

# National Treatment for Combating Human Trafficking: A Comprehensive Study in Bangladesh

Sharmin Jahan Runa<sup>1\*</sup>

<sup>1</sup>Assistant Professor, Department of Law, Sonargaon University, 147/I, Green Road, Panthapath, Dhaka, Bangladesh

DOI: [10.36348/sijlcrj.2023.v06i10.005](https://doi.org/10.36348/sijlcrj.2023.v06i10.005)

| Received: 15.09.2023 | Accepted: 23.10.2023 | Published: 25.10.2023

\*Corresponding author: Sharmin Jahan Runa

Assistant Professor, Department of Law, Sonargaon University, 147/I, Green Road, Panthapath, Dhaka, Bangladesh

## Abstract

A large number of people particularly the women and the children are being trafficked and smuggled to many countries including India and Malaysia by some organized gangs of human traffickers every year. Human Trafficking causes huge suffering to victims of trafficking ignoring and violating human right values and provoking the victims giving false statements. A trend of human trafficking is increasing day by day in various forms like the sexual exploitation, forced labor, begging, delinquency and adoption, on the other hand, poverty, unemployment, illiteracy, ignorance, drug addiction, cross border trade, dowry, child marriage and social curses have so far been identified as the main reasons behind human trafficking. Terming the human trafficking is the heinous crime. It should be emphasized on creating much awareness to vulnerable people specially those are interested to go to abroad as workers, access to need base information and pre-departure orientation along with bringing the recruitment agencies under proper sensitization program, more legal aid farms should come ahead to support the victims legally for compensation from convicted people in this sector. It should be principal agendum to the SAARC country to form Joint Naval and Coast Guards for stopping human trafficking by sea. This article focuses on some cases and recommendations to upgrade the situation.

**Keywords:** Violation, prostitution, unemployment, illiteracy, drug addiction, cross border trade, dowry, child marriage.

**Copyright © 2023 The Author(s):** This is an open-access article distributed under the terms of the Creative Commons Attribution 4.0 International License (CC BY-NC 4.0) which permits unrestricted use, distribution, and reproduction in any medium for non-commercial use provided the original author and source are credited.

## 1. INTRODUCTION

Human trafficking is nothing but a trade of humans, most commonly for the purpose of sexual slavery, forced labor or commercial sexual exploitation for the trafficker or others. This may encompass providing a spouse in the context of forced marriage, or the extraction of organs or tissues, including for surrogacy and ova removal. Human trafficking can occur within a country or trans-nationally. Human trafficking is a crime which is violation of human rights. Human trafficking is the trade in people, and does not necessarily involve the movement of the person from one place to another. The people of Bangladesh facing dreadful life challenges like trafficking.

Trafficking in human beings consists of a combination of three basic components, as defined in the convention:

1. The action of “recruitment, transportation, transfer, harboring or receipt of persons”;
2. by means of “the threat or use of force or other forms of coercion, of abduction, of fraud, of deception, of the abuse of power or of a position of vulnerability or of the giving or receiving of

payments or benefits to achieve the consent of a person having control over another person;”

3. For the purpose of exploitation, this includes “at a minimum, the exploitation of the prostitution of others or other forms of sexual exploitation, forced labour or services, slavery or practices similar to slavery, servitude or the removal or organs”.

In other senses, according the anti-human trafficking laws, we can see following key points involvement of human trafficking.

1. Sex Trafficking – in which persons are recruited, transported, or obtained for a commercial sex act that is induced by force or fraud or in which the victim performing the act is under age 18. An example of sex trafficking is forcing a person into prostitution.
2. Labor Trafficking – in which persons are recruited, transported, or obtained through the use of force or fraud to provide labor or other services, an example of this forcing a foreign national to work for free by threatening deportation.

3. Tempting and provoking- Presenting in nice and good way, human traffickers target the innocent, illiterate and poor classes people by giving highest level of hope to make them the easiest way to make handsome amount of black money working abroad and the human traffickers become one kind of villain and the searching of working classes people become destitute and sometimes, they die in unknown places lack of food or stamina or by brutal torture by human trafficker for gaining more money when the relatives those unlucky persons don't see any way without sending money by selling the houses or rest of land, someone takes borrows and hope they will get money when their nearest one will be arrived in their desired countries and they will join their work and will send remittance, but after long times, no fruitful result is gained for the quest of workers from Bangladesh.

The real scenario and present situation of human trafficking in Bangladesh are focused on the following aspects:

1. Reason of trafficking and its solution.
2. Some important proposal for implementing the rules and laws to stop this Human Trafficking.
3. Criticism.
4. Solution.

Bangladesh got independence in 1971 after sacrificing a lot and most of the people were living under the extreme level poverty line, in 1974, maximum people were starving lacking of foods, we can easily understand when we just remembering about Rafiq Azad (born 1943 as Rafiqul Islam) was a very prominent Poet in Bengali Literature and is the author of 25 collections of poetry including his Collected Poems. He was a freedom fighter during Bangladesh Liberation War in 1971. His poetry reflected his experience of the war. His Famous poem is "Bhat De Haramzada." He was reciting his poem addressing the contemporary "Food Minister". (ref. 2)

From this line, we can easily identify the economic status of Bangladesh after the liberation war in 1974, so according to this it is clear to understand Poverty is the key reason to change anything good or to reform any bad customs. Maximum cases, most of the human trafficking victims understand the risks and intentionally prepare themselves to go abroad for finding job to change the destiny of their family for getting money by working for buying foods for themselves for their nearest and dearest innocents children and their old parents, who don't have the capability to work, though working sources for earning money was not also available that's why, they know no bounds and attempt to be migrated illegally in developed countries, on the other hand, properties are not distributed equally, gender discrimination by Religions Leaders and the British Government ruled 190 years in sub-continent and took

all of natural resources from the people of south Asian, so, the fighting was started for the basic rights for wealth, properties and human rights and won once upon a time, then again the clashes was started among South Asian Countries one another for long time, fighting was fought, a lots of properties were damaged and maximum successful businessman, highly educated person, benefactor of the society, charitable minded persons were killed brutally, so, it was big pressure for the people of Bangladesh to restart the economic sector to develop, The Government also was very helpless as the properties was not enough to supports its country people, another important information is that maximum dishonest person and culprit of the society was trying to be the owner of huge amount of money in a short cut ways.

