

**No. T8/28230/2011**

Police Headquarters, Kerala

Thiruvananthapuram

Dated: 12/05/2011

**Circular No. 12/2011**

**Sub:** Antihuman Trafficking – measures to combat human trafficking and exploitation of women and children instructions issued.

Human trafficking, the commercial trade in human beings to subject them to acts such as begging, prostitution or forced labour, is one of the most heinous organised crimes. India has emerged as a source, destination and transit country for human trafficking. The victims are also used for other crimes like organ trade, carrying of narcotics, arms etc. This is a serious concern. Combating the menace is an utmost priority. As per directions of the Ministry of Home affairs, IGP Crimes has been designated as the State Nodal Officer for coordinating Anti- Human trafficking efforts. The Nodal Officer shall oversee all anti-human trafficking activities in the state and liaise with Government of India and Nodal Officers of other States.

02. Three Anti Human Trafficking Units have been set up at 3 Cities, Thiruvananthapuram, Kochi and Kozhikode with Government of India assistance. At the district level, an Anti Human Trafficking Unit with ACs/ DySPs DCRB as District Nodal Officer has been set up. The District Nodal Officers shall be responsible for co-ordination with Social Welfare Department, Orphanage Control Board, Tribal Welfare Department, Child Welfare Committees, Juvenile Justice Boards, Childline, Education Department and Forest Department as and when necessary. There shall be fortnightly meetings with these departments responsible for anti-trafficking work, at the behest of District Nodal Officers and a monthly report on the work done should be sent to the State Nodal Officer for Anti-human trafficking.

03. The following guidelines are issued for combating human trafficking:

- a. All complaints/information received on human-trafficking through phone or by SMS or e-mail shall be acted upon immediately under intimation to the Nodal Officer concerned.
- b. In human trafficking, women and children are often victims and they shall not be treated as culprits. The victims shall not be subjected to harassment and humiliation.
- c. During raids, victims must be separated from the accused and they should be subjected to medical examination. Counselling shall be given to the victims if needed. Under no circumstances they should be kept in Police custody. It should be ensured that the photographs of victims are not publicized.

- d. There are a number of registered orphanages under the Orphanage Control Board in Kerala. Every SHO shall be aware of registered orphanages in his jurisdiction. The names of the registered orphanages are available in the official website of the Social Welfare department ([www.swdkerala.gov.in](http://www.swdkerala.gov.in)).
- e. There are a number of unregistered orphanages in the State which are potential breeding grounds for human trafficking. The SHOs shall endeavour to find out the unregistered orphanages/founding homes/ children's homes in their jurisdiction and take legal action against them. The State Nodal Officer may be consulted on the nature of action to be taken under the Orphanages and Other Charitable Homes Act 1960.
- f. Organisations desirous of running orphanages are to obtain registration from the Orphanage Control Board or other authorities, failing which such orphanages can be closed down with the inmates being rehabilitated as per law. The State Nodal Officer, may be consulted on this.
- g. Rescue and rehabilitation of juveniles trafficked shall be accompanied by a proper FIR against the offenders. All rescued juveniles shall be produced before the Child Welfare Committees. They shall be subjected to medical examination at the earliest.
- h. In all instances of child labour, action shall be taken against the employers and the agents responsible for recruiting them with proper FIRs registered against them under the relevant provisions of Juvenile Justice Act and IPC.
- i. All arrests shall be effected only as per the provisions under the latest amendment of the Cr PC. In Juvenile Justice Act cases, care should be taken to ensure that the victims are juveniles. There should be a medical examination conducted for this before proceeding with further investigation.
- j. A copy of all FIRs registered under the Juvenile Justice Act shall be forwarded to State Nodal Officer and all important information communicated from the State Control Room for anti-trafficking shall be acted upon, promptly. For all incidents of crimes against children, sections under Juvenile Justice Act should also be incorporated in addition to other penal provisions.

**State Police Chief**

To

All officers in list 'B'

Copy to: CAs to All Officers in PHQ

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