

2nd INTERNATIONAL

CONFERENCE

ON EDUCATION AND SOCIAL SCIENCES

ABSTRACTS & PROCEEDINGS

Editor Prof. Dr. Ferit USLU

2-4th February 2015 Istanbul, TURKEY





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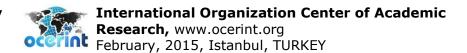
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2nd INTERNATIONAL CONFERENCE ON EDUCATION AND SOCIAL SCIENCES 2-4 February, 2015 - Istanbul, Turkey

PROCEEDINGS*

*only the Registered Authors listed. The names of the other authors of the papers can be found inside the papers

CONFERENCE PROGRAMME

2ND FEBRUARY 2015 ORAL SESSIONS

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Chair: Dr. Azar Pakdaman Savoji

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1	A Model-Based Approach for Creating Learning Objects: A Colombian Case Study from a Public University Boris Rainiero Perez, ProfFrancisco de Paula Santander University, Colombia
2	Lecturers' Understanding and Teaching Practices in Embedding Soft Skills into Compulsory Courses Marina Maharoff, DrUniversiti Putra Malaysia, Malaysia
3	Gender Differences of Students of Technology and Informatics Program in Sentence Completion Test Ardita Devolli, Asst. Prof. DrUniversity of Prishtina, Kosovo
4	<u>Using of Learning Strategies between Traditional and Virtual University Students</u> Azar Pakdaman Savoji, Dr <i>Islamic Azad University, Saveh Branch, IRAN</i>
	Charter Schools and the Problem of Segregation in U.S.

Volkan Çiçek, Asst. Prof. Dr. - Zirve University, Turkey

The Effects of a Social Support Strategy on Academic Performance and Coping
Abilities among Undergraduate Students in Malaysia
Abdul Rashid Mohamad, Assoc. Prof. Dr. - Universiti Sains Malaysia, Malaysia

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Chair: Dr. Mulkah Adebisi Ahmed

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2	Right to Education for Children of Indonesian Migrant Workers Maya Indrasti Notoprayitno, Ms Trisakti University, Indonesia
3	How Does a "Third-Country Child" Negotiate Multiple Linguistic Identities in a School Setting? Khadija Hamouchi, Ms Goldsmiths University of London, United Kingdom
4	Educational Uses of Virtual Reality for the Disabled Ridwan Islam Tuhin, Mr. –Samsung R&D Center, Bangladesh
5	The Influence of Paying Attention in Classroom on Students' Academic Achievement in Terms of Their Comprehension and Recall Ability Turkiya Mbarak Al'Omairi, MsCaledonian College for Engineering, Sultanate of Oman Husam Yaqoob Al Balushi, MrRoyal Air Force of Oman, Sultanate of Oman
6	Relationship between in Service Training and Teaching Skills with Student Achievement Norlia Mat Norwani, DrUniversiti Pendidikan Sultan Idris, Malaysia

3RD SESSION EDUCATION POLICY AND ADMINISTRATION OF EDUCATION

Chair: Assoc. Prof. Dr. Emilija Urnėžienė

No	Title/ Presenter
1	Managerial Competences of Pre-service Teachers: Longitudinal Research Emilija Urnėžienė, Assoc. Prof. DrLithuanian University of Educational Sciences, Lithuania

Developing Strategies for Conflict Management of School and Community in Three Southernmost Provinces: Pattani Case Study 2 Chawalit Kerdtip, Dr. -Prince of Songkla University, Thailand Ekkarin Sungtong, Asst. Prof. Dr. -Prince of Songkla University, Pattani Campus, Thailand Articulation as a Sustainability Elements for Technical and Vocational Education in Secondary Daily Schools: An Analysis of Delphi Study 3 Asnul Dahar Minghat, Dr. - Universiti Teknologi Malaysia, Malaysia The Educational Reform in Qatar: Challenges and Successes 4 Nassra Reda Al-Banai, Prof. Dr. -Qatar University, Qatar Policy Formulation, Policy Implementation, Problems and Guidelines for a Multicultural-Oriented School: A Case Study of Samakee Municipality School, Pattani Province, 5 Ekkarin Sungtong, Asst. Prof. Dr. -Prince of Songkla University, Pattani Campus, Thailand

