

# TRAFICAS



## BANCO DE DOCUMENTOS

O tráfico de pessoas nas Américas

Rede de Mulheres Parlamentares das Américas




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Secretaria da Rede de Mulheres Parlamentares das Américas  
Assembléia Nacional de Quebec  
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## Introdução

O *tráfico de pessoas* é um fenômeno de grande preocupação para os membros da Rede de Mulheres Parlamentares das Américas. Seu alcance internacional é inegável. O tráfico de pessoas afeta principalmente as mulheres, as adolescentes e as crianças, representando um grave delito contra a segurança, o bem estar e os direitos fundamentais de suas vítimas.

Aprovado pela Rede como o tema principal de seu mandato 2006-2008, o tráfico de pessoas foi objeto de um estudo profundo, levado a cabo durante esse período, especialmente através de Conferências e Seminários. O trabalho realizado pela Rede, permitiu aos participantes compartilhar as experiências que tiveram um impacto positivo de caráter legislativo, governamental ou social. Também os levou a considerar a questão de um ponto de vista diferente e travar um debate combinado.

O banco de documentos *TRAFICAS – O Tráfico de Pessoas nas Américas*, apresenta-se em ocasião da Sétima Reunião Anual da Rede de Mulheres Parlamentares das Américas, concluindo os trabalhos da Rede sobre o tema. Elaborado pela Secretaria da Rede, o banco de documentos representa uma valiosa fonte de informação, não somente em apoio de uma continuação do trabalho levada a cabo pelos membros da Rede, mas também para qualquer pessoa interessada no tema. O banco de documentos fez o inventário dos principais instrumentos jurídicos e de normas que se ocupam do tráfico de pessoas nos planos internacionais e interamericanos, assim como, também se encontram diversos relatórios sobre o tema. Do mesmo modo, propõem guias de ação, recursos em linha e numerosos estudos agrupados por tema. Por último, o banco de documentos possui listas das maiores peças da legislação nacional sobre o tráfico de pessoas em vigor nos países da América.

De acordo com o caráter multilíngüe da COPA e da Rede, o banco de documentos *TRAFICAS – O Tráfico de Pessoas nas Américas* compreende material de referência nos quatro idiomas oficiais da organização: espanhol (ES), inglês (EN), português (PO) e francês (FR).

## Siglas

(PO)

ALCA	Área de Livre Comércio das Américas
BIT	Bureau internacional do Trabalho (Secretaria da Organização Internacional do Trabalho)
CECRIA	Centro de referência, estudos e ações sobre crianças e adolescentes
CEDAW	Convenção sobre a eliminação de todas as formas de discriminação contra a mulher
CEDEC/BA	Centro de Defesa da Criança e do Adolescente da Bahia
GAATW	Aliança Global Contra Tráfico de Mulheres
GAJOP	Gabinete De Assessoria Jurídica as Organizações Populares
HRW	Defendendo os direitos humanos no mundo
IPEC	Programa Internacional para a Eliminação do Trabalho Infantil (OIT)
OEA	Organização dos Estados Americanos
OIT	Organização Internacional do Trabalho
OMT	Organização Mundial do Turismo
PNETP	Plano Nacional de Enfrentamento ao Tráfico de Pessoas
UNICEF	Fundo das Nações Unidas para a Infância

## Conceitos e definições

A expressão tráfico de pessoas significa o recrutamento, o transporte, a transferência, o alojamento ou o acolhimento de pessoas, recorrendo à ameaça ou uso da força ou a outras formas de coação, ao rapto, à fraude, ao engano, ao abuso de autoridade ou à situação de vulnerabilidade ou à entrega ou aceitação de pagamentos ou benefícios para obter o consentimento de uma pessoa que tenha autoridade sobre outra para fins de exploração. A exploração incluirá, no mínimo, a exploração da prostituição de outrem ou outras formas de exploração sexual, o trabalho ou serviços forçados, escravatura ou práticas similares à escravatura, a servidão ou a remoção de órgãos. (*Protocolo Adicional à Convenção das Nações Unidas contra o Crime Organizado Transnacional relativo à Prevenção, Repressão e Punição do Tráfico de Pessoas, em especial Mulheres e Crianças, 2000*)

