

Identification of migrant women who are victims of human trafficking for the purpose of sexual exploitation under current legislative framework

# GERMAN ANTI-THB LAW I

- EU Directive on Combating Trafficking in Human Beings and Protecting its Victims (2011/36/EU) led to law reform
- 3 main changes
  1. Specific offence of THB included in German Criminal Code §232
  2. It has become criminalized to force people into certain activities, i.e. forced prostitution or forced labour
  3. Offense of labour exploitation added



# GERMAN ANTI-THB LAW 2

- Recognized forms of THB in German Criminal Code
  - §232 Trafficking in human beings
  - §232a Forced Prostitution
  - §232b Forced Labour
  - §233 Labour Exploitation
  - §233a Exploitation by the use of unlawful restraint
- Law entered into force autumn 2016

# GERMAN PROSTITUTION LAW

- 2002 prostitution became legalized (Art. 12 GG: occupational freedom) → regulatory approach to prostitution
- Law reform 2017: “Prostitute Protection Act”
  - obligatory registration and health consultations for sex workers
  - but also an obligatory license, including a reliability test for brothel operators,
  - further regulations for prostitution (“condom obligation”, etc.)
- Strong “sex work” lobby
- Implementation due by July 2018



# OFFICIAL THB DATA I

- Annual statistics on THB by German Federal Police Office
- Data sexual exploitation 2017:
  - 327 investigative proceedings (-9.9% compared to 2016)
  - 489 victims (+0.2%); 99% female
  - 523 suspects (-0.2%)

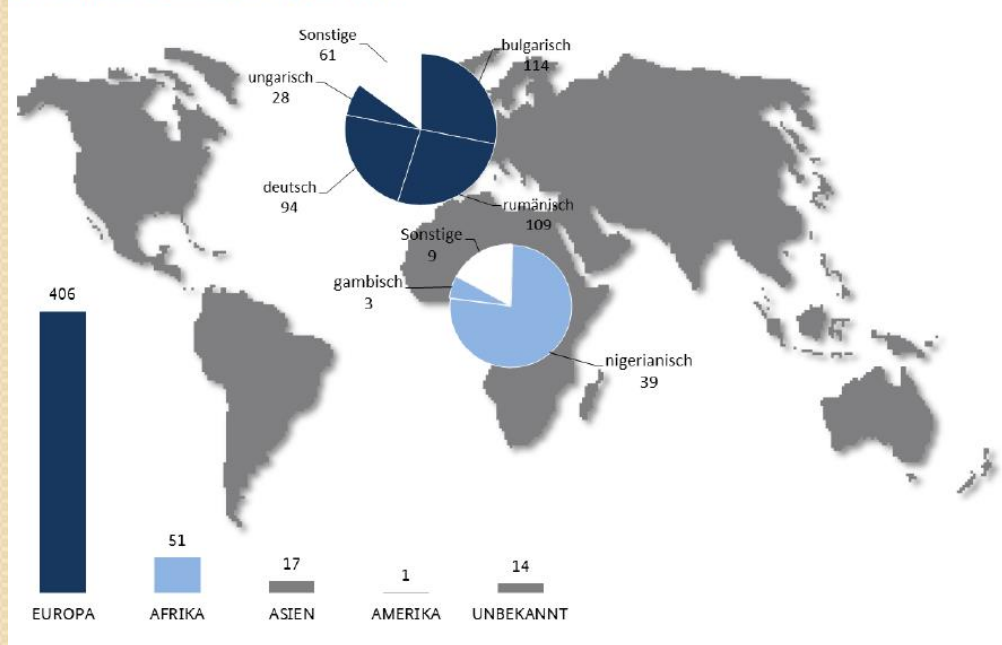
## Menschenhandel und Ausbeutung 2017 in Zahlen



