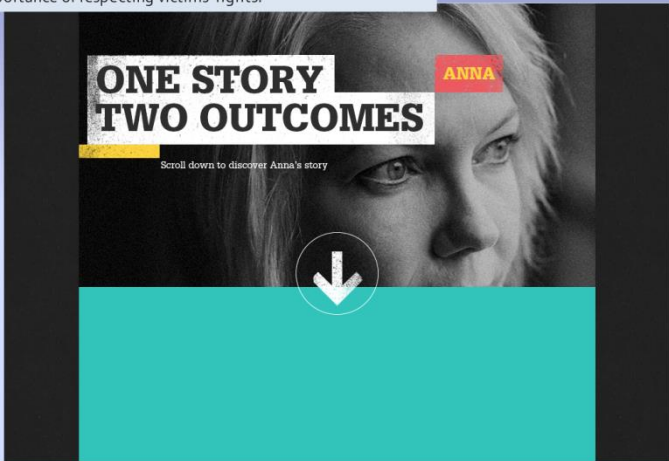
- rights of victims to assistance and support and related States' obligations
- effects of trauma and victimisation on physical and mental health
- minimum standards of care provided by States
- right to recovery/reflection period
- minimum conditions for granting a temporary residence status to victims of trafficking.

5. The non-punishment principle:

- legal nature and scope
- different application for children and adults
- meaning of compulsion
- States' obligations to apply the principle.

Respect trafficked people's rights

The [La Strada International campaign](#) below illustrates the importance of respecting victims' rights.



Course videos

La Strada video

This video was produced by La Strada International within the framework of the COMP.ACT project that works to improve access to justice and guarantee compensation for trafficked people. The video presents several interviews with international anti-trafficking stakeholders who explain the importance of compensation and the obstacles that prevent those trafficked from accessing compensation. The video presents the tools developed by COMP.ACT to bring about systematic and practical changes to ensure that those trafficked in Europe receive compensation for their suffering and unpaid labour.

Review the video by clicking on the image below and then click 'Next' to continue.



6. Investigation, Prosecution and victims' rights

- Peculiarities
- Relevance of
 - protection and assistance of victims and witnesses
 - seizing and securing assets from the outset

7. Sentencing:

- Criteria when deciding on sanctions' severity:
 - retribution
 - general prevention
 - special prevention
 - reparation



8. Compensation for victims of human trafficking:

- Material and immaterial damages
- Source of compensation (the perpetrator or the State).

9. Return and Repatriation:

- International standards
- Safe, dignified and preferably voluntary return
- Returning child victims
- The non-refoulement principle.



HELP

Good training for good judgments

Thank you very much for your attention!

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