A escravidão é o estado ou condição de um indivíduo sobre o qual se exercem, total ou parcialmente, os atributos do direito de propriedade. (*Convenção sobre a Escravatura, 1926*)

Entende-se por grupo criminoso organizado um grupo estruturado de três ou mais pessoas, existente há algum tempo e atuando concertadamente com o propósito de cometer uma ou mais infrações graves ou enunciadas na presente Convenção, com a intenção de obter, direta ou indiretamente, um benefício econômico ou outro benefício material. (*Convenção das Nações Unidas contra o Crime Organizado Transnacional, 2000*)

A pornografia infantil significa qualquer representação, por qualquer meio, de uma criança envolvida em atividades sexuais explícitas reais ou simuladas, ou qualquer representação dos órgãos sexuais de uma criança para fins primordialmente sexuais. (*Protocolo Facultativo para Convenção sobre os Direitos da Criança relativo à venda de crianças, prostituição e pornografia infantis, 2000*)

A prostituição infantil significa o uso de uma criança em atividades sexuais em troca de remuneração ou qualquer outra forma de compensação. (*Protocolo Facultativo para Convenção sobre os Direitos da Criança relativo à venda de crianças, prostituição e pornografia infantis, 2000*)

A servidão por dívidas, isto é, o estado ou a condição resultante do fato de que um devedor se haja comprometido a fornecer, em garantia de uma dívida, seus serviços pessoais ou os de alguém sobre o qual tenha autoridade, se o valor desses serviços não for equitativamente avaliado no ato da liquidação de dívida ou se a duração desses serviços não for limitada nem sua natureza definida. (*Convenção Suplementar Sobre Abolição da Escravatura, do Tráfico de Escravos e das Instituições e Práticas Análogas à Escravatura, 1956*)

A expressão trabalho forçado ou obrigatório compreende todo trabalho ou serviço exigido de uma pessoa sob a ameaça de sanção e para o qual não se tenha oferecido espontaneamente. (Existem exceções.) (*Convenção sobre o trabalho forçado ou obrigatório, 1930*)

O tráfico de escravos compreende todo ato de captura, aquisição ou sessão de um indivíduo com o propósito de escravizá-lo; todo ato de aquisição de um escravo com o propósito de vendê-lo ou trocá-lo; todo ato de cessão, por meio de venda ou troca, de um escravo adquirido para ser vendido ou trocado; assim como em geral todo ato de comércio ou de transportes de escravos. (*Convenção sobre a Escravatura, 1926*)

A expressão tráfico de migrantes significa a promoção, com o objetivo de obter, direta ou indiretamente, um benefício financeiro ou outro benefício material, da entrada ilegal de uma pessoa num Estado Parte do qual essa pessoa não seja nacional ou residente permanente. (*Protocolo Adicional à Convenção das Nações Unidas contra o Crime Organizado Transnacional, relativo ao Combate ao Tráfico de Migrantes por via terrestre, marítima e aérea, 2000*)

O turismo sexual organizado pode definir-se como viagens organizadas no setor do turismo, ou ao exterior do mesmo, porém utilizando suas estruturas e suas redes, com o propósito principal de facilitar aos turistas a prática de relações sexuais comerciais com residentes do lugar de destino. (*Declaração da OMT sobre a Prevenção do Turismo Sexual Organizado, Resolução A/RES/338(XI), 1995*).

