

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

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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)

Firman Noegraha – Damianus Bilo – Gina Nott – Johannes Dirk Kotze – Mas Achmad Santosa – Mohammad Safei – Collie Brown – Anna Tsitsina – Paul David Newton –
 Among Pundhi Resi

Second Row (from left)

Pahrur Rozi – Ekanto Yuni Eddy – Fajar Yuswantoro – Zulfikar – M. Irsan Arief – Nancy Samusamu – Maria Anindita Nareswari – Wiwin Diana Supyawati –
 Dyah Hartanti Purwitasari – Fredo Maelissa – Izak Yehosua Siamiloy – Samuel Sandi Rundupadang – Asep Supriadi

Third Row (from left)

Hermawan Basori – Agus Susanto – Budhi Asti – Bambang Arif Hermawan – Untung Aji Pramono – Earias Wirawan – Muhammad Taufik Kurniawan – Gita Muharam –
 Priyo Kurniawan – Agus Widodo – Amrih Joko Waspada

Fourth Row (from left)

Julisa Kusumawardhono – Nur Alfianto – Erik Lesmana Ishak – Theofilus – Alberth S. Fenat – Binsar Hatorangan Sianturi – Syahril Martanto Wiryawan

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!

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