

Recommendations

- Recommendation 1** **16**
 That the NSW Government urge the Australian Government, through the Council of Australian Governments, to establish a modern slavery act for Australia.
- Recommendation 2** **16**
 That the NSW Government, as part of the government’s response to this inquiry, respond without further delay to the findings and recommendations of the Multicultural NSW report entitled ‘Inquiry into the exploitation of people through trafficking, in all its forms in NSW’, dated December 2013.
- Recommendation 3** **19**
 That the NSW Government commission research to be conducted by NSW Bureau of Crime Statistics and Research into the prevalence of human trafficking in New South Wales, including the prevalence of organised crime, and encourage the Australian Government, through the Council of Australian Governments, to conduct similar research at a national level.
- Recommendation 4** **26**
 That the NSW Government develop and implement a state strategy to address human trafficking in accordance with the National Action Plan to Combat Human Trafficking 2015-19.
- Recommendation 5** **26**
 That the NSW Government appoint a New South Wales independent anti-slavery commissioner.
- Recommendation 6** **26**
 That the NSW Government, through the Council of Australian Governments, urge the Australian Government to appoint a federal independent anti-slavery commissioner.
- Recommendation 7** **26**
 That the NSW Government allocate greater resources to the NSW Police Force, to enhance interagency cooperation and covert operations to address human trafficking.
- Recommendation 8** **31**
 That the NSW Government advocate through the Council of Australian Governments, for the Australian Government to establish:
- legislation that requires large companies based in Australia to publicly report annually on steps taken to ensure there is no modern slavery within the organisation and supply chain
 - a publicly available, independently managed register to measure the success of companies and the effectiveness of this legislation.
- Recommendation 9** **31**
 That the NSW Government introduce guidelines and conduct awareness programs to assist small and medium-sized enterprises to identify modern slavery within their supply chain and to assist them in remediating and monitoring identified risks.

- Recommendation 10** 33
That the NSW Government update the New South Wales Code of Practice for Procurement to include a commitment that government departments, agencies, state owned corporations and other government related entities will not procure goods and services that are the product of human trafficking, slavery or slave-like practices.
- Recommendation 11** 34
That the NSW Government require all its departments, agencies, state owned corporations and other government related entities to include a section in their annual reports that specifies the steps taken to ensure they are not procuring goods and services that are the product of human trafficking, slavery or slave-like practices.
- Recommendation 12** 34
That the NSW Government conduct an annual evaluation of the progress made by its departments, agencies, state owned corporations and other government related entities in preventing human trafficking and slavery in the supply chains of goods and services procured.
- Recommendation 13** 38
That the NSW Government, in consultation with the Australian Government, establish a framework to deliver ongoing training and awareness campaigns regarding human trafficking to front-line government and non-government workers and the general public.
- Recommendation 14** 38
That the NSW Government commit to providing mandatory training on human trafficking, slavery and forced marriage to all front-line government employees in New South Wales.
- Recommendation 15** 39
That the NSW Government conduct formal evaluations of all human trafficking and slavery awareness campaigns and training and encourage the Australian Government, through the Council of Australian Governments, to formally evaluate federally administered training programs and awareness campaigns.
- Recommendation 16** 39
That the NSW Government, through the Council of Australian Governments, urge the Australian Government, in consultation with other states, to fund a new education campaign to increase awareness of human trafficking in the community.
- Recommendation 17** 47
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to conduct a review into the lack of convictions under the forced labour offence at section 270.6 of the *Criminal Code Act 1995* (Cth) and to consider training for Australian Federal Police, Department of Immigration and Border Protection and Fair Work Ombudsman officers to better identify this crime.
- Recommendation 18** 47
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to provide more information on worker rights in Australia to work visa holders both before they enter Australia and at the airport once they have arrived.

Recommendation 19

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That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to regulate the labour hire industry in Australia, and if this is not supported federally, to then regulate the labour hire industry in New South Wales.

Recommendation 20

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That the NSW Government invest in pathways to assist sex workers who want to exit the industry and find other methods of employment.

Recommendation 21

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That the NSW Government encourage sex services industry bodies such as the Scarlett Alliance and the Sex Workers Outreach Project to:

- regularly attend training on human trafficking and slavery to assist in identifying and helping victims
- report suspected instances of human trafficking and slavery.

Recommendation 22

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That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to amend the *Criminal Code Act 1995* (Cth) to:

- introduce a new, specific offence for child cybersex trafficking
- increase maximum sentences for child cybersex crimes, particularly for crimes against children under 10 years of age
- clarify the obligations of internet service providers at section 474 of the Act.

Recommendation 23

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That the NSW Government amend division 15A of the *Crimes Act 1900* (NSW) to include:

- an evidentiary provision equivalent to s 474.28 of the *Criminal Code Act 1995* (Cth) to make it easier to prosecute cases where a child cybersex trafficking offender has recorded their pay-per-view session
- aggravating factors that heighten the severity of the offence, including the offence taking place in the presence of another person and offences involving a child under 10 years of age
- an offence for administering or encouraging the use of an online child exploitation material website
- an offence for providing information to a person that is likely to assist them in avoiding capture or prosecution for committing such an offence.

Recommendation 24

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That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to consider forcing companies such as Facebook and Google to decrypt messages by suspected child cybersex traffickers.

Recommendation 25

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That the NSW Government:

- amend its information and communications technology use policy to specifically prohibit the viewing of child exploitation material and incorporate clear guidelines of what to do if this material is discovered

- provide the amended policy to businesses as a best practice template.

- Recommendation 26** 75
That the NSW Government criminalise underage forced marriage.
- Recommendation 27** 75
That the NSW Government either establish forced marriage protection orders or incorporate specific forced marriage provisions into the existing apprehended violence order framework.
- Recommendation 28** 75
That the Department of Family and Community Services develop a specific support system to assist victims of underage forced marriage, including the provision of appropriate accommodation, and ensuring access to this support system is not reliant on a victim being involved in the criminal justice process.
- Recommendation 29** 75
That the NSW Department of Education include forced marriage in respectful relationship education within the Personal Development, Health and Physical Education syllabus in high schools, and consider including A21's *Bodies Are Not Commodities* program as part of this syllabus.
- Recommendation 30** 84
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to establish a victim-centred, independently managed national hotline for human trafficking and slavery, similar to the United States National Human Trafficking Hotline 'Polaris', with operators receiving effective support and training.
- Recommendation 31** 84
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to establish a more victim-centred approach to screening potential victims of human trafficking, similar to the United Kingdom's Reception Centre Model.
- Recommendation 32** 84
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to amend the Support for Trafficked People Program and visa framework to ensure that trafficked persons can receive support in Australia even if they are not involved in the criminal justice process.
- Recommendation 33** 85
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to provide more financial support to holders of a Bridging Visa F for housing, study and transport.
- Recommendation 34** 87
That the NSW Government encourage the Australian Government, through the Council of Australian Governments, to establish a national compensation scheme for victims of human trafficking; and if this is not successful, advocate for the harmonisation of schemes across all states and territories in Australia.