4TH SESSION E-LEARNING, NEW TECHNOLOGIES AND NEW APPROACHES IN EDUCATION Chair: Prof. Dr. Ferit Uslu

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1	<u>EVAPES DevalSimWeb - A Training Programme for University Tutor Digital Assessment Literacy</u> María Soledad Ibarra-Sáiz, Prof. – <i>Spain</i> Gregorio Rodríguez-Gómez, Prof. Dr. <i>Spain</i>
2	E-learning Dewan Faisalur Rahman, MrParamount Textile Ltd., Bangladesh
3	Application of Persuasive Multimedia to Raise Children Awareness of Child Sexual Abuse among Primary School Students Azliza Othman MsUniversiti Sains Malaysia, Malaysia
4	3D CAD as an Innovative Idea Generation Technique: Cognitive Evidences at Conceptual Design Stage Anwar Hamid Pa, Mr Universiti Teknologi Malaysia, Malaysia
5	Subjects "Love Agriculture" in Elementary School (SD) As the Way to Educate Sense of Caring For Agriculture among Children Fauzan Azhim Harisman, MrBogor Agricultural University, Indonesia
6	Promoting Inquiry-Based Science Education in Romanian Schools Adelina Sporea, DrNational Institute for Laser, Romania

5TH SESSION

EDUCATION POLICIES, HIGHER EDUCATION AND ADMINISTRATION OF EDUCATION

Chair: Asst. Prof. Dr. Rizalawati Ismail

No	Title/ Presenter
1	Factors Promoting Diversification of College Education in Lithuania Vida Navickienė, DrLithuanian University of Educational Sciences, Lithuania
2	Multicultural Education and Managing Cultural Difference: A Polish Perspective Jarema Drozdowicz, DrAdam Mickiewicz University in Poznan, Poland
3	Journalism Education in Malaysia: Dancing with UNESCO's Model Curricula Awan Ismail, Asst. Prof. DrUniversity Utara Malaysia, Malaysia Rizalawati Ismail, Asst. Prof. DrInternational Islamic University Malaysia, Malaysia
4	Factors That Affect Learning in Health Sciences University Students Gabriel Valerio, Assoc. Prof. DrTecnológico de Monterrey, México
5	The Integrated Curriculum and the Place(s) of Learning in Higher Education: Notes from an Indian University Campus Ritam Dutta, MrPennsylvania State University, India

6TH SESSION ADVANCES IN LEARNING AND TEACHING METHODOLOGIES

Chair: Maulana Musthofa Rasyiid Gunawan

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1	School-Based Professional Learning Inventory (SPLI): Inventory Development, Factor Analysis, Validity and Reliability Mahaliza Mansor, DrSultan Idris Education University, Malaysia
2	Literacy Performance among Lower Primary School Children: A Malaysian Case Study Hazlina Abdullah, Ms Islamic Science University of Malaysia, Malaysia
3	Towards a Clinical Didactics in Teachers' Education Merie Bitar Moukachar, DrFederal University of Minas Gerais, Brazil
4	<u>Lived Experiences of Students in a Multicultural, Diverse Learning Organisation: How Do Providers of Quality Education Maintain and Value Lived Experiences of Their Students?</u> Christopher Peta Whaanga, Mr <i>Te Wānanga o Aotearoa, New Zealand</i>

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Maulana Musthofa Rasyiid Gunawan, Mr. -Bogor Agricultural University, Indonesia

Results of the Process "Learn-Play-Practice" on the Topic "Addition-Subtraction-Multiplication-Division" for the Fifth Grade Students
Patcharin Setteechaichana, Ms. -Valaya Alongkorn Rajabhat University under the Royal Patronage, Thailand

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Chair: Mohd Noramdzan Mohd Yusof

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1	Indicators of Students' Success at Higher Education Institutions Tasneem Ali, Asst. Prof. DrPrince Sultan University, Saudi Arabia Heba Bakr Khoshaim, DrPrince Sultan University, Saudi Arabia
2	What are the Factors that Influence Incoming Students' Choice of an Academic Major at Sultan Qaboos University? Sumaya Said Al. Hatmi, MsSultan Qaboos University, Oman
3	Comparative Analysis of Educational Production Functions in England Amira Elasra, MsThe University of Glasgow, United Kingdom
4	Implementation of Project-Based Learning (PjBL) in Malaysian Polytechnic - A Preliminary Study Mohd Noramdzan Mohd Yusof, MrUniversiti Teknology Malaysia, Malaysia
5	Point of Views of Faculty Members at University of Bahri towards the Assessment of Their Students Abubaker Osman Mohammed Jaber, Asst. Prof. DrUniversity of Bahri, Sudan
6	Preservation and Use of Indigenous Knowledge in Primary Healthcare among the Alternative Healthcare Practitioners in Oyo State, Nigeria Adefunke Sarah Ebijuwa, MsLadoke Akintola University of Technlology, Nigeria

