

RESEARCH ON THE NATURE AND SCOPE OF TRAFFICKING IN PERSONS (TIP) IN SOUTH AFRICA

Trafficking of Children

DSD CHILD PROTECTION
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TRAFFICKING OF CHILDREN IN SOUTH AFRICA: Recent Media Reports



FACT CHECK: Lerato Kganyago's claims about child traffickingewn.co.za › 2020/09/23 › fact-check-lerato-kganyago-s... Sep 23, 2020 — “South Africa is considered to be on the 'Tier 2 Watchlist' for human trafficking. At least A MILLION kids are trafficked each year,” she tweeted to ...

SEX TRAFFICKING OF CHILDREN IN SOUTH AFRICA What ...www.ecpat.org › 2016/04 › Factsheet_South_Africa

PDF. The Government of South Africa must: • Ensure that child victims of trafficking are not criminalised, but are instead provided with protection, a child-friendly legal ...

Human trafficking in South Africa: Are the Constitution...www.dailymaverick.co.za › article › 2020-10-11-huma...Oct 11, 2020 — Convincing, coherent and consistent evidence of adult and child trafficking in South Africa does in fact exist. Like the many other forms of ...

The truth about human trafficking in South Africa - IOLwww.iol.co.za › the-star › opinion-analysis › the-truth-...Nov 2, 2020 — In Mpumalanga, a boy of 6 years old was forced into child labour. In the Pinetown area, children were provided at a price in illegal adoption ...









Research and anecdotal evidence suggests that child trafficking is evident in RSA Media plays a significant role in informing public perception on scope and nature of TIP

3/12/2020



U.S. Department of State TIP Report has consistently identified South Africa as a source, transit and destination country for the trafficking of men, women and children exploited for commercial sex and forced labor



Year	US TIP Tier	Progress
2013	Tier 2	
2014	Tier 2	
2015	Tier 2	
2016	Tier 2	
2017	Tier 2	
2018	Tier 2 Watchlist	
2019	Tier 2 Watchlist	
2020	Tier 2	

Reported improvements:

- **increased prosecution efforts** and proportional sentences imposed for trafficking crimes such as multiple life sentences.
- **identifying more trafficking victims** who were referred to care and provided with protective, rehabilitative and remedial services, in partnership with NGOs and international organizations.

Ongoing concerns:

- corruption and official complicity in TIP crimes
- lack of government efforts to reduce demand for commercial sex or forced labor.

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LANDSCAPE REVIEW



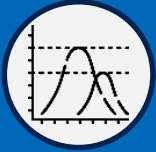
Over 386 documents reviewed:

- A wide range of reviews conducted, with various foci
- TIP knowledge deficit and range of overlapping structural and organizational complications continue to inhibit accurate scoping of the problem
- TIP for sexual exploitation is the most documented in South Africa
- Gap in the evidence-based knowledge of TIP crimes
- There were 30 items on child trafficking and 25 on legal environment of TIP
- TIP cases are frequently subsumed under a range of other crimes: rape, kidnapping, abduction, domestic violence, civil- and labor disputes

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TRAFFICKING OF CHILDREN IN SOUTH AFRICA



- Trafficked children have multifaceted needs
- Trafficked children require access to integrated, multi-level assistance
- Alignment required in terms of uniform implementation of policy, training and delivery of services

Perception of and legal definition of TIP is imprecise: led to much confusion amongst lay persons, policy-makers, practitioners, academics

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STATISTICS (Source: JH Jeffrey, 22 Oct. 2020)

Victims in South Africa 2019-2020

Form	Status	Children	Adults
Labour exploitation	Suspected	RSA: 4	RSA: 8
		Non RSA: 32	Non RSA: 121
Sexual exploitation	Suspected	RSA: 11	RSA: 35
		Non RSA: 19	Non RSA: 17
Other TIP Offences	Suspected	RSA: 8	RSA: 4
		Non RSA: 20	Non RSA: 6
Labour exploitation	Confirmed	RSA: 0	RSA: 4
		Non RSA: 22	Non RSA: 128
Sexual exploitation	Confirmed	RSA: 3	RSA: 27
		Non RSA: 17	Non RSA: 9
Other TIP Offences	Confirmed	RSA: 0	RSA: 31
		Non RSA: 18	Non RSA: 118

TIP IN SOUTH AFRICA

- Cases of child trafficking during 2014 - 2017 which were instituted, finalized and then resulted in convictions

*Lack of successful prosecutions in TIP cases is a global reality

115 Instituted TIP prosecutions

34 cases finalized

22 convictions

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The lack of appropriate rapid identification measures puts trafficked children at further risk and hinders the protection of their rights

Specialized treatment of trafficked children
(UNICEF 2006 Guidelines)

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SOCIO-LEGAL ASSISTANCE OF C-VoT

Social needs

- Socio-cultural connections and disconnections
[cultural needs; language; monumental losses; pseudonyms choice]
- Family connection, disconnection and tracing
[Family-TIP perpetration; Family tracing; Risk assessments; “Home”]
- Socialization and life-skills training
[Basic routines; ethnic-sensitive & strengths-based approach; capability]
- Recreation
[Play; fun; stress reduction; peer interaction; assessment]

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SOCIO-LEGAL ASSISTANCE OF C-VoT

Legal needs

- Legal counselling

[Access to information about their rights; and language; free participation in investigations; not offered in isolation; psychosocial state of child]

- Legal guardianship

[Advocate for and support child; recommendation in SWK reports]

- Immigration status/ Identity documents

[Lack of knowledge-border crossing; Smuggling; Family tracing; access to services; criminal activities; asylum; police harassment for boys; child protection and not law enforcement approach]

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ASSISTANCE PROVISION

- The aims should ensure that services are adapted to the child's individual psycho-socio-legal needs, ensuring support for healing and recovery sustained through a child-centred therapeutic jurisprudence plan, and that it is empowering, participatory and holistic.
- These aims speak to advancement of children's right, care and protection, social change and social justice.

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LANDSCAPE REVIEW



Challenges:

- Provision of specialized services for child victims
- Failing to identify child trafficking victims due to definition confusion
- Capacity building and increased need for training
- Historical, cultural, socio-economic contexts and COVID-19
- Gender-blind policies, role of technology, discriminatory laws



Success:

Considerable evolution in the counter-TIP landscape

7/9/2020



CONCLUSIONS

Child protection is political, thus understand child trafficking within this context

No single correct way, quick fixes or easy solutions to approach and intervene with trafficking children based on their multiple needs

Difficult to determine if TIP incidents in South Africa are increasing or decreasing, and if the prevention, protection, prosecution and partnership response is effective.

It is therefore difficult to make evidence-based decisions regarding advocacy, policy and practice and determine the effectiveness of the response/s.

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USAID-DSI NATIONAL STUDY ON TIP

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PREVENTION

- Migration-Youth Study
- LGBT Survey
- Policy Analysis

PROTECTION

- Provider Response Treatment and Care of Trafficked People (PROTECT) Survey [Help/hotlines]
- Case File Analysis [Child trafficking cases]
- Interviews with Adult Victims and Survivors

PROSECUTION

- Offender's Study
- Court Case Analysis Study
- Witness Conversations
- Surveys with Private Security Sector, Police Station Commanders, and Commanders in Specialized Units

PARTNERSHIPS

- Stakeholder Mapping & Analysis Study
- Case Studies of Organisations [Pathways for Impact]

