Outcomes of the Indonesia pilot workshop for criminal justice practitioners on investigating trafficking in persons in the fishing industry

Anna Tsitsina

Crime Prevention and Criminal Justice Officer, Human Trafficking and Migrant Smuggling Section, UNODC
JCLEC – Jakarta Centre for Law Enforcement Cooperation
National Capacity Building Workshop for Criminal Justice Practitioners on
Investigating Trafficking in Persons in the Fishing Industry
Semarang – Indonesia | 29 November – 1 December 2016

First Row (from left)
Among Pundhi Resi

Second Row (from left)
Dyah Hartanti Purwitasari – Fredo Maielisa – Itzk Yehosua Siamloy – Samuel Sandi Rundupadang – Asep Supriadi

Third Row (from left)
Priyo Kurniawan – Agus Widodo – Amirh Joko Waspada

Fourth Row (from left)
Structure of the course

1. Legal and institutional framework:
   • International legal framework on TIP
   • National legal and institutional framework on TIP
   • Links between TIP and other fishing industry crimes
   • Complementarities between criminal and labour laws

2. Modus operandi and investigative challenges
   • Case studies: Benjina and Iran cases
   • TIP in the fishing industry: challenges for investigation

3. Investigating TIP in the fishing industry: techniques and procedures
   • Forms of investigative techniques, risk assessments, information and intelligence
   • Basic crime scene, documental analysis and physical evidence examination
Structure of the course

4. Interviewing TiP victims
   • Introduction to basic interviewing techniques
   • Indicators of trafficking in persons

5. Investigating TiP in the fishing industry: a victim-centered approach
   • Protection and assistance to victim-witnesses in TiP cases

6. International cooperation
   • Information and intelligence sharing in TiP in the fishing industry cases
   • Strengthening regional and transnational cooperation in TIP in the fishing industry

7. Way forward: instigating standard operating procedures on investigating TiP on board fishing vessels
   • Roundtable between all participants facilitated by UNODC
Issues raised during workshop:

• Right structures/ frameworks are in place yet instances of TIP on board fishing vessels continue to pose a growing threat
• Links between TIP and other forms of fisheries crimes
• Which TIP indicators?
• Who is intervening? (legal powers at sea)
• What assistance/ remedies are we trying to provide?
• Foreign crews trafficked in Indonesian waters vs Indonesian crews trafficked in foreign waters
• Who is to receive future training and how?
• Recourse to technologically-assisted learning is essential
Standard Operating Procedures for the maritime interdiction and detection of TIP in the fishing industry

• Content:
  • Legal powers at sea
  • Boarding suspect vessels at sea
  • Actions on suspect vessel
  • “TIPFish” indicators found on vessels
  • Screening interviews
  • Arrival at port
  • Victim support
Food for thought:

• TIP on board fishing vessels is never a stand-alone crime!
• Most officers who would be in position to detect first signs of TIP are not TIP-specialised/ trained but...
• If it looks or feels wrong, it probably is wrong
• More focus to be placed on crew (victim-centred approach)
• At which point do you disclose you are investigating TIP?
Food for thought:

• Coordination with other agencies/ involving TIP units
• Timing is paramount to your investigation
• Relationship between criminal law and other legal/administrative frameworks in fisheries crime
• Legal powers at sea
• Seeing the bigger picture: what about recruitment agencies/ shipping operators, etc.?
Thank you!

Anna.Tsitsina@unodc.org
@annatsitsina