

Draft Work Plan to Implement the ACTIP and APA 2017-2020

Provisions of the ACTIP / Sections of APA	Possible Areas of Collaboration Amongst ASEAN Sectoral Bodies under the Framework of APA	Proposed Programme /Project / Activities for 2016 - 2020	Expected Outputs	Lead Sectoral Body/ Cooperating Sectoral Body	Implementation Status
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A. PREVENTION OF TIP

<p>A.</p> <p>Increase awareness campaigns to educate all levels of society on trafficking in persons and its linkage to violation of human rights, targeting those most at risk with involvement of mass media, relevant non-governmental organizations, private sectors, and community leaders.</p>	<p>Public awareness campaign on TIP and Legal processes of Migration</p>	<ul style="list-style-type: none"> - Linking/Uploading of SOMTC Anti-Trafficking activities in the ASEAN and ACWC Website - Disseminate regional materials on Trafficking in Persons and related cases (i.e. EVAC and EVAW), including in international airports and seaports - Develop a tool for school heads and teachers on the identification and referral of victims of trafficking in persons. 		<p>Lead: SOMTC CSB: ACWC</p> <p>CSB: SOMTC & SOMED</p> <p>CSB: SOMTC & SOMED</p>	
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	Conduct thematic studies on TIP and related issues	<ul style="list-style-type: none"> - Develop a Regional Program to commemorate the World Day of Trafficking in Persons (July 30) - Research on forced labor issues, cause and effect on inbound and outbound in the ASEAN region - Conduct research and share findings on typologies and trends of TIP cases in the region for the purposes of identifying prevention strategies - Publish an ASEAN Compendium of Migrant Workers Education Orientation Programs, 		<p>Lead: SLOM and SOMTC CSB: AICHR</p> <p>Lead: SLOM</p> <p>Lead: SOMTC CSB: SOMSWD and ACWC</p> <p>Lead: SLOM</p>	

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	Regional Workshops on Prevention Strategies to combat TIP	<p>and Safe Migration Campaigns</p> <p>Conduct Regional Workshops on:</p> <ul style="list-style-type: none"> • Community-based protection system to identify best regional practices. • Addressing Root causes of TIP • Effective Communication Strategies to Combat Trafficking in Persons [Priority Programme of the AICHR 2016] 		<p>Lead: SOMSWD</p> <p>Lead: AICHR</p> <p>Lead: AICHR</p>	

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<p>B.</p> <p>Continue capacity building of law enforcement, immigration, education, social welfare, labour and other relevant officials in the prevention of trafficking in persons, taking into account the need to respect human rights, child and gender-sensitive issues, and encourage cooperation, where appropriate, with civil society, non-governmental organization</p>	<p>Provision of resource persons</p> <p>Compilation of relevant guidelines on TIP from different ASEAN Sectoral Bodies</p> <p>Regional Capacity Building on TIP</p>	<ul style="list-style-type: none"> - Develop and Maintain of roster of regional experts, trainers and resource persons on TIP - Compile, popularize and promote relevant guidelines on TIP developed by different ASEAN Sectoral Bodies - Workshop to Strengthening the Capacity of Labour Inspectors in the Prevention of TIP especially on: <ul style="list-style-type: none"> • Victim identification 		<p>Lead: SOMTC</p> <p>Lead: SOMTC CSB: ACWC and AICHR</p> <p>Lead: SLOM CSB: SOMTC</p>	

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		<ul style="list-style-type: none"> • International legal framework • Protection of and assistance to victims <p>- Workshop for border control officers and law enforcement agencies on:</p> <ul style="list-style-type: none"> • border control systems • issuance of identity papers and travel documents, • Measures that prevent counterfeiting, forgery or fraudulent use of identity papers and travel documents. 		<p>Lead: DGICM CSB: SOMTC</p>	