Just, it can be think in this way that a Master's Degree Holder can't establish himself in short cut way if he/she wants to earn money in legal and giving highest strength, it needs at least 15 to 20 years to fully established persons in the society. So, there are some short cut ways to be enlisted in the list of richest person society.

1. Smuggling
2. To earn money forcefully claiming money or killing the owners of the properties
3. Involving in human trafficking
4. Corresponding with foreigners for recruiting workers from Bangladesh to other countries.

The most important points are smuggling, to involvement with terrorism and human trafficking are dangerous offences, maximum cases, Law enforcement agencies arrest them for controlling and decreasing the offence and violence. That's why, maximum educated persons are not interested to earn money on the way of number 1,2,3.

But, in number 4, is very prominent and easiest way to earn money in short cut ways, I don't want to mention name, some aristocratic and highly educated persons started this business and already they are in the front line and got good reputation be the chairman, director of different Group of Companies, Now, the question is "From where, this human traffickers were arisen and started their illegal business and earned a lots of money, Most Bangladeshis who seek overseas employment through legal channels rely on the 724 recruiting agencies belonging to the Bangladesh Association of International Recruiting Agencies (BAIRA). These agencies are legally permitted to charge workers up to \$1,235 and place workers in low-skilled jobs typically paying between \$100 and \$150 per month. According to NGOs, however, many workers are charged upwards of \$6,000 for these services. A recent Amnesty International report on Malaysia indicated Bangladeshis spend more than three times the amount of recruitment fees paid by other migrant workers recruited for work in Malaysia. NGOs report many Bangladeshi migrant laborers are victims of

recruitment fraud, including exorbitant recruitment fees often accompanied by fraudulent representation of terms of employment. , it is a matter to appreciate the government that reformed the rules of sending workers abroad without money and took steps and prevented and discouraged the people of Bangladesh not to buy any visas from any buyers because it is prohibited, doesn't matter about percentage of the succeeding rates, at least, The Government was managed to bring the good awareness among Recruited License Holder.

When the Government pressured then some unauthorized brokers were started to communicate with Rohingya People to arrange the Stemmer for taking the workers by the sea path from Bangladesh to other countries which was very dangerous and cruel scene when those workers weren't provided food, place and they were preyed of torturing for paying more money to the assistant of human traffickers, working classes people are very poor, in maximum cases, they arrange money by selling their lands, taking dowry, taking loan from neighbor giving percent of interest and hope the borrowers to pay money sending remittance from abroad, unfortunately, that illiterate poor worker didn't understand that he is going to fall in trap when he will be taken in the middle of the sea zone, maximum cases, when the workers can't pay, then human traffickers beat them brutally, the victims become ill and die on the Stemmer, his dead body is thrown away in the deep water , The people are so cruel and ferocious, it can be easily realized, because the helpless poor labor paid him and his family was waiting for next reply from their only one earning men, they don't get any news, their waiting never comes true.

Every greatest person in the history hated this human trafficking and criticized against this convention but for the lack of education, ethics, morality, novelty, responsibility of a human being, don't have strong faith in God and their brutality mind doesn't show any sympathy to the victims and helpless persons. They are blind to earn money, they treat money is the second God, the cursed people of the society, they can't return back in their normal life, the screaming of helpless people in the middle of silent sea doesn't reach in ear authorized coast guard and navy in the sea, once upon a time, these human traffickers become very punished and cursed and they are destroyed people in the world.

Now, to mention the human trafficking in the path of Air and Land, it is a dangerous and pathetic scenario of this sector. Victims are tortured, arrested or killed unfortunately; victims don't know they are going to be Preyed only earning money by human traffickers, sometimes, they are killed when they cross the borders, sometimes, victims along with brokers become arrested by the Police Department, they don't get any legal aid,

they become prisoners for long time and they lost their youth in the Jail [<sup>1</sup>].

Sometimes, the brokers of man powers contracts with local country manager of the airlines and pay the bribe the responsible immigration police officer, they tempt the poor people giving hope for getting a handsome amount of salary for going in Developed country, but when the victims land in transit point, they are to be taken to Residential Hotel, then Human Traffickers start to torture to pay more, getting money, they leave that unlucky worker in the hotel and after some days, that workers return back from transit point with empty hand.

So, the main transit point, trafficking point, borders and related placed should be focused for the red alert for stopping this human trafficking.

Such as, maximum people of Bangladesh, they try to USA by Road, using suspected countries first, the people of Bangladesh get some port entry in Bolivia, Peru, Coatarica and other suspected country then in Mexico Borders, The Human Traffickers helped migration seekers to entry by board or by some restricted and prohibited places, and intentionally, the unemployed person pays very high for getting the citizenship of USA, sometimes, Borders Guards fires the victims, instantly victims die and brokers try to fly away.

So, stopping human trafficking from Bangladesh, the Government should have justified the travelers, who want to entry in Italy, South Africa, North American suspected countries.

Giving equal priority in the path of Air, land and sea, the human trafficking should be stopped and should take some steps and it is discussed in details about human trafficking reason, why it happens? Who are human traffickers, prosecution, protection, prevention along with violator of human rights? And what should be its solution, its awareness, and others vital points related this topic.

## 2. Conceptual framework:

The main goal is to write this contemporary and very critical issue about "Human Trafficking" is for the public awareness and to take the responsibility in way to discussing human trafficking to the common people advising and suggesting and showing the right way to workers to seek the job in foreign country for earning money. The most indicating topics are following:

1. Should create Public Awareness for stopping human trafficking
2. Shouldn't be trafficked intentionally for seeking for entering violation immigration rules
3. Ministry of Probashi Kollan should be more friendly and dedicated to support the working

<sup>1</sup> [www.police.gov.bd](http://www.police.gov.bd)

classes people along Anti-trafficking investigating committee.

