

Crime prevention policy	
EU- priority	Trafficking in Human Beings
Country	Poland
Year	2018

1. Overview of the field

Definition of the crime

Art. 115 § 22. Trafficking in people is recruiting, transporting, delivering, transferring, storing or accepting people by using:

- 1) violence or the unlawful threat of violence,
 - 2) kidnap,
 - 3) deceit,
 - 4) misrepresentation or exploiting an error or inability to properly comprehend a decision,
 - 5) an abuse of a dependence, exploiting a critical position or a state of helplessness,
 - 6) the grant or acceptance of material or personal incentives, or the promise of such to a person with supervision or custody over another person
- in order to use them, even with their consent, in particular in prostitution, pornography or other forms of sexual exploitation, for forced work or services, for begging, for slavery or other forms of degrading human dignity, or for obtaining cells, tissues or organs contrary to the provisions of law. If the actions of the offender involves a minor, it constitutes trafficking even when not using the methods or measures referred to in sections 1-6.

Assessment of trends and developments

Since 2012, an upward trend in the initiation of trafficking in human beings has been observed in Poland. In the 2012-2016 period, the number of initiated proceedings ranged from 26 to 31. In 2017 there were 27 of them. You can not talk about trends in the case of acts disclosed due to the settlement of criminal groups committing many acts. For example, in 2016, 10 acts were revealed, and in 2013 as many as 186. These crimes are committed mainly by Polish citizens, in most cases the victims are also Polish citizens and citizens from Central and Eastern Europe: Ukraine, Bulgaria, Russia.

Recent overview of statistics and research

Trafficking in human beings (Article 189a) - from 2012.				
year	number of initiated proceedings	number of offenses identified	offenses detected	detection rate (in%)
2017	27	83	80	96,4
2016	31	9	7	77,8
2015	30	105	105	100,0
2014	28	64	61	95,3
2013	27	100	99	99,0
2012	26	61	60	98,4

2. Crime strategy and coordination

Objectives of the crime strategy

After the increase in the crime of human trafficking was observed in Poland, mentioned procedure was considered a priority. Due to this, from 2006 to 2014, according to the decision of the Police Commander in Chief at the National Police Headquarters, there was a Central Team to fight against human trafficking, and at the Provincial Police Headquarters / Warsaw Metropolitan Police Department, non-permanent Teams to fight against human trafficking. In January 2014, the Department for combating human trafficking was set up, which was located at that time in the Criminal Service Bureau, and now the Criminal Bureau. In addition, according to the order of the Commander-in-Chief of the Police, organizational units for combating Human Trafficking were established in the provincial level units in the criminal division.

Role of prevention in the crime strategy on state/regional/local level

Human Trafficking Department in Criminal Bureau of the National Police Headquarters participates in the information and education campaign implemented as part of the Task Force for the implementation of Action Plan for Poland resulting from the implementation of the British Modern Slavery Act 2015 on threats related to trafficking in human beings (modern slavery). The campaign consists in moving on a Polish plane of a London bus informing about the dangers connected with Contemporary Slavery - Human Trafficking. The aim of the campaign is to raise public awareness and protect potential victims from various forms of exploitation that make up contemporary slavery - human trafficking. It is a threat that lurks both in Poland and in situations when someone decides to travel to another country, for example in search of employment.

At the same time the Prevention Bureau of the National Police Headquarters in Warsaw

monitors the emerging "temporarily" threats that require reactions and preventive actions carried out by the Police organizational units. In the situation of their occurrence HQ decides what measures should be used and contact the field units, indicating specific actions or transferring suggestions as to the recommended actions. The police's aspiration to improve the quality and increase the effectiveness of actions taken to prevent crime and other criminogenic phenomena results directly from the Priorities of the Chief Police Commander adopted for 2016-2018, with particular emphasis on Priority No.1 assuming: "Increasing the effectiveness of Police activities to strengthen cooperation with the public".

Implementation of the policy (which level is responsible for the implementation and how is the implementation coordinated?)

