

# Procedure for evaluating implementation of the Council of Europe Convention on Action against Trafficking in Human Beings

---



Nicolas Le Coz,  
First Vice-President of GRETA

# Aims of the Council of Europe Convention



The Council of Europe Convention is a comprehensive treaty aiming to (3 Ps):

- **P**revent trafficking
- **P**rotect the Human Rights of victims of trafficking
- **P**rosecute the traffickers



# Measures provided by the Council of Europe Convention



- Prevention
- Measures to protect and promote the rights of victims
- Criminal law and procedure
- Co-operation
- Monitoring mechanism



# Monitoring mechanism

---

- ✗ The existence of a monitoring mechanism is essential in order to evaluate the effectiveness of any international legal instrument
- ✗ The Council of Europe Convention n°197 provided for the setting up of a monitoring mechanism described in Chapter VII (Art. 36-38)



# Bodies of the monitoring mechanism



- GRETA: 13 independent experts, elected by the Committee of the Parties and acting in their individual capacity  
(leading role in the evaluation procedure)



- Committee of the Parties: political body

# Evaluation procedure

---

- All Parties will be subject to the same monitoring procedure:
- described in Article 38 of the Convention
  - aimed at monitoring the Parties' implementation of the measures set out in the Convention
  - based on dialogue and co-operation with the Parties



# Evaluation procedure

- ✗ Divided into rounds
- ✗ GRETA determines the duration of rounds; the first round is 4 years
- ✗ GRETA selects the provisions of the Convention to be monitored at the beginning of each round
- ✗ GRETA determines the means of evaluation: questionnaire, requests for additional information, etc.
- ✗ Parties have a legal obligation to reply to all requests for information from GRETA



# Evaluation procedure

---

- GRETA may request information directly from civil society
- ✗ GRETA may also organise “country visits”. During these visits GRETA will be assisted by
  - ✗ a national “contact person”, and if necessary:
  - ✗ independent national experts and/or
  - ✗ specialists in specific fields.





# Evaluation procedure

---

- ✗ GRETA will prepare a **draft Report** evaluating the implementation of the Convention and make suggestions and proposals to overcome the problems identified
- ✗ The Draft Report will be transmitted to the Party concerned for **comments**
- ✗ GRETA will then adopt its **Final Report and Conclusions**
- ✗ GRETA's Final Report will be **published** along with any final comments from the government concerned



# GRETA Report and Conclusions

---



- Publication as of adoption
- Sent to Party concerned
- Sent to the Committee of the Parties
- GRETA Report and Conclusions cannot be modified by the Committee of the Parties



# Committee of the Parties

---

- ✗ May adopt Recommendations on the basis of GRETA's Report and Conclusions:
  - ✗ indicating measures to be taken by the Party to implement GRETA's conclusions, and
  - ✗ aiming at promoting co-operation with that Party for the proper implementation of the Convention



# THANK YOU!

---



[www.coe.int/trafficking](http://www.coe.int/trafficking)