8TH SESSION NEW APROACHES IN LANGUAGE EDUCATION

Chair: Andrew Pratt

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1	The Role of Teaching Concepts in an 'English for Specific Purposes' Discipline Kamilya Karabayeva, DrKazakh University of International Relations and World Languages, Kazakhstan
2	Adult Education: Considerations and Approaches Shalini Narayanan, MsArab Open University-Oman Branch, Sultanate of Oman
3	Memoirs from a Taiwanese Primary School: One English Teacher's Journey Andrew Pratt, Mr Taipei Private Elementary School, Taiwan
4	Perceptions of Arabic Language Teachers toward their Use of Technology at the Omani Basic Education Schools Fatma Yousuf Al-Busaidi, DrSultan Qaboos University, Oman
5	Learning a Second Language Through Content Instruction Mourad Hassan Ben Bennani, MrSultan Qaboos University, Oman
6	Educational Technology, Potentials, Expectations and Challenges Hala Fawzi ElMiniawi, DrMinistry of Education Language Teaching, UAE

9TH SESSION PSYCHOLOGY AND HEALTH

Chair: Asst. Prof. Dr. Luma Ibrahim Al-Barazenji

No	Title/ Presenter
1	Paedophilia: A Mental Disorder Inside Us Luma Ibrahim Al-Barazenji, Asst. Prof. DrDiyala University, Iraq
2	An Online Psychosocial Program to Improve Quality of Life in People with Rare Neuromuscular Diseases Oscar Martinez, MrUniversity of Deusto (Spain), Spain
3	The Variation in Angle Perception Due to Angle Size, Angle Orientation and Ratio of Line Length Jaeseon Song, MsChungbuk National University, Republic of Korea
4	Increasing General Mental Health of Rehabilitation Center Employees by Life Skills Training Dawood Hosseinzadeh, Dr Islamic Azad University, Saveh Branch, Iran
5	Therapist Self-Evaluation Instrument in Dramatherapeutic Process: A Pilot Study Ivana Listiakova, DrPalacky University in Olomouc, Czech Republic

The Changing Willow: An Expressive Arts Therapy Research Project in Special Education
Neha Bhat, Ms. -Gateway School of Mumbai, India

10TH SESSION PSYCHOLOGY, SOCIAL PSYCHOLOGY AND EDUCATIONAL PSYCHOLOGY

Chair: Asst. Prof. Dr. Khalid Abdallah Khalil

No	Title/ Presenter
1	'Why Didn't You Answer?': Patterns in Accepting and Declining Mobile Calls and Texts Charles Allen Scarboro, Prof. DrFatih University, Turkey
2	Rates of Anxiety and Depression among Higher Education Students in Libya Khalid Abdallah Khalil, Asst. Prof. DrFaculty of Medical Technology, Libya
3	Constructive Child-Rearing Practices, the Level of Schooling and Moral Development among a Group of Iranian (Shaahroodee) Mothers Zahra Hashemi, Asst. Prof. DrAlzahra University, Iran
4	In Which Social Situations Do You Decline a Call? Charles Allen Scarboro, Prof. DrFatih University, Turkey
5	The Liminality of Adolescence: Becoming an Adult from the Point of View of the Theory of the Rite of Passage Sylwia Jaskulska, DrAdam Mickiewicz University (Poznań), Poland
6	The Investigation of Causal Model of Educational and Emotional Resilience: Teacher as Social Context, Cognitive Emotion Regulation and Coping Strategies Zahra Hashemi, Asst. Prof. DrAlzahra University, Iran

11TH SESSION SOCIOLOGY AND SOCIAL PSYCHOLOGY

Chair: Dr. Andreja Sršen

No	Title/ Presenter
1	Social Reconstruction and Social Movements in Understandings of Civil Society in Croatia Andreja Sršen, DrUniversity of Zagreb, Croatia
2	Shifting Authenticity: Cultural Display of Traditional Hand Puppetry in Taiwan Wei-Ping Lee, MsIndiana University, United States

3	Social Impact of Thalassemia Major on Patients' Families Syed Hassan Raza, MrNational College of Business Administration & Economics (NCBA&E), Pakistan
4	Trends in Determinants of Entrance into the Academic Career: The Case of South Korea, 1980-2010 Keuntae Kim, Dr Duksung Women's University, Republic of Korea Jong Kil Kim, ProfDuksung Women's University, Republic of Korea
5	Big Data Analysis of Counselling Cases for Youth at Risk of Suicide Juhyoung Yoo, MsKorea Youth Counselling and Welfare Institute, The Republic of Korea
6	An European Society and Migration: The Challenge of Transcultural Diversity Jadranka Dujic Frlan, DrZagreb County, Croatia

