

SUSTAINABLE DEVELOPMENT AND LAW

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ABSTRACT:

Sustainable development has a common definition as "development which is basically needed of present without any compromises and ability of future generations to meet their own needs" in short it can be also defined as development which is sustainable, well as development is one kind of improvement towards the quality of human beings life and their environment where sustainability can be observed. Sustainable development and law can be termed as an emerging corpus of legal principles and instruments which point out the intersection between economic, environmental and social law which includes human rights law also towards development that can lasts for the benefits of present and future generation.

Keywords: (sustainable development, special laws for the justice of victims of human trafficking)

INTRODUCTION:

This paper is primarily interested to highlight the sustainable development and special laws regarding for the justice of victims who is abducted and trafficked for different purposes. Human trafficking is a global issue involving almost all countries. It is an issue that affects people of all ages, races, ethnicities throughout the world. Trafficking constitutes a contemporary form or slavery form where human beings are frequently trafficked for bounded labor, forced labor, child labor and prostitution as well sex work. Trafficking affects women, men, children which highly involve different exploitative practices. It snatches different human rights such as right of life, right to liberty and security, the right to free from gender violence, right of children to special protection, and the right to highest attainable standard of physical and mental health. Today human trafficking involves the movement of victims mostly women and children, across borders legally or illegally.

JUSTICE FOR VICTIMS OF TRAFFICKING ACT OF 2015:

Section 101 amends the federal criminal code to impose an additional assessment until the end of FY2019 of \$5000 on any non-indigent person or entity convicted of an offence involving.

- •Peonage, slavery and trafficking in persons
- •Sexual abuse

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- •Sexual exploitation and other abuse of children
- •Transportation for illegal sexual activities or
- •Human smuggling in violation of the immigration and nationality act.

Section 102 amends the trafficking victims protection act of 2000 to allow U.S citizens and permanent residents who are victims of severe forms of trafficking to obtain benifits and services available to such victims without obtaining official certification from the department of health and human services of their status as victims.

Section 103 amends the trafficking victims' protection reauthorization act of 2005 to replace the pilot program to establish residential treatment facilities for juveniles subjected to trafficking with a program of 3year renewable block grants administered by the department of justice.

Section 104 expands the definition of child abuse under the victims of child abuse act of 1990 to include human trafficking and the production of child pornography and authorizes grants to develop and implement specialized programs to identify and provide direct services to victims of child pornography.

Section 105 provides for the forfeiture of real or personal property that was involved in the commission of human trafficking crimes.

Section 106 expands DOJ authority to intercept wire, oral or electronic communications to include investigations of offences relating to peonage involuntary servitude, forced labor and trafficking.

Section 107 amends the omnibus crime control and safe streets act of 1968 to classify severe forms of trafficking in persons as a part 1 violent crime for purposes of allocating grant funds among states under the Edward byrne memorial justice assistance grant program.

What is sustainable Development?

Sustainable development is a development that meets the needs of the present without compromising the ability of fute generations to meet their own needs. It contains within it two key concepts:

•The concepts of needs , in particular the essential needs of the worlds poor to which overriding priority should be given; and

•The idea of limitation imposed by the state of technology and social organization on the environments ability to meet present and future needs. *Factors that faster modern slavery:*

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There are many factors that have contributed to the growth of in modern slavery .According to Bales and Cornel, main cause for human trafficking is the rapid increase in the world is population after second world war. Economic factors are the most relevant factor that fosters human trafficking generally. Another one is linked to the poverty of these countries is unemployment . Children from destitute familes have also been the most vulnerable to the supply of the hum an trafficking problem.

There are many challenges to cope with human trafficking but sustainable development provides a platform to address fundamental issues which gives rise to this dehumanization. Allowing a low threshold of access to support and protection structures for all presumed trafficked persons would enable competent authorities to better respond to victims needs and ensure more consistent access to justice. I would like to suggest through my paper that improved information and trends must be there at national as well as at international level. In addition questionnaire for global report on human trafficking, government should be encouraged to explore innovative methods for estimating undetected victims of trafficking in persons in order to more effectively measure and monitor policy interventions to prevent and combat trafficking in persons.

CONCLUSION:

The quest for upholding the dignity of human person promises to remain an engaging war not a battle that is won in one front. Even though dignity should be a given being itself the gift of god. The paper tried to show that human trafficking is a global issue today and through sustainable development it needs the attention of everyone in order to eradicate it. The intensity of problem of human trafficking has become a global pandemic that is rooted in every community organized by human traffickers who by overt and convert activities use several means possible including among others coercion and wealth to sustain the continuous enslavement of vulnerable people across the globe. Again this phenomena permeate every nation state and involves the recruitment, transportation and to a large extent the enslavement of the economically vulnerable.

REFERENCES:

Human trafficking the modern day slavery of 21st century by Job Elom Ngwe.
Poverty and trafficking in human beings 2003.Department for global development.

•New anti-trafficking law in India could change everything by Garima Bakshi.

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•Wht is sustainable development law? by Montreal 2005.

•Human trafficking and its treatment in criminal law by Aurelijius Gutauskas .

•Justice For victims of trafficking act of 2015.

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