4. Government should have keen eyes on Recruited License holder and campaigning and advertising popular cultural should be arranged by Government and BAIRA to uproot human trafficking for any reason.
5. Poverty and Globalization, political and institutional challenges
6. Social norms, commercial demand for sex
7. Consequences for victims not be effected by meanness for psychological impact in short and long time
8. Criticism (problems with statistics and data and the concept) for getting the fruitful result to destroy this heinous crimes and criminals from national and internally.

**3. Problem with anti-trafficking measures**

1. Callousness and dishonesty of Law Enforces Agencies should be reformed mentally, victims identification and its protection in Bangladesh.
2. Training is mandatory for arresting the convicted persons and God father of this human traffickers should be vigorously caught and the use of raids
3. Giving Charge Sheet and HQ of Bangladesh should take legal steps as the convicted persons

or its God father don't get chance to convince or influence the Investigation Police Officer directly or anyways to realize the criminals from the local Police Station, special "End Demand" Programs should be performed by HQ of Bangladesh Police [2].

**4. To earn money was principal issue by Department of Cox's Bazar Police**

According the survey of "Daily Prothom Alo" in 8<sup>th</sup> August 2015, some dishonest police officer earned money illegal ways, and their target was to earn a big deal amount of money in a short cut ways, they have been greedy and highly involved in helping to human trafficking in by the route of Cox's Bazar, in maximum cases, most of criminals who were involved and arrested for this purpose, investigation officers received money and realized the main culprits that's why any fruitful result was not shown up in the area of trafficking [3].

In the record of Police station in Cox's Bazar and others nearest police station of sea port, complaints were given and recorded and for some cases, some criminals were arrested and were taken reminding but nothing was gained because of taking bribe by highest authority of Police Officers.

**Callousness of Government Law Enforces Agencies**

**Table-1: Monthly Status of Human Trafficking Cases in Bangladesh (ref.5)**

Period	No. of Cases Recorded	No. of Victims Trafficked			No. of Victims Recovered			Rehabilitation of Recovered Victims		No. of Persons Arrested	No. of Persons Convicted
		Male	Female	Child	Male	Female	Child	Parents	NGO/Govt. Safe Home		
January.15	46	137	17	10	128	13	10	151	0	42	3
February.15	36	30	16	12	16	12	4	32	0	25	0
March.15	66	77	17	15	70	9	8	87	0	159	0
April.15	54	47	19	13	35	7	11	53	0	75	0
May.15	155	197	32	19	201	21	10	232	0	202	0
June.15		377	34	15	374	22	11	407	0	70	0
July.14	39	21	24	11	20	15	06	41	0	37	1
August.14	74	220	53	19	218	46	15	270	9	99	0
September.14	68	180	33	20	170	23	15	208	0	83	1
October.14	104	187	34	37	161	20	19	200	0	86	0
November.14	82	617	36	30	595	23	25	643	0	78	5
December.14	67	134	31	13	122	21	10	153	0	73	0

It can be easily judged what is going on for earning illegal money with cruelty, from the beginning, we see, the most poor classes people came the richest person of the society of Bangladesh earning by tempting root classes and extreme level of poor people pay money for changing their destination for getting rid of poverty,

they fall in big trap by the brutal people who want to the richest in the shortcut way, on the other hand, when someone complaint against those people in the police station, they don't get any successful result what we observed in the survey from Bangladesh Police. Home Ministry should utilize this sector and urges the related

<sup>2</sup> <https://www.unodc.org/e4j/en/tip-and-som/module-6/key-issues/crime-of-trafficking-in-persons.html>

<sup>3</sup> Daily Prothom Alo" (8<sup>th</sup> August 2015).

appointed high officials from Bangladesh police, Honorable IGP, should monitor these critical and sensible issues as the Investigation officer can't take any opportunity from the convicted person to realize the convicted itself. For getting more update and reformation to uproot the human trafficking team, only mentioned critical point will be uploaded in the web side of Bangladesh, then it will be more serious and important to handle this cases, general diaries, any complaints or charge sheet to give the imprisonment or any sort of punishment according to the rules of laws.

Responsible Police Officers didn't observe the duties and they didn't obey the duties, for this reason, main criminal got chance to do human trafficking using sea port areas. A good survey came out that highest authority of police didn't command to take effective and hard step for decreasing the crimes for doing this illegal business in sea ports areas, a effective survey, was described that when the maximum buried were discovered and world media focused this about the human trafficking then I.G of Bangladesh Police along with the Prime Minister of Bangladesh urged to wipe out the illegal business and businessmen, no mercy will be given priority either they are supporters of Government, or Police and whoever human traffickers.

The committee narrated in this way "in 15<sup>th</sup> June, 2014, 236 complaints were given in Cox's Bazar Zella, 96 cases were performed but in the survey, 40 cases were shown, among the 96 cases, only 6 cases charge sheet were given but all the complaints were not investigated properly, in some cases, some confession was needed to prove the complaints but It was not.

On the other hand, some responsible and honest BGB and Coast Guard Officers arrested some corrupted and guilty persons regarding human trafficking; unfortunately, those criminals were realized for paying money. So, for the reason of callousness of highest authority of Cox's Bazar Zella Polices, the criminal got encouragement for doing more bad deeds and they been more agitator to earn money selling human beings from Bangladesh to others countries.

This allegation against the police is going to inspire the highest authority of Bangladesh Police, honorable IG of Bangladesh Police commanded every sector to uproot the crimes from Bangladesh, fruitfully we have seen some criminals were arrested and some human traffickers were cross fired and The Police Supper of Cox's Area, Shamol Kumar Nath were interviewed by the reporter of Daily Prothom Alo and was described that in last six months, 300 suspected criminals of human trafficking were arrested in Technaaf Area and 100

human traffickers and middlemen were arrested Ukhia Circle and its expedition is going on and it will not be stopped till the uprooting of human trafficking in this area [4].