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		<ul style="list-style-type: none"> - Training for trainers for law enforcement agencies in the prevention of TIP. 		Lead: AICHR	
<p>C.</p> <p>Put in place effective mechanisms and ensure their proper implementation to effectively prevent the movement of traffickers and victims of trafficking in persons through appropriate border control systems, issuance of identity papers and travel documents, and through measures that prevent counterfeiting, forgery or fraudulent use of identity papers and travel documents</p>	Sharing of Information	<ul style="list-style-type: none"> - Develop an integrated system to facilitate sharing of information among AMS ON LSP and fraudulent documents. - Conduct sharing session on improving and enhancing sharing of information among ASEAN Member States through the INTERPOL Global Communication System or I-24/7 		<p>Lead: DGICM CSB: SOMTC</p> <p>Lead: SOMTC CSB: DGICM</p>	

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		<ul style="list-style-type: none"> - Create blacklist database of traffickers and share information to other countries in the region. 		Lead: SOMTC CSB: DGICM	
<p>E.</p> <p>Adopt and implement appropriate labour laws or other mechanisms that promote and protect the interests and rights of workers to reduce their risk of being trafficked.</p>	Sharing of Best Practices	<ul style="list-style-type: none"> - Conduct seminars on Migrant Workers Education Orientation Programs, and Safe Migration Campaigns 		Lead: SLOM CSB: ASLOM	
<p>F.</p> <p>Adopt and ensure implementation of national action plans, where applicable, to identify and prioritise key policies and programmes aimed at preventing trafficking in persons, and strengthen the implementation and coordination and monitoring</p>	Coordination on the Implementation of Action Plans	Workshop to align National Action Plans (NAPs) with ACTIP and APA		Lead: SOMTC CSB: All other SB	

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mechanisms of such plans.					
<p>L.</p> <p>Strengthen prevention measures to discourage demand that fosters all forms of exploitation of persons, especially women and children that leads to trafficking, including to protect victims of trafficking in persons, especially women and children, from revictimisation.</p>	<p>Identification of the trends on the demand side of Trafficking in Persons</p>	<ul style="list-style-type: none"> - Conduct Workshop on Prevention Measures to Combat Trafficking in Persons especially on addressing the demand side of trafficking - Sharing of best practices on Case Studies / Field Visit and Action Operation - Conduct research on the trends on the demand side of trafficking 		<p>Lead: AICHR CSB: ACWC and SOMTC</p> <p>Lead: SOMSWD</p> <p>Lead: ACWC CSB: AICHR</p>	

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B. Protection of Victims

<p>A.</p> <p>Reaffirm that the promotion of human rights for all victims of trafficking and effective measures to respond to trafficking in persons are complementary and mutually reinforcing.</p>	<p>A. Annual Consultation on Human Rights-based Approach in the Implementation of ACTIP and APA (Priority Programme of the AICHR 2016) [AICHR]</p> <p>B. Continue to coordinate efforts to ensure that the provision of care and support services is sustainable and comprehensive [SOMSWD]</p> <p>- Workshop or Consultation Meeting [SOM-ED]</p>	<p>a) Compilation of good practices in the protection TIP survivors among AMS' Sectoral Bodies <i>(to be presented to ACWC in Feb 2017, for inclusion in their work plan Lead Country- ACWC Philippines & Indonesia:)</i></p> <p>b) Development of an ASEAN-Oriented Guidelines for victim identification (Lead country: ACWC Thailand)</p> <p>c).Regular Workshop / Training on identification of victims (<i>Lead country: ACWC Philippines & Indonesia</i>)</p>	<p>a)Lead: ACWC</p> <p>AICHR, SOMHD</p> <p>b)Lead: ACWC</p> <p>AICHR, SOMSWD, ACMW, SLOM, SOMTC</p> <p>c)Lead: ACWC</p>	
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		<p>d)Workshop on Intersection between migration and TIP (ACWC Indonesia & Philippines)</p> <p>e)Consultation/ Workshop on application of human rights-based approach to combating TIP</p>		<p>AICHR,</p> <p>d)Lead: ACMW</p> <p>ACWC, DGICM</p> <p>e)Lead: AICHR</p> <p>ACWC, SOMTC</p>	
<p>B.</p> <p>In line with Article 14, Paragraph 10 of the ACTIP, continue development of</p>	<p>A. ACWC may have a project on this section in its 2016-2020 Work Plan especially in view of the findings of the Project on TIP led by Lao PDR [ACWC]</p>	<p>a)Dialogue with TIP victim survivors for Strengthening/ Empowering trafficking survivors</p>		<p>a)Lead: ACWC</p> <p>SOMSVD, SOMHD, AICHR</p>	

