

Ref. No.: <sup>SNL</sup>IAAE/~~20~~/20/24-25

Date: 07.05.2024

### NOTICE

This is for the information of all the students of **8th semester** of Surendranath Law College, that our college is going to conduct an online Certificate Course/Value Added Course on the "**LAWS RELATING TO HUMAN TRAFFICKING**" from 15/05/2024 - 3/06/2024. The enrollment link for the course is:

[https://docs.google.com/forms/d/e/1FAIpQLSfxlxwWinoWIcq4WcPUtLF0m-sMVxogjxdXR7YjWafNnxqV8Q/viewform?usp=sf\\_link](https://docs.google.com/forms/d/e/1FAIpQLSfxlxwWinoWIcq4WcPUtLF0m-sMVxogjxdXR7YjWafNnxqV8Q/viewform?usp=sf_link)

The joining link for the classes shall be provided in the College WhatsApp group. This particular course is mandatory for all the students of 8th semester. The participants who shall secure regular attendance and also complete the assignments would get participation certificate on successful completion of the course.

#### **Some Important Details:**

Total Duration of The Course: 30 Hours

No. of Days: 20 days

Duration of The Class: 1hour 30 minutes per day

Last Date of Registration: 14.05.2024

Date of Commencement of Course: 15.05.2024

Course Timing: 6:00 p.m. – 7:30 p.m.

Platform: Google Meet

Course Coordinators:

1. *Sreyashi Roy*
2. *Sankita Ghosh*
3. *Ankita Gayaly*



# BROCHURE

## About the Course:

Surendranath Law College, an esteemed Law college, affiliated to the University of Calcutta, has been imparting legal education since 1885. Along with an established framework on conventional classroom teaching and several enlightening seminars, conferences and workshops; our college provides online certificate courses on various subjects, this particular course focuses on the Human Trafficking Related Laws. The course duration is for 30 hours, from 15/05/2024- 03/05/2024, and it shall be conducted through online platform.

## Key Focus:

The primary focus of this course is to enhance the knowledge of the students regarding the laws pertaining to Human Trafficking, the course shall delve with:

1. **Understanding the Legal Framework:** The course provides an in-depth exploration of the legal frameworks governing human trafficking at national, regional, and international levels, including relevant treaties, conventions, and laws.
2. **Identification and Definition:** Participants learn how to identify and define human trafficking according to legal definitions, distinguishing it from related crimes such as smuggling and exploitation.
3. **Victim Protection and Support:** The course emphasizes the legal rights and protections afforded to victims of human trafficking, including access to justice, support services, and avenues for seeking compensation.
4. **Prosecution and Law Enforcement:** Participants gain insights into the legal procedures and challenges involved in investigating, prosecuting, and convicting perpetrators of human trafficking, as well as strategies for effective law enforcement cooperation.
5. **Prevention Strategies:** The course delves into legal strategies for preventing human trafficking, including awareness-raising campaigns, legislative reforms, and collaboration with key stakeholders such as NGOs and law enforcement agencies.



6. Gender and Human Trafficking: Participants examine the intersection of gender dynamics and human trafficking laws, exploring how gender-based discrimination and inequality contribute to vulnerability and shape legal responses.
7. Transnational Perspectives: Given the global nature of human trafficking, the course addresses legal issues related to cross-border trafficking, international cooperation mechanisms, and extradition procedures.
8. Human Rights and Trafficking: Participants explore the human rights dimensions of human trafficking laws, including the right to freedom, dignity, and non-discrimination, as well as the obligations of states to prevent and combat trafficking.
9. Ethical and Legal Challenges: The course engages with ethical dilemmas and legal complexities inherent in addressing human trafficking, such as the tension between law enforcement objectives and the protection of victims' rights.
10. Emerging Trends and Policy Responses: Participants examine emerging trends in human trafficking, such as online exploitation and trafficking in the context of armed conflict, and evaluate the effectiveness of legal and policy responses in addressing these challenges.