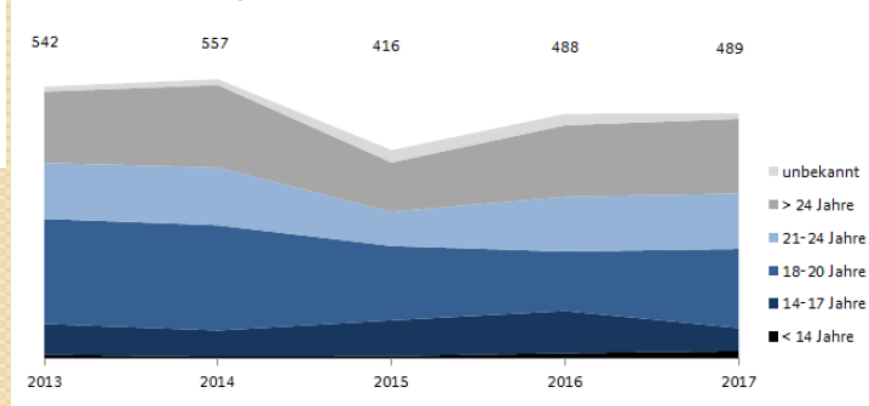
# OFFICIAL THB DATA 2

- Data on victims - nationality & age

Staatsangehörigkeiten der Opfer (2017)



Altersstruktur der Opfer (2013 - 2017)





# Dark figures?



# UNOFFICIAL THB DATA - SOLWODI

Erstkontakte nach Herkunftsländern der Frauen in der Beratung 2018

### Mitgliedstaaten der EU

Bulgarien	170
Deutschland	123
Estland	1
Griechenland	16
Großbritannien	1
Italien	15
Kroatien	4
Lettland	5
Litauen	2
Niederlande	1
Polen	10
Rumänien	145
Slowakei	3
Slowenien	1
Spanien	8
Tschechische Republik	8
Ungarn	13
EU – Land unbekannt	2
<b>528</b>	

### Weitere Europäische Länder

Albanien	98
Bosnien und Herzegowina	12
Kosovo	29
Mazedonien	18
Moldawien (Rep. Moldau)	3
Montenegro	6
Norwegen	1
Russische Föderation	41
Schweiz	1
Serbien	42
Türkei	68
Ukraine	24
Weißrussland (Belarus)	3
<b>346</b>	

### Vorderasien

Armenien	23
Aserbaidschan	21
Georgien	13
Irak	62
Iran	48
Israel	3
Jordanien	2
Libanon	7
Palästinensische Gebiete	1
Syrien	118
<b>298</b>	

### Süd-Ostasien

Afghanistan	98
Bangladesch	1
China	9
Indien	7
Indonesien	5
Kambodscha	8
Kasachstan	7
Mongolei	5
Pakistan	25
Philippinen	6
Sri Lanka	4
Tadschikistan	2
Taiwan	1
Thailand	21
Turkmenistan	2
Usbekistan	3
Vietnam	11
<b>215</b>	

### Mittel-Südamerika

Brasilien	14
Chile	2
Dom. Republik	6
El Salvador	2
Ecuador	2
Jamaica	2
Kolumbien	1
Kuba	1
Mexiko	4
Peru	9
Venezuela	5
Land unbekannt	3
<b>51</b>	

### Nordafrika:

Ägypten	4
Algerien	8
Libyen	9
Marokko	27
Tunesien	8
<b>56</b>	

### Übriges Afrika:

Angola	5
Äthiopien	69
Benin	6
Botswana	1
Burkina Faso	2
Burundi	1
Elfenbeinküste	13
Eritrea	51
Gabun	3
Gambia	8
Ghana	35
Guinea	25
Kamerun	30
Kenia	48
Kongo	5
Liberia	1
Madagaskar	3
Malawi	2
Mali	4
Nigeria	521
Sambia	1
Senegal	4
Sierra Leone	26
Simbabwe	3
Somalia	71
Südafrika	4
Sudan	8
Tansania	10
Togo	5
Uganda	11
Land unbekannt	8
<b>984</b>	

Herkunft unklar	189
<b>189</b>	

**Summe der Erstkontakte** 2667

aus 103 Ländern

## The reasons why the 2,667 women sought help from SOLWODI Deutschland e.V. in 2018:

- 2,139 TCNs
- Human trafficking victims mainly from Nigeria, Eastern Europe, South-Eastern Europe