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appropriate care, protection and support for victims of trafficking in persons	<p>B. Cooperate with SOMTC/any other relevant bodies in developing SOP for handling TIP victims. [AICHR]</p> <p>Create a venue where investigators and prosecutors could meet and discuss the problems in the prosecution of TIP cases. [SOMTC] (can be transferred to Element C Provision C)</p> <p>C. In close coordination with ACMW a promotion/ campaign activity to increase the awareness of people (victims/not) for the access to health care through the implementation of universal health coverage;</p>	<p>b) Capacity-building for gender sensitive/ child-friendly/rights-based handling of cases by frontline personnel and agencies at all administrative levels.</p> <p>c)Development of guidelines on health coverage for TIP victims and survivors</p>		<p>b) ACWC</p> <p>SOMSWD, SOMTC, AICHR</p> <p>c)Lead: SOMHD</p> <p>ACWC, SLOM, SOMSWD</p>	
C.	A. In cooperation with SLOM, ACMW, SOMTC a cross sectoral	a) Promotion and campaign for affordable access to HIV-		a)Lead: SOMHD	

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<p>Provide specialized services to identified victims of trafficking in persons, consistent with the ACTIP and other relevant international instruments, including access to health services, such as for the purpose of prevention, treatment care and support services for HIV and AIDS and other blood-borne and communicable diseases for those victims of trafficking in persons that have been sexually exploited, taking into account the fact that trafficking in persons for the purposes of sexual exploitation</p>	<p>promotion and campaign to the affordable access for HIV- related care and treatment in also consideration to the current ASEAN declaration in getting three zero will provide both direction in the primary health care and political commitment in the region.</p>	<p>related care and treatment</p>		<p>SLOM, ACMW, SOMTC</p>	

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has serious, immediate and long-term implications for health, including sexual and reproductive health.					
<p>D. Subject to domestic laws, rules, regulations and policies, and in appropriate cases, consider not holding victims of trafficking in persons criminally or administratively liable, for unlawful acts of trafficking in persons.</p>	<p><i>A. Enhancing capacity for law enforcement in identifying victims of trafficking (inputs from Group 2)</i></p> <p>B. Child participation as decision makers in Preventing trafficking against children (ongoing) [input from ACWC 11/16/16]</p>	<p>a.1) Training for Law Enforcement and Prosecutors on victim identification</p> <p>a.2) Regular Workshop / Training on identification of victims for frontline officers (ref. Item A of ACWC)</p> <p>b) Consultation Meetings [Focused group discussion] on child participation in decision making process for</p>		<p>a.1) Lead: SOMTC</p> <p>SLOM, ASLOM, AICHR, ACWC</p> <p>a.2) Lead: ACWC</p> <p>SOMSWD</p> <p>b) Lead: SOMSWD</p>	

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	<i>*recommendation: transfer to Group 1: Prevention</i>	TIP		ACWC, SOMHD, SOM-ED <i>*include youth sector</i>	
<p>E.</p> <p>Ensure that there are avenues for victims of trafficking in persons, with particular attention to child victims, to be provided with protection, assistance and services for the physical, psychological, social recovery and rehabilitation in cooperation with non-governmental organizations and other relevant organizations and</p>	<p>A. Continue to coordinate efforts to ensure that the provision of care and support services is sustainable and comprehensive [SOMTC]</p> <p><i>-All schools have a ATIP Team</i> <i>-Information through line connection</i> <i>-Report</i> <i>- Field visits</i> [SOMED]</p>	<p>a.1) Research on how each AMS integrate TIP in school curricula and at what level</p> <p>a.2) Research on how TIP awareness / consciousness is institutionalized</p> <p>a.3) Promote ASEAN TIP Day/ Month e.g. 16-Day campaign on Violence Against Women and 1-Day dedicated to TIP (12 Dec for Philippines)</p>		<p>a.1)Lead: SOM-ED</p> <p>SOMSWD, ACWC</p> <p>a.2)Lead: SOM-ED</p> <p>SOMSWD, ACWC</p> <p>a.3) Lead: SOM-ED</p> <p>ACWC, SOMSWD</p>	