### **COURSE STRUCTURE: (TOTAL No. OF MODULES: 10)**

#### **MODULE – I**

Overview of Human-Trafficking: Definition, Dimension and Factors Associated with Human Trafficking

- Human Trafficking – Overview and concept
- Magnitude
- History of a Definition
- The 2000 Definition of Trafficking: “Action”; “Means”; “Purpose”.
- The Scope and Limits of the Definition
- Classification of Human Trafficking
- Vulnerability Factors - Accentuating vs. Mitigating Factors
- Demand Factors - Factors enhancing demands; Factors controlling demands



- Criminalizing Demand vs. Legalization of Prostitution

## **MODULE – II**

### The International Legal Framework

- Anti-Trafficking measures under International Human Rights Treaty Law
- Trafficking and White Slavery
- The 1949 Trafficking Convention
- The CEDAW Convention
- The Convention on the Rights of the Child and Its Optional Protocol
- Trafficking in Transnational Criminal Law
- The Organized Crime Convention
- The Trafficking Protocol
- The Migrant Smuggling Protocol
- Non-treaty Aspects of the International Legal Framework
- Customary Law, Jus Cogens, and Trafficking
- Secondary and Subsidiary Sources of International Law
- The “Soft” Law of Trafficking

## **MODULE – III**

### The Regional Legal Framework

- European Union Instruments
- EU Framework Decision on Combating Trafficking (2002)
- EU Council Directive on Short-Term Residency Permits
- Proposal for a Replacement to the 2002 Framework Decision (2009–2010)
- The Council of Europe Convention against Trafficking
- The SAARC Convention

## **MODULE – IV**

### National legal framework

- Laws relating to human trafficking
- Indian penal code and human trafficking
- Laws relating to labor and human trafficking
- Laws relating to organ transplantation and human trafficking
- Role of juvenile justice act in human trafficking cases
- Foreigners act vs. Human trafficking



## **MODULE – V**

Institutional response mechanism to human trafficking

- National policy
- Police administration
- Ministry of women and child development role in combating human trafficking
- Governmental schemes
- Other agencies role in trafficking cases
- NHRC role

## **MODULE – VI**

Specific Legal Issues

- Trafficked Persons as Noncitizens
- Trafficked Persons as Migrants and Migrant Workers
- Trafficking and Slavery
- Trafficking as a Form of Discrimination and Violence against Women
- Trafficking and Asylum
- Trafficking in International Humanitarian Law and International Criminal Law

## **MODULE – VII**

State Responsibility for Trafficking

- A General Theory of International Responsibility
- State Responsibility for Violations of International Law Associated with Trafficking
- State Responsibility for Trafficking-Related Breach of Obligations Originating in the Conduct of Private Persons or Entities
- Legal Responsibilities of International Organizations, Private Individuals, and Private Entities.
- Obligations of Protection and Support
- Obligations Related to Repatriation and Remedies
- Obligations of an Effective Criminal Justice Response

## **MODULE – VIII**

Prevention of Trafficking and Legal Response

- Prevention through Addressing Vulnerability
- Prevention through Addressing Demand
- Prevention through Addressing Corruption and Complicity



- Prevention through effective prosecution
- Protection Mechanism
- Challenges in Prevention
- Models on Prevention

#### **MODULE – IX**

Obligation to ensure effective investigation and Prosecution of trafficking cases

- State obligation
- Victim Protection from prosecution
- Formal initiation of cases
- Due diligence obligation
- Mutual Legal Assistance
- Use of appropriate provision of law
- Challenges for investigation and prosecution
- Judicial role

#### **MODULE – X**

Victim rights to Reparation: Rescue, Repatriation, Reintegration and compensation to victim

- Concept of Reparation
- Definition
- Legislative framework in India
- Scope for improvement
- Victims of Trafficking and Reparation
- Obligation to identify and rescue victims
- Obligation to provide protection
- Obligation to repatriate
- Obligation for rehabilitation as well as compensation





**COURSE SCHEDULE:**

<b>DATE</b>	<b>TOPIC</b>	<b>ASSIGNED PROFESSOR</b>
15.05.2024	MODULE I <ul style="list-style-type: none"><li>• Human Trafficking – Overview and concept</li><li>• Magnitude</li><li>• History of Definition</li><li>• The 2000 Definition of Trafficking: “Action”; “Means”; “Purpose”.</li><li>• The Scope and Limits of the Definition</li></ul>	Dr. SARFARAZ AHMED KHAN
16.05.2024	MODULE I <ul style="list-style-type: none"><li>• Classification of Human Trafficking</li><li>• Vulnerability Factors - Accentuating vs. Mitigating Factors</li><li>• Demand Factors - Factors enhancing demands; Factors controlling demands</li><li>• Criminalizing Demand vs. Legalization of Prostitution</li></ul>	Dr. SARFARAZ AHMED KHAN
17.05.2024	MODULE II <ul style="list-style-type: none"><li>• Anti-Trafficking measures under International Human Rights Treaty Law</li><li>• Trafficking and White Slavery</li><li>• The 1949 Trafficking Convention</li><li>• The CEDAW Convention</li></ul>	Dr. SARFARAZ AHMED KHAN
18.05.2024	MODULE II <ul style="list-style-type: none"><li>• The Convention on the Rights of the Child and Its Optional Protocol</li><li>• Trafficking in Transnational Criminal Law</li><li>• The Organized Crime Convention</li><li>• The Trafficking Protocol</li></ul>	Dr. SARFARAZ AHMED KHAN