### 5. Training, proper knowledge of laws and dynamic mentality

The Government of Bangladesh is urging to uproot this and Prime Minister of Bangladesh has already declared in National Parliaments regarding recent Human Trafficking and effective steps will be taken against the convicted persons. Unfortunately [5], it comes fruitless, when the Recent formed Committee delivered their speech and published their reports in different dailies in Bangladesh, a shocking news that one of Police Supper in district level expressed his personal views that indicates that Human Trafficking events are taking place in Bangladesh only for "Rohingya People" and explained another reason, Bangladesh Police are restricted by the Government of Bangladesh enacted Human Trafficking Deterrence and Suppression 2012. That Police Supper shared the reporter of Daily Prothom Alo some days before that there is no clear explanations for charging the convicted by the Laws, the remind that Police Supper "The Act of 2012 regarding Human Trafficking complying with the international standards and stressed on the protection and implementation of the human rights of the victims of human trafficking ensuring safe migration. It is observed from the comment of Cox's Bazar Police which indicates, they don't have enough knowledge regarding the human trafficking so need proper education with proper knowledge for taking immediate steps if the human traffickers are arrested and they shouldn't wait for next command, at least, regarding human trafficking individual power should be given and Training should be provided from USA about the Human Trafficking, USA has very good and real knowledge to stop human trafficking from their country so when our Law enforces team will be very strong to know the inns and corns, weakness of human trafficking will be very easier to uproot and arrest the main culprit of this brutal business [6]. Maximum member of law enforces are not dynamic and dare devil, they have lack of mental strength so recruiting system of Law enforces agencies should be more dynamic to bring to true patriot, honest, hard working types fresh blooded young people who have the capability to change this custom and mal practiced to do business by doing human trafficking, and inspiration, submission, integration and motivated speech should be delivered that the officers or soldiers of this team can't surrender themselves morally to earn money, To err is human, it doesn't matter, whether the police department has earned money from human traffickers or not, it matter is that now we have to stand up to protect our country from bad reputation for saving

<sup>4</sup> <http://www.state.gov/g/tip/rls/tiprpt/2010/142759.htm>

<sup>5</sup> <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC836502/>

<sup>6</sup> <https://www.frontiersin.org/articles/10.3389/fpsyg.2021.798067/full>

our most important Golden types foreign workers. Then this tendency for going in illegal ways in foreign countries for working purposes will be lessened and once upon a time, it will be uprooted and Bangladesh will get rid from this allegation from the rest of the world.

#### **6. Recommendations of the Committee (Recently formed)**

The involvement with human trafficking, maximum middlemen are from “Rohingya” all are the citizen of Myanmar, they are involved directly with human trafficking, Stemmer which was used for human trafficking, the owner of those stemmer are also “Rohingya” and human trafficking is trafficked from the area of Myanmar so finally stopping and uprooting the sector, it should be solution about “Rohingya crisis” Besides, if anyone is trafficked intentionally according to the rules of “Human Trafficking 2012” there nothing is mentioned prominently regarding this, so the rules should be changed.

A sequence of information on human trafficking across the sea path of Cox's Bazar has been receiving tinted in countrywide and worldwide medium in current existence. Further considerably, the detection of gathering momentous of the offended of trafficking in Indonesia and, Malaysia and Thailand has hard-pressed the human sense of right and wrong to imagine about the practice of 'modern-slavery' through trafficking. Therefore, the following measures are needed to take immediately to stop this shocking offense across the sea route of Cox's Bazar.

The government enacted the Human Trafficking (Deterrence and Suppression) Act in 2012 and Overseas Employment and Migration Act in 2013 complying with the international standards. These laws incorporated a number of provisions to protect and implement the rights of the victims of human trafficking by ensuring safe migration. However, the rules under these laws have not been made yet. Section 42 of the Human Trafficking Act, 2012 requires establishing a “Human Trafficking Prevention Fund” to support the victims of trafficking but this fund has not also been established. This fund is needed to be established immediately so that the local administration can effectively help, repatriate and rescue the victims of human trafficking.

According to the report of 'Monitoring Cell for Combating Trafficking in Person' from 15th June 2004 to 30th April 2015, 2501 cases of human trafficking have been instituted in the court of law and only 688 cases have been disposed. Therefore, the trial of human trafficking should be accompanied with speedier means. As per section 21(1) of the Act of 2012, the government is obliged to set up an Anti-human Trafficking Offence Tribunal for the purpose of the speedy trial of offences. However, the tribunal has not been established yet.

The maritime boundary of Cox's Bazar is the easiest route for trafficking human beings to abroad. This sea route needs to be monitored and controlled by the law enforcing agencies especially by BGB and local administration. We have Counter Trafficking Committees (CTC) in district, upazila and unions level which are required to be more functional. In cases of trafficking through the maritime boundary there are few concerning issues, for example, the organized gang of human trafficking use the ID of fisherman to cross the sea area of Bangladesh through Cox's Bazar route; they use the mobile network and maintain the monetary transaction by mobile banking of Bangladesh from abroad.

Considering this, the ID of fisherman must be monitored and checked properly. Likewise, some “observatory points” need to be marked identifying the hotspot of human trafficking in the Cox's Bazar area with a view to monitoring the process of human trafficking properly.

Sometimes the BGB can see the process of trafficking outside the maritime boundary or within the boundary of Myanmar but they cannot take any action crossing boundary of Bangladesh. In this regard, the bilateral tie between Myanmar and Bangladesh deserves to be strengthened. The concerned embassy of Bangladesh should set up a 'Help Desk' for assisting the victims of trafficking. Assisting the helpless migrant workers is the obligation of embassy and right of the workers under section 29 of the Overseas Employment and Migrant Act, 2013. It is worth-mentioning here that Bangladesh made two National Plan of action for combating Human Trafficking but no measure is mentioned for combating human trafficking by sea route. It needs to be included in next National Plan of Action. The Ministry of Expatriates' Welfare and Overseas Employment should scrutinise and monitor the fake advertisements that offer attractive jobs in abroad.