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sectors of civil society, where appropriate, such as the establishment of a network of service providers to provide for medical care, counseling, education and training opportunities, legal aid and translation services.	B. ACWC may be able to provide through NOSSA (Network of Social Service Agencies) [ACWC]	b)Tapping the NOSSA (network of social service agencies) for the victims of trafficking		b)Lead: SOM-ED ACWC, AICHR, SOMSWD, SOMHD	
F. Ensure that domestic legal or administrative systems include measures to provide information to victims of trafficking in persons, in a language they understand, regarding their legal rights and the relevant court and	A. Establish network of pool of interpreters (duly accredited) [SOMTC]	a)Information awareness campaign regarding victim's rights using social media b) Workshop on sharing of good practices on communication strategies on TIP		a)Lead: ACWC SOMSWD, SOM-ED, ASLOM b) Lead: SOMSWD ACWC, AICHR	

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<p>administrative proceedings and facilitate their access to assistance in order to enable their views and concerns to be presented and considered at appropriate stages of such proceedings against offenders in a manner not prejudicial to the rights of the defence, consistent with the ACTIP.</p>		<p>c) Develop a visual map with video and pamphlet of TIP in the Southeast Asia (e.g. CATW initiative in 1995) - Including video and distribution of pamphlets www.catw.org</p>		<p>c) Lead: ACWC SOMTC</p>	
<p>G. Recognise the important role of civil society organizations in each ASEAN Member State in providing assistance and empowerment to</p>	<p>A. Continue to coordinate efforts to ensure that the provision of care and support services is sustainable and comprehensive [SOMSWD] Annually report of each ASEAN Country Members - Set specific topic on APTIP</p>	<p>a)Workshops or Consultation Meetings <u>to enhance cooperation with CSOs</u> (inputs from Group 2) <i>*For clarification from SOM-ED</i> b)Dialogue with private</p>		<p>a)Lead: SOM-ED/ SOMSWD AICHR ACWC b)Lead:</p>	

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victims of trafficking in persons, helping them to seek redress and facilitating the care of and provision of appropriate services to victims, including close cooperation and coordination with law enforcement officials.	<p>and Milestone , integrate into ASEAN Agenda</p> <p>- Field Visit/ Country Visits, under Monitoring and Evaluation form</p> <p><i>*coordinate with SOM-ED for clarification</i></p> <p>-</p>	sectors for possible cooperation on TIP thru their Corporate Social Responsibility initiatives		SLOM ACWC	
C. Law Enforcement and Prosecution of Crimes of Trafficking in Persons					
<p>B.</p> <p>Develop pro-active investigation methods and where appropriate, to conduct surveillance and other pro-active measures to gather evidence to establish a case to prosecute trafficking in persons cases even without the testimony of victims;</p>	<p>1. Utilize existing regional and international mechanisms including:</p> <p>1.1 INTERPOL tools and resources;</p> <p>1.2 DGICM forum, including ASEAN Immigration Intelligence Forum (AIIF);</p>	<p>1.1.1 I-24/7, Red Notice</p> <p>1.1.2 MIND/FIND Program</p> <p>1.2.1 Elaborate the ASEAN Immigration Intelligence Forum (AIIF).</p> <p>1.2.2 Continue the efforts on the Lost and Stolen</p>		<p>Lead: SOMTC</p> <p>Cooperating Sectoral Body: DGICM</p>	