19.05.2024	<p>MODULE II</p> <ul style="list-style-type: none"> <li>• The Migrant Smuggling Protocol</li> <li>• Non-treaty Aspects of the International Legal Framework</li> <li>• Customary Law, Jus Cogens, and Trafficking</li> <li>• Secondary and Subsidiary Sources of International Law</li> <li>• The “Soft” Law of Trafficking</li> </ul>	Dr. SARFARAZ AHMED KHAN
20.05.2024	<p>MODULE III</p> <ul style="list-style-type: none"> <li>• European Union Instruments</li> <li>• EU Framework Decision on Combating Trafficking (2002)</li> <li>• EU Council Directive on Short-Term Residency Permits</li> </ul>	Dr. SARFARAZ AHMED KHAN
21.05.2024	<p>MODULE III</p> <ul style="list-style-type: none"> <li>• Proposal for a Replacement to the 2002 Framework Decision (2009–2010)</li> <li>• The Council of Europe Convention against Trafficking</li> <li>• The SAARC Convention</li> </ul>	Dr. SARFARAZ AHMED KHAN
22.05.2024	<p>MODULE IV</p> <ul style="list-style-type: none"> <li>• Laws relating to human trafficking</li> <li>• Indian penal code and human trafficking</li> <li>• Laws relating to labour and human trafficking</li> </ul>	Dr. SARFARAZ AHMED KHAN
23.05.2024	<p>MODULE IV</p> <ul style="list-style-type: none"> <li>• Laws relating to organ transplantation and human trafficking</li> <li>• Role of juvenile justice act in human trafficking cases</li> <li>• Foreigners Act vs. Human trafficking</li> </ul>	Dr. SARFARAZ AHMED KHAN





24.05.2024	<p>MODULE V</p> <ul style="list-style-type: none"> <li>• National policy</li> <li>• Police administration</li> <li>• Role of Ministry of women and child development in combating human trafficking</li> <li>• Governmental schemes</li> <li>• Other agency's role in trafficking cases</li> <li>• Role of NHRC</li> </ul>	Dr. SARFARAZ AHMED KHAN
25.05.2024	<p>MODULE VI</p> <ul style="list-style-type: none"> <li>• Trafficked Persons as non-citizens</li> <li>• Trafficked Persons as Migrants and Migrant Workers</li> <li>• Trafficking and Slavery</li> </ul>	Dr. SARFARAZ AHMED KHAN
26.05.2024	<p>MODULE VI</p> <ul style="list-style-type: none"> <li>• Trafficking as a Form of Discrimination and Violence against Women</li> <li>• Trafficking and Asylum</li> <li>• Trafficking in International Humanitarian Law and International Criminal Law</li> </ul>	Dr. SARFARAZ AHMED KHAN
27.05.2024	<p>MODULE VII</p> <ul style="list-style-type: none"> <li>• A General Theory of International Responsibility</li> <li>• State Responsibility for Violations of International Law Associated with Trafficking</li> <li>• State Responsibility for Trafficking-Related Breach of Obligations Originating in the Conduct of Private Persons or Entities</li> </ul>	Dr. SARFARAZ AHMED KHAN
28.05.2024	<p>MODULE VII</p> <ul style="list-style-type: none"> <li>• Legal Responsibilities of International Organizations, Private Individuals, and Private Entities</li> <li>• Obligations of Protection and Support</li> <li>• Obligations Related to Repatriation and Remedies</li> <li>• Obligations of an Effective Criminal Justice Response</li> </ul>	Dr. SARFARAZ AHMED KHAN