A venda de crianças significa qualquer ato ou transação pela qual uma criança é transferida por qualquer pessoa ou grupo de pessoas a outra pessoa ou grupo de pessoas, em troca de remuneração ou qualquer outra forma de compensação. (*Protocolo Facultativo para Convenção sobre os Direitos da Criança relativo à venda de crianças, prostituição e pornografia infantis, 2000*)



# I. Instrumentos que estabelecem standards internacionais

## Tráfico de pessoas

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## VI. Recursos Web

### *Organizações interparlamentares*

- Assemblée parlementaire de la Francophonie - Réseau des femmes parlementaires. (FR)  
<http://apf.francophonie.org/spip.php?rubrique8>
- Assemblée parlementaire du Conseil de l’Europe (FR)  
[http://assembly.coe.int/Main.asp?link=/Communication/Campaign/NotForSale/notforsale\\_F.htm](http://assembly.coe.int/Main.asp?link=/Communication/Campaign/NotForSale/notforsale_F.htm)
- Comisión de Derechos Humanos, Justicia y Políticas Carcelarias – Parlamento Latinoamericano. (ES)  
<http://www.parlatino.org/conteudo.php?id=139&lg=es>  
Human Rights, Justice and Prison Policies Commission – Latin American Parliament. (EN)  
<http://www.parlatino.org/conteudo.php?id=139&lg=en>  
Comissão de Direitos Humanos, Justiça e Políticas Carcerárias – Parlamento Latino-Americano. (PO)  
<http://www.parlatino.org/conteudo.php?id=139&lg=pt>
- Commonwealth Parliamentary Association (CPA) – Women and the CPA. (EN)  
<http://www.cpahq.org/default.aspx?id=7426>

- Inter-Parliamentary Union – Women. (EN)  
<http://www.ipu.org/wmn-e/world.htm>  
Union interparlementaire – femmes. (FR)  
<http://www.ipu.org/wmn-f/world.htm>
- National Conference of State Legislatures (NCSL) - Women’s Legislative Network. (EN)  
<http://www.ncsl.org/programs/wln/index.htm>
- Red de Mujeres Parlamentarias de las Américas. (ES)  
<http://www.feminamericas.org/ES/tematicas/index.html>  
Network of Women Parliamentarians of the Americas. (EN)  
<http://www.feminamericas.org/EN/themes/index.html>  
Rede de Mulheres Parlamentares das Américas. (PO)  
<http://www.feminamericas.org/PO/tematicas/index.html>  
Réseau des femmes parlementaires des Amériques. (FR)  
<http://www.feminamericas.org/FR/thematiques/index.html>

## ***Órgãos e organismos especializados das Nações Unidas***

- Agencia de la ONU para los refugiados (ACNUR). (ES)  
<http://www.acnur.org/index.php>  
UN Refugee Agency (UNHCR). (EN)  
<http://www.unhcr.org/cgi-bin/texis/vtx/home>  
Agence des Nations Unies pour les réfugiés (UNHCR). (FR)  
<http://www.unhcr.fr/cgi-bin/texis/vtx/home>
- Child Trafficking – UNICEF. (ES) (EN)  
<http://www.childtrafficking.org/>
- Fondo Fiduciario de contribuciones voluntarias para luchar contra las formas contemporáneas de esclavitud – Oficina del Alto Comisionado de las Naciones Unidas para los Derechos Humanos. (ES)  
[http://www.unhchr.ch/spanish/html/menu2/9/vfslaver\\_sp.htm](http://www.unhchr.ch/spanish/html/menu2/9/vfslaver_sp.htm)  
Voluntary Trust Fund on Contemporary Forms of Slavery – Office of the United Nations High Commissioner for Human Rights. (EN)  
<http://www2.ohchr.org/english/about/funds/slavery/>  
Fonds de contributions volontaires sur les formes contemporaines d’esclavage – Haut-Commissariat des Nations Unies aux droits de l’homme. (FR)  
[http://www.unhchr.ch/french/html/menu2/9/vfslaver\\_fr.htm](http://www.unhchr.ch/french/html/menu2/9/vfslaver_fr.htm)
- United Nations Office on Drugs and Crime (UNODC). (EN)  
<http://www.unodc.org/unodc/index.html>
- Oficina del Alto Comisionado de las Naciones Unidas para los Derechos Humanos. (ES)  
<http://www.ohchr.org/SP/Pages/WelcomePage.aspx>