It is indeed necessary to make people aware about the spirit of anti-trafficking. It may be by playing Potho Natok (street drama), publishing Public Service Announcement (PSA), telecasting Natika in each radio and television channels, conducting essay competition in schools and colleges, encouraging the religious leaders to make people conscious. The national and international NGOs can play an important role. Media can be a powerful institution in this regard. Finally, cumulative efforts from different stakeholders can facilitate to combat this heinous crime.

#### **7. Key Points was discussed in the convention**

The main measures provided for by the Convention are the followings:

1. Awareness-raising for people vulnerable to trafficking and actions aimed at discouraging "consumers" are among the main measures to prevent trafficking in human beings.

2. Victims of trafficking must be recognised as such in order to avoid the police and public authorities treating them as illegal migrants or criminals.
3. Victims of trafficking will be granted physical and psychological assistance and support for their reintegration into society. Medical treatment, counseling and information as well as appropriate accommodation are all among the measures provided for. Victims are also entitled to receive compensation.
4. Victims are entitled to a minimum of 30 days to recover and escape from the influence of the traffickers and to take a decision regarding their possible cooperation with the authorities. A renewable residence permit may be granted if their personal situation so requires or if they need to stay in order to cooperate in a criminal investigation.
5. Trafficking will be considered a criminal offence, traffickers and their accomplices will therefore be prosecuted.
6. The private life and the safety of victims of trafficking will be protected throughout the course of judicial proceedings.

#### **8. Need Public awareness and enlighten the illiterate working classes not fall in human traffickers trap**

“Education is the back bone of nation” to stop anything illegal or uprooting the crime, need maximum education and illiteracy rate to participate to develop any national concern matters, on the other hand, limited properties and reservation in world is not much better, those countries can’t appoint required law enforces agencies, can’t telecast or can’t do anything excellent for the amendment and destroying any crimes or criminally successfully for the shortage for budgets, in that cases, public awareness is needed to awake the illiterate and ignorant person who don’t have immigration and knowledge’s migration seeking workers to earn money, Bangladesh is low medium developed country according the information of United Nation, after all, we have a lots bindings still to be developed and standard level regarding any matters, we don’t have required Police Officer to provide the safety and security of every citizen of Bangladesh, in that cases, public awareness is our main asset to delete any crimes from society, in every district level, educated and sensible persons can share rules for the working classes and job seeker women in foreign country, According the ILO, the labors laws are very stick and tough, every government should provide the top priority regarding the Labors laws, the problem for going illegally and entering any country will be big offences, when a person will be illegal, from that day, his illegal migrants miserable condition will be started and at the end of the points, that illegal convicted migrant arrest the appointed Law Enforces Agencies, whereas, maximum valuable part of the life of a worker is to be detained aimlessly so migrant or job seekers should be greedy the for the citizen of a country illegally. On other

sense, a patriot can’t enter in any country illegally, so intentionally workers shouldn’t fly away without the required papers for travelling any countries for any important purposes, Educated and conscious person should enlighten the their local people to awareness regarding migration laws and visas to enter a country.

Social awareness and responsibility in needed for the people of Bangladesh, every person who has the civic senses, should discuss about bad experience discussing recent occurrence regarding the Highest Screaming of a couple of Group for getting up on Ships to in Thailand, Malaysia and Indonesia for earning money, they were helpless on the seas who were abandoned by the traffickers, because the traffickers fled away leaving Victims in the middle of sea. In Bangladesh, the situation has been changed and it has to be confessed that The Government at least opened different motoring cell for helping the poor classes who want to abroad for job, they should contact those agencies for getting information and for justifying the documents for going in foreign countries for working purposes, it should be campaigned very seriously in the medias and should have more monitoring cell for solving this problem.

When every educated citizen will take the responsibility to stop Human Trafficking then lame excuses will not be accepted from the Police and Police will not get chance without observing their given responsibilities to take effect and legal action against the convicted and suspected human trafficking persons. The job or migrant seekers who can’t how to read and write should be suggested by Ministry of Probashi Kollan, The Government Separately created this ministry to support the working classes and migrant seekers person. They will be given right suggestion in right way very friendly, Government has already made very fast internet 3G internet, there is a community center, from where every illiterate and job seekers in foreign country can be served for providing any right information.

#### **9. Need to be broadcasted in different social TV Channels along with popular cultural Program to remove thus social diseases**

Today is the modern world and maximum people are civilized and have good civic knowledge along with social responsibility to provide something exceptional for savings human kinds from some brutal types human beings, the educated, journalist, teachers and other responsible guy should have minimum mandatory to enlighten the illiterate and victims in different cases, because, in the mysterious world, someone has come in the world to ride a Rickshaw, someone are the passenger of this, someone are importer the different parts of Rickshaw, someone are mechanic, someone are the inventor of the Rickshaw, so Inventor has the responsibility and capability to serve the people of the society, so, all are not the leader of society, someone are supporter and someone are Leaders, that

leaders of the society should arrange and make mini drama, popular magazine programme, arranging “Extempore Speech by the school of Union in attractive way” along with some entertainment by some glamour and top most popular by the village people, there will be a discussing for a short period of time for social awareness not fall in trap by human traffickers and not seek to be migrant in illegally to enter in any countries for job purposes, The speech will be given in order to the illiterate and labor classes people giving some prediction regarding human traffickers characters, the way of their behave, addressing, provoking, tempting to innocent labors of the society for gaining money for doing this heinous and barbarous crime by some uncivilized and social culprit, On the other hand the people being human trafficked and sold for sex do not want attention brought out in the media. They are terrified they will be killed if they escape from their traffickers. They risk murder and never seeing their family again. The victims are virtually brainwashed into thinking if they try to leave they will be killed or their family members will be killed. The traffickers make the women and children believe that law enforcement officials will not help them. They think that the law will turn on them because of what they have been doing. In observing popular program to inform the job seekers in foreign countries, they should be preyed to human traffickers, because, when the victims fall in trouble and scream out getting tortured, at that time, those brutal and ferocious beast types people laugh loudly just like the villain of the society. Practically, villains of the society are out of control by the Law enforces agencies but villains get tortured and killed by the actor in the film, it’s not real. Villains sometimes are killed by another villain, in some cases, by the Law enforces team. This information should be provided in the society real villain of the society are very ferocious and never be killed by general people or never be beaten by common people. So, it’s time of demand to remove this heinous crime from the society. A famous quote by a prominent person; **“Knowledge will forever govern ignorance; and a people who mean to be their own governors must arm themselves with the power which knowledge gives.” ~James Madison**

#### **10. Lack of working sources in Bangladesh**

Money is the key issue to happy in life, everyone needs money to peacefully what is needed to support for food, treatment, bearing the education expenses of the children along with buying dresses.

