

MATRIX 2: SUGGESTED LEGISLATIVE REQUIREMENTS NECESSARY FOR SUCCESSFUL PROSECUTION, PROTECTION OF VICTIMS AND EXTRA-TERRITORIAL COOPERATION IN RELATION TO PEOPLE SMUGGLING, TRAFFICKING IN PERSONS AND RELATED TRANSNATIONAL CRIME

KEY

Interception strategies (column 4) includes listening devices or other special investigation techniques

PALAU

CRIMINALISATION OF PS AND PT		EXTRADITION and MUTUAL ASSISTANCE LEGISLATION		INTERCEPTION STRATEGIES	CRIMINALISATION OF PROCEEDS OF CRIME AND MONEY LAUNDERING		CRIMINALISATION OF THE PROCUREMENT AND/OR PRODUCTION OF FRAUDULENT DOCUMENTS
PS	PT	Extradition legislation	Mutual Assistance legislation	Special investigation techniques including listening devices	POC	ML	
Conspiracy	Conspiracy						
Attempting	Attempting						
Aiding/Abetting	Aiding/Abetting						
Organised crime	Organised crime						
Commercial carrier responsibility	Commercial carrier responsibility						
Extra-territoriality	Extra-territoriality	Treaty required	Treaty required				
PENALTY	PENALTY	Nationals	Dual Criminality	Application to trafficking/smuggling	Application to trafficking/smuggling	Application to trafficking/smuggling	Application to trafficking/smuggling
		Any bars to PS and/or PT	Any bars to PS and/or PT				
NC	NC	Republic of Palau Public Law No 6-5 (untested)	Republic of Palau Public Law No 6-6	N	Republic of Palau Public Law No 6-4 provides the authority and mechanisms for the national government to confiscate the profits of any serious offence, including aiding and abetting unlawful entry		Prohibitions against furnishing false, incomplete or misleading information in connection with an application for an entry permit and other provisions includes fines and jail
				N			

	<p>Republic of Palau Public Law No 6-6 Palau may request or provide: Evidence gathering; issuance and execution of search warrants; identification, location and confiscation of assets and proceeds of crime; transfer of prisoners to assist in prosecutions and enforcement of court orders, including valid orders of arrest; sharing of information on any criminal offence with any foreign jurisdiction which makes an appropriate request</p>	<p>The Constitution identifies fundamental rights and protections available to all persons within Palau Constitution also provides for government assistance to victims of crime on a case-by-case basis</p>	<p>N</p>	<p>Charges still apply but the AG determines whether to prosecute those involved in criminal activities on a case-by- case basis regardless s of whether those involved are citizens, legal immigrations,. . illegal aliens or trafficked or smuggled persons</p>	<p>N The Constitution of the Republic of Palau would preclude any action by the national government to delay or deny the repatriation of citizens of Palau</p>	<p>Y</p>	<p>N</p>		