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	<p style="text-align: center;">1.3 EU-ASEAN Migration and Border Management Program</p>	<p>Passports Program</p> <p>1.2.3 Explore and study the possibility of developing an integrated biometric database which will prevent convicted persons to re-enter the region.</p> <p>1.2.4 Explore the possibility utilizing passport applications and related documents in developing a database of travel/recruitment agencies that are involved in human trafficking.</p> <p>1.3.1 Convene capacity building activities based on the training of trainers under the EU-ASEAN Migration and Border Management Program</p>			

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	<p>1.4 ASEANAPOL</p> <p>2. Tap the assistance of foreign diplomatic missions and their attached agencies</p> <p>3. Encourage a system of information sharing on undesirable aliens</p>	<p>1.4.1 Tap the existing ASEANAPOL Mechanisms on areas of intelligence and investigation exchange in the prosecution of TIP cases</p>			
<p>C.</p> <p>Enhance efforts to investigate alleged cases of trafficking in persons, strengthen the means to combat trafficking, prosecute the perpetrators, including through more systematic use of freezing assets for the</p>	<p>1. Increase the number of Mandatory Consular Notification (MCN) between countries</p> <p>2. Get the assistance of the consular in identification of their nationals and repatriation of victims of trafficking.</p>	<p>1.1 Raise the awareness on the Vienna Convention for law enforcement</p>		<p>Lead: DGICM</p> <p>Cooperating Sectoral Body:</p>	

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purpose of eventual confiscation in accordance with the provisions of Article 17 of the ACTIP, and ensure that penalties are proportionate to the gravity of the crime;					
<p>E.</p> <p>Prosecute crimes of trafficking in persons that encompass all forms of exploitation and enact, enforce and strengthen legislation that criminalises all forms of trafficking in persons, especially women and children;</p>	<p>1. Regional capacity building for prosecutors, judges, and law enforcers.</p>	<p>1.1 Joint activities or table-top exercises for prosecutors, judges, and law enforcers to tackle cases on TIP i.e. victim protection.</p> <p>1.2 Tap the assistance of ASEAN Council of Chief Justices through the creation of special courts on TIP cases.</p>		<p>Lead: SOMTC</p> <p>Lead: ASLOM</p>	

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<p>H.</p> <p>Continue the development of suitable and effective protection mechanism for witnesses of trafficking in persons, where appropriate</p>	<ul style="list-style-type: none"> - Create a venue where investigators and prosecutors could meet and discuss the problems in the prosecution of TIP cases. (Recommendation from Group 3:for Protection of Victims) - Encourage all ASEAN member states to establish appropriate victim protection program. (recommendation from Group 3: for Protection of Victims) <ol style="list-style-type: none"> 1. Tap the assistance of Non-Government Organizations (NGO). <p>-</p>			<p>Lead: SOMTC</p>	
<p>K.</p> <p>Intensify capacity building, where appropriate, of law enforcers, prosecutors, judges, immigration officers, foreign service</p>	<ol style="list-style-type: none"> 1. Conduct region-wide survey of trafficking related laws including those dealing with money-laundering, MLAT and extradition with a view of identifying effective practices 			<p>Lead: ASLOM</p>	

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<p>officers, labour inspectors, social welfare officers and other relevant personnel involved in combatting trafficking in persons;</p>	<p>within and outside the region. Such survey may further strengthen regional legal mechanisms in identified areas such as extradition;</p> <p>2. Collaboration and coordination of countries in prosecuting trafficking victims</p> <p>3. Utilize existing regional guidelines as well as develop or strengthen national guidelines for the identification of victims of trafficking person, including applying appropriate and prevent trafficking in persons and minimize the exploitation of victims.</p> <p>4. Encouraging criminal</p>	<p>3.1 Law enforcers to familiarize with the ASEAN Handbook on International Legal Cooperation in TIP Cases, ASEAN Practitioners Guidelines on Effective Criminal Justice Responses to TIP, and other related regional and international instruments on TIP cases</p> <p>4.1 Workshops and</p>		<p>Lead: SOMTC</p>	