The basic document on the functioning of the system for combating and preventing trafficking in human beings in Poland is the National Action Plan against Human Trafficking. It is a government program approved by the Council of Ministers, imposing tasks in the field of combating trafficking in human beings for individual government administration institutions, including the Police and other entities specified in the Plan.

Preventive actions must respond to real social needs, as well as specific expectations of the residents regarding the type and forms of Police activity in the area of preventing security threats. Due to this, among the priority tasks assigned to the Priority No. 1, there is the task consisting in: "Adapting Police activity to diagnosed needs in the area of social risk prevention (including in the area of counteracting social pathologies, cyber threats, and other)". The assessment of the implementation of this task is based on a standardized quality assessment form entitled "Assessment of the effectiveness of the Police in the area of social risk prevention".

Stakeholders (working groups, specialised agencies, partners, etc)

Due to the complexity of the phenomenon of trafficking in human beings, actions taken in Poland aimed at combating and trafficking in human beings are inter-ministerial. In 2004, an interministerial Team for Combating and Preventing Trafficking in Human Beings was formed. The Team consists of representatives of the Ministry of the Interior, the National Police Headquarters, the Border Guard Headquarters, the Office for Foreigners, the Ministry of National Education, the Ministry of Labor and Social Policy, the Ministry of Justice of the Ministry of Foreign Affairs, Ministry of Health, and since 2011 also representatives of the Office of the Plenipotentiary for Equal Treatment, from 2012 - the Internal Security Agency and the Ministry of Administration and Digitization. In addition, due to the scope of competences, participation in the work of the Team is taken: representatives of the Chancellery of the Prime Minister, Chief Labor Inspectorate, the General Prosecutor's Office, the National School of Judiciary and Public Prosecution and the Office of the Ombudsman and the Office of the Ombudsman for Children, as well as persons representing non-governmental and international organizations, including: The Foundation Against Trafficking and Human Beings LaStrada, Nobody's Children Foundation, Itaca Foundation - Missing People's Research Center, Caritas Poland, Legal Aid Center, Po-MOC for Women and Children Association and International Organization for Migration (IOM).

Participation in European/ international networks, working groups, etc.

The Polish Police most often cooperate with the United Kingdom in the implementation of operations in the field of crimes of human trafficking: operation on crypts. „Fort”, „Nosemay” - in which steps were taken to set up an international investigative team (JIT)

3. Good practices

Overview of recent good practices, prevention programs, etc.

International cooperation with Great Britain takes place as part of EMPACT THB (European Multidisciplinary Platform against Criminal Threats) and EMPACT CSE (Sexual exploitation of children), which includes the implementation of tasks assigned by the Ministry of the Interior and Administration and is part of the EU Security Policy for 2018-2021.

As part of the EMPACT THB Operational Plan, Polish Police and Border Guard participated in JAD Labor exploitation (Joint Actions aimed at combating trafficking in human beings for use in forced labor).

Considering the constantly growing labor migration of Polish citizens and the related threats, i.e. labor exploitation, forced slave labor, forcing for prostitution or, ultimately, trafficking in human beings, it was necessary to undertake preventive measures aimed at protecting the security of Polish citizens abroad and extending their knowledge about these threats. The answer to this need was the initiation in 2014 by police officer from Racibórz, together with the Dutch police, of a preventive action in this area. The first meetings as part of the project entitled "Your safety - our case, work in the Netherlands" took place in October 2014 with students and pupils of the last grades of secondary and vocational schools of the Racibórz powiat. The selection of the target group was not accidental. Recipients are potential economic migrants. Subsequent meetings also included pedagogues and social workers. Raciborski 'idea' gained recognition among the interested, as evidenced by the large attendance at the workshop. The attractiveness of the project was noticed by the Dutch police and the leadership of the Polish police. From 2015, the project has already been implemented all over Poland. Currently, its coordinator is the Prevention Bureau of the National Police Headquarters in Warsaw.