So, everyone is trying heart and soul to earn money illegally and labors classes people absorb in finding working sources to work in different countries. So, if the Government gives the foreign investor to invest in Bangladesh for creating more factories and other working sources then the people of our country will be highly encouraged to work in Bangladesh leaving false statement by fraud people. The ratios of unemployment should be remarkably coming in succeeding rates in Bangladesh, Government should take challenging steps

for creating more working sources in Bangladesh for uprooting this heinous crime. The loan and other facilities should be given to support the labors classes people to enjoy their lives and supporting their children and other important family members.

The NGO is also supporting the poor classes’ people and the Government is also very supportive for creating more flexible environment for helping poor people, if the poor classes’ people can’t continue the installment, they should be given more time to pay installment. Child marriage, dowry and taking effective step for stopping child marriage and dowry customs because when child marriage occurs and becomes the father without planning then it comes in big pressure, in early ages, pressure can’t be handled perfectly then taking dowry, it is to process to go in foreign countries for working purposes and this job seeker unlucky young man falls in traps some human traffickers. So, Government should be careful to stop the all kinds problem for uprooting human trafficking as well as creating more working sources to support the unemployed person.

#### **11. Lack of Education and Patriotism along with civic senses**

The education and literacy rate is going to be upgraded day by day in Bangladesh also, before long time, this ratio was not up to the standard for a nation, when maximum nationals will be educated then everything will be changed and developed. So, we have to think, dropping out the children from the primary school, we have to encourages the ruler areas’ people to send their children in Primary School to complete first part of the education, in this way when education ratio will be more than 90 percent then this human trafficking will be lessened and deleted automatically from the any country. If we think, today’s labor was to be highly educated then labor turned into educated and sensible guy, so encouraging and convincing the farmers to send their children to school to make them educated. So, to be educated and to increase the education ratio should be more in Bangladesh and when a education will be top priority and this moral education make the nation patriot persons and a patriot person will think about the reputation of the country so labor will not enter in any country illegally that might bring more prestigious regarding the reputation of our country. On the other hand, a patriot authorized official of law enforces team will not be accepted to receive the bribe to allow the labor to travel for seeking work by sea path. So, when education ratio will be more standard then everyone will get knowledge about the civic senses which will remind them not cross the boarders illegally.

#### **12. Trafficking for organ Trade**

In the age of globalization, it’s global problem to sell and buy the human organ for money, sometimes, it is being preyed the innocent children or women, it inhumanity should be resolved and should discussed it to

the public places and victims should come on screen to share that unexpected bitter experience by the human traffickers and the government should take effective steps for investigate the involvement persons with this sector, it's our global challenge and sometimes the God father of human trading person pays money to the boarders to cross the country, in every sector, it should be focused that everyone is conscious that human traffickers will not get chance to kidnap the children and women to their organs in different countries.

### Victims

Victims of Human Trafficking are lured by false promises. They are promised extravagant things such as clothes, cars, homes, and money. Some are even sold by their family members into slavery. It is sad but true some women voluntarily go into sex trafficking to make money to give to their families. They feel like this is their only option. We need to get the word out to these victims and let them know there is help. The Victims should be given following facilities.

1. Providing legal Aids
2. Encouraging the victims not to be effected by psychological impact
3. Should be given compensation by the fine of convicted seized properties
4. Providing medical treatment and should be aware about HIV/AIDS
5. Popular culture program should be entertained by victims center

### Help

There is help out there but it needs to be more accessible. The victims of this modern-day slavery need to be able to get help without the traffickers finding out until it is too late and the FBI are knocking their doors down. In 2009 the Governor of Texas, Rick Perry signed into law that victims of domestic human-trafficking will get assistance. The law puts into effect training for police officials and helps victims with services, and provides grants for groups that are trying to help the victims (Texas). Governor Perry signed into law two bills that will help fight against Human Trafficking and make stiffer penalties for traffickers (Texas). Michigan is also taking a more aggressive approach on combating Human Trafficking. At the University of Michigan they launched a database of Human Trafficking cases. They currently have 150 cases in the database. Bridgett Carr who started the Human Trafficking database at University of Michigan Law was recognized for her efforts to stop Human Trafficking. On April 18<sup>th</sup>, 2012 she interviewed a now 16 year old who she called Brianna, to protect her identity for the future, at 12 she got in a fight with her mother and stayed out all night at a guy's house who in the morning let her know she belonged to him. She was his sex slave. He advertised her on some internet site for prostitution. She was rescued by a family member who recognized her picture on the advertisement. Brianna got lucky not all cases end with the victim returning home. In this paper it is discussed about what Human

Trafficking is, how to educate law enforcement officials and medical personal, and how to help the victims of this horrible crime. It is a matter to be more concern and to stop this heinous crime.

### Calling "Adam" should be stopped and combining work team should be established

Who are human traffickers, anyhow, they were involved in Man Power Business Once, when they don't get any way to earn a lots of money sending the workers in abroad in legal ways then they think alternative way, as the Bangladesh is not developed country, maximum pursuit of working people were being refused from different Embassy, the people who are involved in man power provoke those poor class labour and encourage the illiterate working people of Bangladesh to go abroad in illegal ways, then those illiterate people also are convinced to go. So, the demand of today to train up the proprietor of "Recruiting License" for avoiding the illegal root for sending people abroad for working purposes. Government has specific eyes on those proprietor and their properties and savings should be in count down by NBR. Then the proprietor of RL will be very careful to earn money.