- Office of the United Nations High Commissioner for Human Rights. (EN)  
<http://www.ohchr.org/english/>
- Haut-Commissariat des Nations Unies aux droits de l'homme. (FR)  
<http://www.ohchr.org/FR/Pages/WelcomePage.aspx>
- Organización Mundial del Turismo (OMT). (ES)  
[http://www.unwto.org/index\\_s.php](http://www.unwto.org/index_s.php)  
 World Tourism Organization (WTO). (EN)  
<http://www.unwto.org/index.htm>  
 Organisation mondiale du tourisme (OMT). (FR)  
[http://www.unwto.org/index\\_f.php](http://www.unwto.org/index_f.php)
  - Organización Mundial de la Salud (OMS). (ES)  
<http://www.who.int/es/index.html>  
 World Health Organization (WHO). (EN)  
<http://www.who.int/en/index.html>  
 Organisation mondiale de la santé (OMS). (FR)  
<http://www.who.int/fr/index.html>
  - Programa InFocus sobre el Trabajo Infantil: IPEC – OIT. (ES)  
<http://www.ilo.org/ipec/lang--es/index.htm>  
 International Programme on the Elimination of Child Labour: IPEC – ILO. (EN)  
<http://www.ilo.org/ipec/lang--en/index.htm>  
 Programa Internacional para a Eliminação do Trabalho Infantil: IPEC-OIT. (PO)  
<http://www.oitbrasil.org.br/ipec/>  
 Programme focal sur le travail des enfants: IPEC – OIT. (FR)  
<http://www.ilo.org/ipec/lang--fr/index.htm>
  - Protección infantil contra el abuso y la violencia – UNICEF. (ES)  
<http://www.unicef.org/spanish/protection/index.html>  
 Child protection from violence, exploitation and abuse – UNICEF. (EN)  
<http://www.unicef.org/protection/index.html>  
 Protection de l'enfant contre la violence et les mauvais traitements – UNICEF. (FR)  
<http://www.unicef.org/french/protection/index.html>
  - Special Rapporteur on trafficking in persons, especially in women and children – Office of the United Nations High Commissioner for Human Rights. (EN)  
<http://www2.ohchr.org/english/issues/trafficking/standards.htm>  
 Rapporteuse spéciale sur la traite des personnes, en particulier les femmes et les enfants – Haut-Commissariat des Nations Unies aux droits de l'homme. (FR)  
<http://www2.ohchr.org/french/issues/trafficking/index.htm>
  - United Nations Development Fund for Women (UNIFEM). (EN)  
<http://www.unifem.org/>

- Women Watch – UN. (EN)  
<http://www.un.org/womenwatch/>

## **Organizações interamericanas**

- Comisión Interamericana de Mujeres (CIM). (ES)  
<http://www.oas.org/CIM/defaults.htm>  
Inter-American Commission of Women (CIM). (EN)  
<http://www.oas.org/CIM/default.htm>
- Instituto Interamericano del Niño, la Niña y Adolescentes (IIN). (ES)  
<http://www.iin.oea.org>  
Inter-American Children's Institute (IIN). (EN)  
[http://www.iin.oea.org/default\\_ingles.htm](http://www.iin.oea.org/default_ingles.htm)
- Oficina Regional para América Latina y el Caribe – OIT. (ES)  
<http://www.oit.org.pe/portal/index.php>
- Organización de los Estados Americanos (OEA) - Sección contra la Trata de Personas. (ES)  
[http://www.oas.org/atip/atipESP\\_Detail.asp](http://www.oas.org/atip/atipESP_Detail.asp)  
Organisation of American States (OAS) - Anti-Trafficking in Persons Section. (EN)  
[http://www.oas.org/atip/atip\\_Detail.asp](http://www.oas.org/atip/atip_Detail.asp)
- Organización Panamericana de la Salud. (ES)  
[http://www.paho.org/default\\_spa.htm](http://www.paho.org/default_spa.htm)  
Pan American Health Organization. (EN)  
<http://www.paho.org/>
- Programa Internacional para la Erradicación del Trabajo Infantil (IPEC): Coordinación Subregional para América Latina y el Caribe. (ES)  
<http://www.oit.org.pe/ipecc/>

