

# SOM Bali Process: Country Perspective - Malaysia

9 – 10 March 2011, Bali



# Scope of Presentation

- Domestic legislation
  - Background
  - Anti-Trafficking in Persons Council
  - Law enforcement
- Victims protection & rehabilitation



# Domestic Legislation



# ATIP-ASOM 2007 Amendments

- Approved by the both Houses of Parliament – 15 Jul / 3 Aug 2010
- Gazetted – 30 Sept 2010
- Enforced – 15 November 2010
  
- Incorporating the element of migrant smuggling
  
- TIP as predicate offences under AMLATFA 2001
  - Forfeiture of assets for offences under migrant smuggling & TIP
  
- Severe penalties:
  - Profits from both crimes,
    - RM50k-RM500k to RM500k to RM1M
  - 7 to 15 years imprisonment

**COUNCIL  
MEMBERS**

- The Secretary General of the Ministry of Home Affairs - (Chairman)**
- The Secretary General of the Ministry of Foreign Affairs**
- The Secretary General of the Ministry of Women, Family and Community Development**
- The Secretary General of the Ministry of Transport**
- The Secretary General of the Ministry of Human Resources**
- The Secretary General of the Ministry of Information, Communication and Heritage**
- Attorney General**
- Inspector General of Police**
- Director General of Immigration**
- Director General of Customs**
- Director General of Malaysian Maritime Enforcement**
- A representative of Ministry of Home Affairs**
- 5 Representative from Non-Government Organization**

# Law Enforcement



**ENFORCEMENT  
AGENCIES**



**LABOUR  
DEPARTMENT**



# Victims Protection & Rehabilitation

- 9 gazetted shelter homes
  - 4 shelters in operation
    - 3 for female & children victims – Ministry of Women, Family & Community Development
    - 1 for male victims – Ministry of Home Affairs
- Victims protection & rehabilitation programs
  - motivation, counseling, basic vocational skills
- Repatriation process