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	<p>investigators, prosecutors, and law enforcers from around the region to meet regularly and exchange best practices and experiences in investigating TIP cases</p> <p>- Adopt and implement appropriate labour laws or other mechanisms that promote and protect the interests and rights of workers to reduce risk of being trafficked. (for Protection of Victims)</p>	<p>seminars for criminal investigators, prosecutors, and law enforcers</p> <p>4.2 HSU to interface with DGICM and ASLOM</p> <p>4.3 Tap the assistance of ASEAN Law Association (ALA)</p>			
<p>L.</p> <p>Strengthen the information-sharing, investigation and prosecution processes for cases of trafficking in persons, including the setting up of specialised enforcement teams, encouraging joint enforcement between</p>	<ol style="list-style-type: none"> 1. Promote close coordination with other appropriate regional structures such as INTERPOL and ASEANAPOL. 2. Create needs-based analysis for those information requirements 	<p>1.1 Sharing SOMTC National reports on combatting transnational crimes, including TIP with other sectoral bodies.</p>		<p>Lead: SOMTC</p> <p>Lead: SOMTC</p> <p>Lead: SOMTC</p>	

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domestic agencies and fast-tracking the investigation and prosecution of serious or aggravated cases, especially at the regional level.	3. Strengthen the P-to-P coordination	3.1 Workshops on sharing of best practices on successful investigation and prosecution of TIP cases 3.2 Exchange programs for law enforcement agencies to undergo training activities 3.3 Where appropriate, encourage the participation of victims and witnesses from resolved TIP cases in workshops			
D. Regional and International Cooperation and Coordination					
A. Strengthen capacity building activities for the purposes of improving the preparation and receiving of requests relating to mutual legal assistance, extradition	1. Research on Issue on fields relevant to TIP. 2. Trainings and Scholarships in extradition and cross-border law enforcement cooperation to prevent and combat	2.1 Tapping existing programs of the Bali Process on TIP		Lead: ASLOM	

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and cross-border law enforcement cooperation to prevent and combat trafficking in persons.	trafficking in persons.				
<p>B.</p> <p>Render to one another the widest possible measure of mutual legal assistance in criminal matters to prosecute and punish crimes of trafficking in persons in accordance with the Treaty on Mutual Legal Assistance in Criminal Matters and bilateral undertakings.</p>	<p>1. Explore the use of bilateral and multilateral extradition and the Treaty on Mutual Legal Assistance in Criminal Matters among like-minded ASEAN Member States (MLAT) which may be applicable for TIP and related crimes, subject to the respective domestic law and policies of ASEAN Member States.</p>	<p>1.1 Expand the coverage of existing extradition treaties to include TIP cases in the list of extraditable offences</p> <p>1.2 Maximize utilizing the use of I-24/7 by using the specialist unit communication focal points.</p>		<p>Lead: ASLOM</p> <p>Lead: SOMTC</p>	
<p>C.</p> <p>Utilise international cooperation, including through mutual legal assistance in accordance with the provisions of the Treaty</p>	<p>1. More engagement with dialogue partners and other international agencies for their support</p>	<p>1.1 Explore possible cooperation activities with AAPTIP, UNODC, IOM, and other ASEAN Dialogue Partners.</p>		<p>Lead: SOMTC</p>	

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Provisions of the ACTIP / Sections of APA	Possible Areas of Collaboration Amongst ASEAN Sectoral Bodies under the Framework of APA	Proposed Programme /Project / Activities for 2016 - 2020	Expected Outputs	Lead Sectoral Body/ Cooperating Sectoral Body	Implementation Status
<p>on Mutual Legal Assistance in Criminal Matters, and consistent with domestic laws and regulations of each ASEAN Member State, to ensure the effective investigation, prosecution and confiscation of assets relating to trafficking in persons.</p>		<p>1.2 Establish regional registry of victims and perpetrators of TIP.</p>			