### A Fact of victims

It's observed from news which is a brutal story relates human trafficking:

A Bangladeshi young lady was garments worker, she was tempted and was to send Kuwait for working purposes, but she didn't justify air ticket, just believed the so called "Adam Business" his name is (Rahim, fake name) is owner of Recruiting License Holder, office is located at Paltan, Dhaka. Maximum channels telecast all of his stuffs along with that convicted Rahim were arrested by RAB-3 and sent to Paltan thana. They are in prison now, so that garment worker, landed in a country named Syria, she protested and taken in Bachelor Quarters where 16 middle aged male are occupant of this quarters and that helpless lady wasn't interested to be prostitute as she was searching valid work, then she was given electric shocking for convincing and fortunately she returned back but when RAB-3 came to arrest the proprietor of that RL along the victims, she showed the Female Journalist 62 spots in her body and she was badly injured and she shared 16 women are also sold to different places though they were to send Brunai and Bahrain.

The reason for sharing this pathetic story, because the owner of that RL was office boy when he was 15 years, now he is 45 to 50 years, is owner of Government Recruiting License, (For readers, an important information is if anyone wants to recruit workers from Bangladesh for sending in Foreign Countries, then they need a valid Government License doing Bank Draft BDT.17000,00 as a security purpose, the original copy of Bank Draft is given to related government offices then that applied person get a

License named Recruiting License and briefly it is called "RL").

## 12. Programs for Human Trafficking Victims for Fund

A separate fund is needed for this sector for monitoring this sector by celebrating or arranging by some Top Most Popular Celebrate for collecting fund and it should be spent for exchanging information, advertisement, billboard exhibition for a month for rescuing our Golden type Labors who work in Foreign but they didn't think themselves, they send this money in their homeland so the dynamic and efficient and realist steps should be taken to stop to be trafficked from Bangladesh to other countries.

The measure requires that the funds collected from the above fines support services for victims of human trafficking. And it should be spent for related agencies, bearing expenses in court, supporting the team who are to prevention, witness protection and rescue operations.

## 13. Present Laws in Bangladesh

The government of Bangladesh enacted Human Trafficking Deterrence and Suppression Act 2012 to prevent human trafficking. This Act complying with the International standards stressed on the protection and implementation of the rights of the victims of human trafficking ensuring safe migration. The Act categorically defined various terms related to trafficking like forced labor, exploitation, consent etc. Most significantly it provides provision of criminalizing all forms of trafficking involving internal and transnational. This Act also widened the scope of beneficiary by incorporating the term "Person" that means natural person including company, firm which particularly indicates the inclusion of male victim in the law.

### Prescribed punishment

The Act provides severe punishment for the trafficking offence committed individually (maximum punishment is an imprisonment for life) or as an organised crime (maximum punishment is the death penalty).

### Anti-Human Trafficking offence tribunal

The Act calls for the establishment of tribunal for the purpose of speedy trial of cases which is accorded with wide power of taking evidence and other necessary tools to establish judicial accomplishment.

### Protection of victims

The Act secured more significance than any other law, at least in letters, while addressing not only the preventive measures but also the protective measures for the victims of human trafficking. The measures include

the identification, rescue, repatriation, rehabilitation, social integration, return (when the victim is found in foreign country) of victims of human trafficking.

The core features of this Act, in my understanding that the Act pledges for the principle of equality and non-discrimination while dealing with the offenders, victims and witnesses. It also clearly affirms the constitutional commitment and International standard as well. National Plan of Action for combating Human Trafficking echoed with the Anti-Trafficking Act also focused on the following areas: prevention of human trafficking, holistic protection of trafficking victims, prosecution of traffickers, partnership & cross-country legal assistance, and monitoring & evaluation. Human trafficking is a crime violating human rights as well as health and cross-border issue. It is an offence under the Bangladesh legal system. The Constitution of the Peoples' Republic of Bangladesh prohibits forced and compulsory labor (Article 34). In addition, the Penal Code, 1860 (Sections 372, 373, and 466A) [<sup>7</sup>], the Suppression of Immoral Traffic Act, 1933 (Sections 4, 7, 8, 9 and 10) [<sup>8</sup>] and the Repression of Violence against Women and Children Act, 2000 (Articles 5 and 6) clearly provide that trafficking is an illegal and punishable offence for which capital punishment may be imposed as the maximum punishment [<sup>9</sup>].

Our Prime Minister of Bangladesh has recently declared, some strict rules are going to be presented and approved against human traffickers in Cabinet, Prime Minister criticized and denounced and commanded to related agencies to take effective steps for stop human trafficking my suggestion about the penalties are:

1. Enhances illegal punishments for human trafficking, as well as prison sentences up to 15 years to life and fine up to Ten Million US dollar equivalent Bangladesh Currency.
2. In good health amount, should be collected as fine to be used for victim services and law enforcement.
3. Involved person convicted in sequence regarding Internet right of entry and distinctiveness they use in online tricks.
4. Disallowed confirmation that victim engaged in sexual conduct from being used against victim in court proceedings.
5. Necessitated human trafficking training for police officers.
6. Wanted person convicted of trafficking to register as sex lawbreaker.
7. Existing state law contains similar criminal prohibitions against human trafficking. Specially, state law defines and those victims who will be great bodily injured or regarding the female workers, who will be obliged or tortured for sex then the Convicted Photograph should

<sup>7</sup> The Penal Code, 1860, s. 372, 373 and 466 A.

<sup>8</sup> The Suppression of Immoral Traffic Act, 1933, s. 4.

<sup>9</sup> The Repression of Violence against Women and Children Act, 2000, Art. 5.

have published in Daily News and have Photo record for registering a convicted for human trafficking in local Police Station for rejecting the convicted person socially.

