

## Contents

<i>Acknowledgements</i>	vii
<i>Abbreviations</i>	xi
<i>Table of Cases</i>	xiii
<i>Table of Legislation</i>	xv
1. <i>Introduction</i>	1
1.1. THE BACKGROUND, AIM AND STRUCTURE OF THE BOOK	1
1.2. DIVERGENCE, CONVERGENCE AND COUNTRY STUDIES	9
1.3. SOME COMMENTS ON TERMINOLOGY AND THE NATURE OF THE PROBLEM	15
2. <i>Feminism, Prostitution and Trafficking: A Complex Approach</i>	22
2.1. THE BACKGROUND: SEXUAL SLAVERY AND SEX WORK REVISITED	21
2.2. TALKING ABOUT TRAFFICKING: DEBATES AND DEFINITIONS	28
2.3. TOWARDS A MORE COMPREHENSIVE UNDERSTANDING?	36
3. <i>EC Free Movement Law, Freedom and Prostitution</i>	43
3.1. NOTIONS OF FREEDOM AND THE LEGAL REGULATION OF PROSTITUTION	44
3.2. FREEDOM IN EUROPEAN LAW	52
3.2.1. The Common (Sex) Market? Freedom and Prostitution in EC Law	52
3.2.2. Some Girls are Freer than Others: EC Law and its Outsiders	59
3.3. CONCLUSIONS	64
4. <i>Trafficking as Irregular Migration</i>	67
4.1. THE EUROPEAN MIGRATION POLICY CONTEXT	69
4.1.1. Crowded Houses, People's Homes or Fortress(es in) Europe	69
4.1.2. (Im)Migration Policy Dilemmas and the European Union	73
4.2. FEMALE MIGRANTS, MIGRATION POLICIES AND EXPLOITATION	80
4.2.1. From Structural Causes to Exploitative Situations	80
4.2.2. Helping Trafficking Victims through Short-Term Residence Permits?	88
4.3. CONCLUSIONS	96

x Contents

5. <i>Criminal Justice Co-operation Against Trafficking</i>	99
5.1. TRAFFICKING OFFENCES IN THE MEMBER STATES	100
5.1.1. On the Goals and Contents of the Criminal Provisions	100
5.1.2. Applying the Laws: Female Caricatures and Invisible Men	108
5.2. TRAFFICKING AND THE THIRD PILLAR	120
5.2.1. Harmonising or Not—Repressive Emphasis with Vague Results	120
5.2.2. Anti-trafficking Co-operation: Security, Justice or Freedom?	127
5.3. CONCLUSIONS	131
6. <i>Trafficking and Human Rights</i>	133
6.1. FEMALE MIGRANTS AND INTERNATIONAL HUMAN RIGHTS	134
6.1.1. Actual Victims of Trafficking: Included if Invisible?	134
6.1.2. Potential Victims of Trafficking: Marginalisation of the Marginalised?	141
6.2. EXCLUSION OF MIGRANT WOMEN FROM DEBATES ON WOMEN'S RIGHTS	145
6.3. THE EUROPEAN UNION'S HUMAN RIGHTS DIMENSION	153
6.4. CONCLUSIONS	159
7. <i>Towards a More Comprehensive Approach to Trafficking?</i>	161
7.1. ANTI-TRAFFICKING IN THE SHORT TO MEDIUM TERM	163
7.2. PREVENTING TRAFFICKING IN WOMEN IN THE LONG RUN	172
7.2.1. Development, Migration and Gender Empowerment	172
7.2.2. Sexual Ideologies and the Market for Sexual Services	181
7.3. FINAL REMARKS	187
<i>Bibliography</i>	189
<i>Index</i>	215