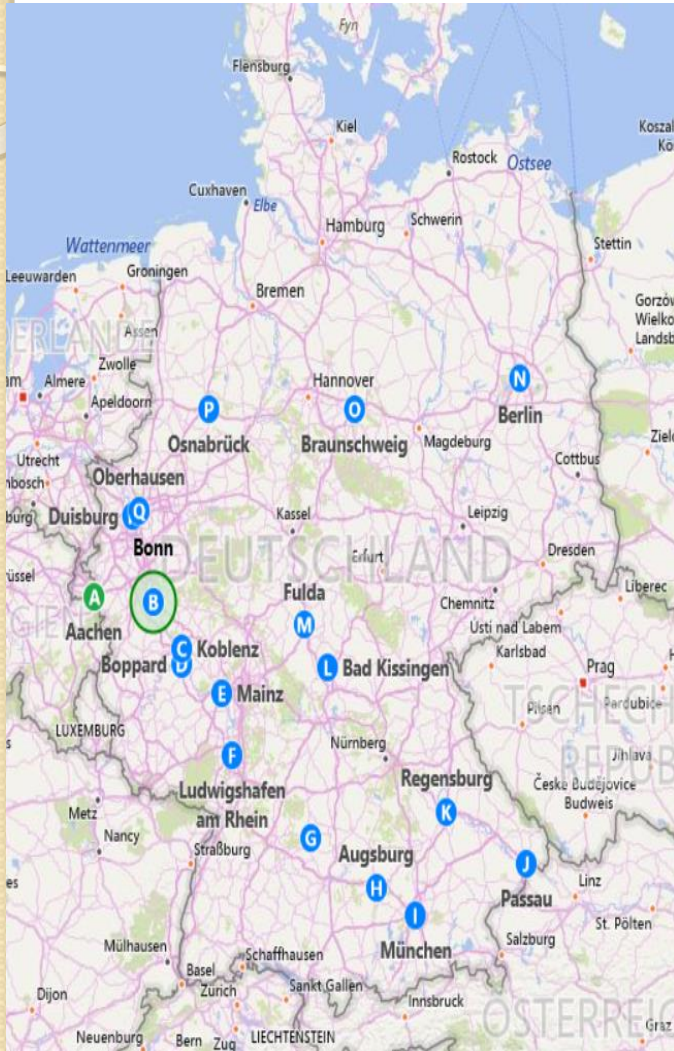
### Further facts on nrs. Related to trafficking

- 392 victims of human trafficking for the purpose of sexual exploitation
- 10 human trafficking victim witnesses
- 117 suspected cases of human trafficking
- 29 Violence & abuse through pimp
- 159 prostitution
- 50 cases wanting to exit prostitution
- 258 street work contacts

\* multiple answers are possible, because of complexity of each case, this is only an short overview of the many reasons that brought women to SOLWODI



# SOLWODI – Where do we work?



- **A** Aachen
- **B** Bonn
- **C** Koblenz
- **D** Boppard
- **E** Mainz
- **F** Ludwigshafen am Rhein
- **G** Schwäbisch Gmünd
- **H** Augsburg
- **I** München
- **J** Passau
- **K** Regensburg
- **L** Bad Kissingen
- **M** Fulda
- **N** Berlin
- **O** Braunschweig
- **P** Osnabrück
- **Q** Oberhausen
- **R** Duisburg

- SOLWODI = SOLidarity with WOmen in DIstress; founded 1987 in Germany
- 19 offices in Germany
- 7 sheltered flats/ houses
- 70 employees
- Several volunteers
- International Offices: Kenya, Ruanda, Nigeria, Romania, Austria, Hungary

# THB SUPPORT SYSTEM IN GERMANY

THB support system in Germany established through

- Help centers
- Telephone hotline (for GBV in general)

Assistance offered at counselling centers

- Personal counselling,
- Legal advice,
- Safe accommodation,
- Other (i.e. medical assistance, integration courses, getting financial support, etc.)



# CURRENT PROBLEMS IN IDENTIFICATION & SUPPORTING TCN THB VICTIMS

- Identification problems
  - BAMF special interviewer for human trafficking
  - Lack of training in refugee shelters
  - Police not always aware of problem; victim statement needed
- Supporting problems
  - High influx of refugees: TCNs however rarely identified as THB victims by police and migration authorities
  - Trauma → time & human resource intense
  - Residence status (access to integration courses, doctors, etc.)
  - Lack of funding for NGOs

**THANK YOU  
FOR  
YOUR ATTENTION**