#### 14. Estimate of Net State and Government Budget and its Fiscal Impact

1. Increased cost, not likely to exceed a couple million dollars annually to Bangladesh Government for criminal justice activities related to the prosecution and incarceration of human trafficking offenders.
2. Potential one-time local government costs of up to a few million dollars on a statewide basis, and lesser additional cost incurred each year, due to new mandatory human trafficking – related training requirements for law enforcement officers.
3. Potential additional revenue from new criminal fines, likely a few million dollars annually, which would fund services for human trafficking victims and for law enforcement activities related to human trafficking [10].

#### 15. Criticism

Human trafficking doesn't discriminate on the basis of race, age, gender, or religion. Anyone can be a victim. Most of the human trafficking victims in the world are female and fewer than 18, but men and older adults can be trafficking victims too. While poverty, lack of education, and belonging to a marginalized group are all factors that increase risk of trafficking, victims of modern-day slavery have included children from middle-class families, women with college degrees, and people from dominant religious or ethnic groups.

Human trafficking isn't just in your town - it's in your home, since human trafficking victims are forced to make many of the products we use every day. If your kitchen is stocked with rice, chocolate, fresh produce, fish, or coffee, those edibles might have been harvested by trafficking victims. If you're wearing gold jewelry, athletic shoes, or cotton underwear, you might be wearing something made by slaves. And if your home contains a rug, a soccer ball, fresh flowers, a cell phone, or Christmas decorations, then slavery is quite possibly in your house. Human trafficking in the production of consumer goods is so widespread; most people in America have worn, touched, or consumed a product of slavery at some point. All of the Law enforces team should come from evil mind, politician shouldn't support the human traffickers by cost of any means, educated national shouldn't avoid the responsibility, the owner of Capable operator shouldn't miserly to spend and publish something dedication for campaigning any sort of programs for human trafficking.

10

<https://www.imf.org/external/pubs/ft/expend/guide3.htm>

#### 16. RECOMMENDATIONS

The good news is not only that we can end human trafficking around the world; we can end it within a generation. But to achieve that goal, everyone needs to work together. Already, activists around the world are launching and winning campaigns to hold governments and companies accountable for human trafficking, create better laws, and prevent trafficking in their communities. It is better to start a campaign on to fight trafficking in your community and also fight trafficking by buying from companies that have transparent and slave-free supply chains, volunteering for or donating to organizations fighting trafficking, and talking to your friends and family about the issue. The society people can fight against human trafficking ... and win.

#### 17. CONCLUSIONS

The following conclusions may be drawn from this Paper:

1. Men are born for each other, everybody have good destination today or tomorrow, concentration should be given to work either in urban or rural areas, anyone shouldn't be unemployed. It suggests related responsible guy to send the messages of unemployed or extreme level poor classes' people to have patience regarding to go abroad for searching and working for earning money.
2. The issue is that civil society in Bangladesh is yet to internalize the mindset that trafficking are as bad as hatta (murder), dharshan (rape), or chhintai(mugging). Bangladesh has ratified many international laws and conventions. For example, Bangladesh has ratified the Convention on the Elimination of All Forms of Discrimination against Women with Reservations of Article 2, 13(a) and 16.1 (9c) and 16.1 and Convention on the Rights of the Child (UNCRC). Bangladesh has also played an effective role at the Fourth World Conference on Women in Beijing in 1995 and endorsed the Plan of Action. In addition, in recent years, a number of laws have been promulgated, and various policies and regulations have been approved to ensure equal rights of women in all spheres of life and also to eliminate violence against them. According to Article 34.1 of the Constitution of Bangladesh, "All forms of forced labor are prohibited and any contravention of this provision shall be an offense punishable in accordance with law." Other available statutes with direct implication to trafficking of women and children are: (1) The Penal Code 1860, (2) The Children(Pledging of Labors) Act 1933, (3) The Suppression of Immoral Traffic Act, 1933, (4)

The Children Act 1974, (5) The Cruelty to Women (Deterrent Punishment) Ordinance, 1983, Nari-O-shishu Nirjatan Daman Ain, 2000 (amendment 2003) etc. Nevertheless, it is also widely acknowledged that no sufficient steps have been taken to ensure the effective implementation of these laws to protect human from trafficking. (ref.9 and 10)

3. Everyone should have good communication with Ministry of Provasi Kollan, Man Power Bureau and Exploitation center. If the working classes people should be given suggestion not to hesitate and hurry to go abroad, without valid visa, the worker shouldn't be permitted to fly and workers should be inspired to be friendly with Educated and Responsible guy for suggestion whether his desired intended country will be good or positive for their work or not.
4. Our Properties and Places are limited so Government can't do this work alone, all classes of educated and social worker have responsibility to stop human trafficking and hopefully it will be uprooted one day, when our country will be developed just like, USA, Canada, Australia and England.
5. The same problem was extreme level of problem in USA and other maximum developed countries, when their economic status was changed, increased education rates and

increased the social awareness against it automatically and got solution from this sector.

Thus, Bangladesh also will get rid of this human trafficking today or tomorrow, expecting to be free from curse as human beings, Human being were created as the best nations among the whole creature, so those respected human beings shouldn't be disgraced either they are poor and job seekers for earning money.

## REFERENCES

- [www.police.gov.bd](http://www.police.gov.bd)
- <https://www.unodc.org/e4j/en/tip-and-som/module-6/key-issues/crime-of-trafficking-in-persons.html>
- *Daily Prothom Alo*” (8<sup>th</sup> August 2015).
- <http://www.state.gov/g/tip/rls/tiprpt/2010/142759.htm>
- <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8365022/>
- <https://www.frontiersin.org/articles/10.3389/fpsyg.2021.798067/full>
- *The Penal Code, 1860.*
- *The Suppression of Immoral Traffic Act, 1933.*
- *The Repression of Violence against Women and Children Act, 2000*
- *The Children Act 1974.*
- *Nari-O-shishu Nirjatan Daman Ain, 2000.*
- <https://www.imf.org/external/pubs/ft/expend/guide3.htm>