## **Outras organizações intergovernamentais**

- Council of Europe - Action against trafficking in human beings. (EN)  
[http://www.coe.int/t/dg2/trafficking/campaign/default\\_EN.asp?](http://www.coe.int/t/dg2/trafficking/campaign/default_EN.asp?)  
Conseil de l'Europe - Lutte contre la traite des êtres humains. (FR)  
[http://www.coe.int/t/dg2/trafficking/campaign/default\\_FR.asp](http://www.coe.int/t/dg2/trafficking/campaign/default_FR.asp)
- Organización Internacional para las Migraciones (OIM). (ES)  
<http://www.iom.int/jahia/Jahia/lang/es/pid/1>  
International Organization for Migration (IOM). (EN)  
<http://www.iom.int/jahia/Jahia/lang/en/pid/1>

Organisation internationale pour les migrations (OIM). (FR)  
<http://www.iom.int/jahia/Jahia/lang/fr/pid/1>

- Trafficking in human beings – INTERPOL. (EN)  
<http://www.interpol.int/Public/THB/default.asp>

## **Organizações não governamentais**

- Alianza Global contra la Trata de Mujeres (GAATW). (ES)  
[http://www.gaatw.net/index.php?option=com\\_content&task=blogcategory&id=113&Itemid=88](http://www.gaatw.net/index.php?option=com_content&task=blogcategory&id=113&Itemid=88)  
Global Alliance Against Traffic in Women (GAATW). (EN)  
<http://www.gaatw.net/>  
Aliança Global Contra Tráfico de Mulheres (GAATW). (PO)  
[http://www.gaatw.net/index.php?option=com\\_content&task=blogcategory&id=133&Itemid=101](http://www.gaatw.net/index.php?option=com_content&task=blogcategory&id=133&Itemid=101)  
Alliance Globale Contre le Trafic des Femmes (GAATW). (FR)  
[http://www.gaatw.net/index.php?option=com\\_content&task=blogcategory&id=134&Itemid=102](http://www.gaatw.net/index.php?option=com_content&task=blogcategory&id=134&Itemid=102)
- Amnistie internationale. Section canadienne francophone. (FR)  
<http://www.amnistie.qc.ca/traite/>
- Casa Alianza Latinoamérica. (ES)  
<http://www.casa-alianza.org/es/news.php>
- Centro de Defesa da Criança e do Adolescente Yves de Roussan. (PO)  
<http://www.cedeca.org.br/>
- Centro de referência, estudos e ações sobre crianças e adolescentes (CECRIA). (PO)  
<http://www.cecria.org.br/home/home.asp>
- Coalition Against Trafficking in Women (CATW). (EN)  
<http://www.catwinternational.org/index.php>
- Coalition to Abolish Slavery and Trafficking (EN)  
<http://www.castla.org>
- ECPAT International (ES)  
<http://www.ecpat.net/es/index.asp>  
ECPAT International (EN)  
<http://www.ecpat.net/EI/main/front/index.asp>  
ECPAT International (FR)  
<http://www.ecpat.net/fr/index.asp>

- Defendiendo los derechos humanos (HRW). (ES)  
<http://www.hrw.org/spanish/>
- Human Rights Watch (HRW). (EN)  
<http://www.hrw.org/>
- Defendendo os direitos humanos no mundo (HRW). (PO)  
<http://www.hrw.org/portuguese/>
- Défendre les droits de l’homme à travers le monde (HRW). (FR)  
<http://www.hrw.org/french/>
  
- Free the Slaves. (EN)  
<http://www.freetheslaves.net/>
  
- Gabinete de Assessoria Jurídica às Organizações Populares (GAJOP). (PO)  
<http://www.gajop.org.br>
  
- HumanTrafficking.org. (EN)  
<http://www.humantrafficking.org/>
  
- International Bureau for Children’s Rights (IBCR). (EN)  
<http://www.ibcr.org/index.html>
- Bureau International des droits des enfants (BIDE). (FR)  
[http://www.ibcr.org/PAGE\\_FR/index\\_fr.shtml](http://www.ibcr.org/PAGE_FR/index_fr.shtml)
  
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