

F.No. 3-1/2010-CP
Government of India
Ministry of Women and Child Development

Shastri Bhawan, New Delhi,
dated 12.10.2011

Subject : Advisory on measures to be taken by States/UTs for combating trafficking of women and children for commercial sexual exploitation.

The Supreme Court, in its Order dated 2.5.90, in Criminal Writ Petition No. 421 of 1989, Vishal Jeet vs. Union of India and Others, had expressed deep concern over the physical exploitation of girls and children and directed that Advisory Committees be set up by the Central Government and State Governments/UT Administrations. Subsequently, the Government of India set up a Central Advisory Committee (CAC) to advise on issues relating to trafficking for commercial sexual exploitation. In the meeting of the CAC held on 18-5-2011, the role of State Governments in dealing with the issues was re-emphasized. Based on the key recommendations made in the meeting, the State Government/UT Administrations are advised to take immediate action on the following:

- i. The State Governments/UT Administrations should establish State Advisory Committees(SAC) if not done already, for preventing and combating trafficking of women and children for commercial sexual exploitation. The SAC must hold meetings regularly and should meet at least twice a year. The nodal officers of AHTUs should be members of SAC.
- ii. The Ministry of Home Affairs (MHA) has established Anti-Human Trafficking Units in a number of districts and is in the process of setting up such units in some other districts. **The State Governments/UT Administrations have already been requested to nominate an officer of the Women and Child/Social Welfare Department as well as an NGO on these AHTUs. This may be done expeditiously and report sent to MHA and MWCD.**

- iii. State Governments/UT Administrations would participate in State level trainings for AHTUs proposed to be organized by MHA.
- iv. It has been observed that generally the proposals of NGOs under the Ujjawala Scheme are recommended by the State Governments/UT Administrations without assessment of need of the particular area or capacity of the Organization to, particularly, run a Rehabilitation Home effectively. The State Governments/UT Administrations should undertake a baseline survey/ vulnerability mapping to assess the area wise need as well as the capacity of the proposed Home. The need for Rehabilitation Homes is required to be assessed carefully. Further, State Governments/UT Administrations are requested to recommend proposals of only credible NGOs who have the capacity to undertake the activities envisaged in the Scheme with estimates of the number of inmates who would be provided care. The NGOs seeking approval for setting up a Rehabilitation Home would, hereafter, be required to essentially link up with the National Skill Development Mission for providing vocational training to the inmates to improve their employability. This requirement, inter alia, may be kept in view while recommending proposals and the availability of Vocational Training Providers (VTPs) as well as State Training Institutes who will be considered may be indicated in the proposal.
- v. The monitoring of Ujjawala Homes/ projects in the States/UTs should be supplemented by periodic visits to the Homes to assess their usefulness as well as corrective measures required for effective implementation of the Scheme.
- vi. **The details pertaining to Ujjawala Homes sanctioned and being run in the State /UT may be shared with law enforcement agencies and AHTUs immediately to facilitate their use by them for rescued victims.**
- vii. **The States/UTs must, from time to time, undertake studies to understand the changes in the pattern of trafficking so that interventions can be accordingly modified.** As documentation of initiatives helps in making known the extent of Government's response to human trafficking as well as facilitates sharing of best

practices, the States/ UTs may also prepare reports outlining the magnitude of the problem in their States/UTs, the anti-trafficking initiatives and measures undertaken by them and the impact of such interventions. These reports may be shared with the Ministry of Women and Child Development.

The State Governments/UT Administrations are requested to take necessary action as above and send an action taken report every six months.

The receipt of the letter may kindly be acknowledged.

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