29.05.2024	<p>MODULE VIII</p> <ul style="list-style-type: none"> <li>• Prevention through Addressing Vulnerability</li> <li>• Prevention through Addressing Demand</li> <li>• Prevention through Addressing Corruption and Complicity</li> </ul>	Dr. SARFARAZ AHMED KHAN
30.05.2024	<p>MODULE VIII</p> <ul style="list-style-type: none"> <li>• Prevention through effective prosecution</li> <li>• Protection Mechanism</li> <li>• Challenges in Prevention</li> <li>• Models on Prevention</li> </ul>	Dr. SARFARAZ AHMED KHAN
31.05.2024	<p>MODULE IX</p> <ul style="list-style-type: none"> <li>• State obligation</li> <li>• Victim Protection from prosecution</li> <li>• Formal initiation of cases</li> <li>• Due diligence obligation</li> </ul>	Dr. SARFARAZ AHMED KHAN
01.06.2024	<p>MODEL IX</p> <ul style="list-style-type: none"> <li>• Mutual Legal Assistance</li> <li>• Use of appropriate provision of law</li> <li>• Challenges for investigation and prosecution</li> <li>• Judicial role</li> </ul>	Dr. SARFARAZ AHMED KHAN
02.06.2024	<p>MODULE X</p> <ul style="list-style-type: none"> <li>• Concept of Reparation</li> <li>• Definition</li> <li>• Legislative framework in India</li> <li>• Scope for improvement</li> <li>• Victims of Trafficking and Reparation</li> </ul>	Dr. SARFARAZ AHMED KHAN
03.06.2024	<p>MODULE X</p> <ul style="list-style-type: none"> <li>• Obligation to identify and rescue victims</li> <li>• Obligation to provide protection</li> <li>• Obligation to repatriate</li> <li>• Obligation for rehabilitation as well as compensation</li> </ul>	Dr. SARFARAZ AHMED KHAN



❖ **Chairperson's Profile:**

**Dr. Mohammadi Tarannum:**

Dr. Mohammadi Tarannum is presently working as the Vice Principal of Surendranath Law College. Earlier she has served as the Teacher In-charge of the same college from 2009, with teaching experience of more than 15 years. Dr. Mohammadi Tarannum, has been a part of a number of Refresher courses, Orientation programmes, Seminars, Workshops, Conferences and Symposiums. She also has several publications which include many books and Journals.

❖ **Resource Person:**

**Dr. Sarfaraz Ahmed Khan:**

Dr. Sarfaraz Ahmed Khan, is faculty member of WBNUJS and former Director, SLS Hyderabad. He is having almost two decades of experience as law teacher and researcher. Formerly, he was teaching at the West Bengal National University of Juridical Sciences where he has also served as the Registrar (Acting) for nearly two years. Subsequent thereto he joined Maharashtra National Law University Mumbai as an Associate Professor.

He has been awarded several scholarships including the British Chevening Scholarship to pursue his second LL.M at University of Essex during 2004-2005, Hong Kong UGC Scholarship to pursue his Ph.D. at the City University of Hong Kong and Michigan Grotius Research Fellowship to pursue research at Michigan Law School during March - May, 2013. He has also been awarded International Visitors Leadership Programme Fellowship by Department of State, USA on Anti-Human Trafficking in the year 2007.

His areas of interest include Criminal Justice Administration, Human Rights and issues relating to Human Trafficking. His publication includes four books and several articles in journals of national and international repute. He has also developed numerous Training Manuals and Study Materials and has imparted trainings to several functionaries of the criminal justice administration in India including the police, prosecutors and judges.



**Course Co-ordinators:**

- Sanhita Mukherjee, Faculty, Surendranath Law College (9831923667)
- Dr. Sreyashi Roy, Faculty, Surendranath Law College (9233495138)
- Aankita Ganguly, Faculty, Surendranath Law College (9051636803)

**Google link:**

[https://docs.google.com/forms/d/e/1FAIpQLSfxlxwWinoWicq4WcPUtLF0m-sMVxogjxdXR7YjWAfNnxqV8Q/viewform?usp=sf\\_link](https://docs.google.com/forms/d/e/1FAIpQLSfxlxwWinoWicq4WcPUtLF0m-sMVxogjxdXR7YjWAfNnxqV8Q/viewform?usp=sf_link)

**Chair Person: Dr. Mohammadi Tarannum**

**Course Cordinators: Sanhita Mukherjee, Dr. Sreyashi Roy, Aankita Ganguly**