12TH SESSION MEDIA AND SOCIOLOGY OF MEDIA

Chair: Dr. Noraini Abdullah

No	Title/ Presenter
1	Factors Relating Behavioural Patterns on Film Viewers in Malaysia Noraini Abdullah, DrUniversiti Malaysia Sabah, Malaysia
2	Consumption of Non-Local TV Broadcast and the Sustainability of Migrants' Identity: A Study of Migrants Respondents in Sabah, Malaysia Suhaimi Salleh, Mr. Universiti Malaysia Sabah, Malaysia
3	Science, Technology and Society: "Censorship in Social Media" Abdurrahman Masud, MrAKIJ Group, Bangladesh
4	Satisfaction Factors Related to Satellite TVRO Usage in Kota Kinabalu, Sabah, Malaysia Noraini Abdullah, DrUniversiti Malaysia Sabah, Malaysia
5	Cost vs. Quality of Service: A Study on Internet Users in Rural Sabah, Malaysia Suhaimi Salleh, Mr. Universiti Malaysia Sabah, Malaysia
6	<u>Digital Capitalism and New Communication Policies of Turkey</u> Meral Özçınar, Asst. Prof. Dr <i>Uşak University, Turkey</i>

2ND FEBRUARY 2015 POSTER SESSION

POSTER SESSION 1 EDUCATION AND HUMAN RIGHTS

No	Title/ Presenter
1	The Prevalence of Bullying among Middle School Students in Kuwait in Light of Some of the Variables Tagreed Hameed Alrefaie, DrCollege of Basic Education, Kuwait
2	Pedagogic Principles to Develop Design Student's Spatial Abilities in the Study Process Inguna Karlsone, MsUniversity of Latvia, Latvia
3	The Discriminative Effect of Meditation Program with Level of Shame Wansuk Gim, ProfAjou University, Korea Dohyun Park, MrAjou University, Korea Woojung Lee, MrAjou University, Korea
4	The Diary as a Tool of Critical Knowledge Production Marcia Sueli Schneider, Prof. DrFederal University Oftocantins, Brazil
5	The Methodological Analysis of the Sociology Teaching Program for Secondary Education in Turkey Onur Hayırlı, MrHacettepe University, Turkey
6	Examining the Human Rights in Terms of the Film of Straw Dogs Onur Hayırlı, MrHacettepe University, Turkey
7	The Importance of Children's Rights in Budgeting and Public Policy Madhabi, Sarkar, Ms. – Mindwise, India

3RD FEBRUARY 2015 ORAL SESSION

13TH SESSION ECONOMICS, BUSINESS AND MANAGEMENT

Chair: Asst. Prof. Dr. Semen Son Turan

No	Title/ Presenter
	Cost Effectiveness Analyses Models in the Defence System in Bulgaria

1	Venelin Krastev Terziev, Prof. DrUniversity of Agribusiness and Regional Development – Plovdiv, Bulgaria
2	Modelling Small Business Failures in Malaysia Nur Adiana Hiau Abdullah, Prof. DrUniversiti Utara Malaysia, Malaysia
3	An Analysis of E-Business Research Topics Semen Son Turan, Asst. Prof. DrMEF University, Turkey
4	The Safety and Environment Impacts on the Automobile Industry Employees' Working Conditions: A Case of Rayong Province Witthaya Mekhum, Asst. Prof. DrSuan Sunandha Rajabhat University, Thailand
5	Innovation and Other High Performance Work Practices for Organisational Improvement Wurim Ben Pam, DrFederal University, Dutsin-Ma, Katsina State, Nigeria

14TH SESSION ECONOMICS, FINANCE AND ACCOUNTING

Chair: Fatmir Mehmeti

No	Title/ Presenter
1	Political Exchange Risk in Taiwan Sung Pyo Chi, Prof. DrGangneung-Wonju National University, South Korea
2	How Do Turkish Banks Construct Their Identities: A Thematic Analysis Şirin Atakan Duman, Asst. Prof. Dr Turgut Özal University, Turkey
3	Location Determinants of Foreign Direct Investment in Libya Ibrahim Mohamed Ali Ahmouda, MrUniversity of Huddersfield, United Kingdom
4	The Quantitative Survey on Macroeconomic Determinants of Aggregate Credit Risk Ales Melecky, DrVSB-Technical University of Ostrava, Czech Republic
5	Internal Controls System and the Integrity of Bursary Units in Nigerian Universities Rasheed Olarewaju Oyedeji, MrLadoke Akintola University of Technology, Nigeria
6	Can Independent Directors Prevent Abusive Related Party Transactions? Hamezah Md Nor, MsUniversiti Kebangsaan Malaysia, Malaysia

15TH SESSION MARKETING, MANAGEMENT AND HUMAN RESOURCES

Chair: Prof. Job Nda Nmadu

No	Title/ Presenter
1	CRM Factors Assessment Using Analytic Hierarchy Process Marketa Zajarosova, DrVSB Technical University of Ostrava, Czech Republic
2	Farm Labour Supply and Utilization for Food Crop Production in Nigeria Job Nda Nmadu, ProfFederal University of Technology, Nigeria
3	Management of Creative Change for Improving Organizational Behavior on Respecting Time in Indonesia Muhammad Farras Muhadzdzib, MrBogor Agricultural University, Indonesia
4	Roles, Issues and Challenges of Village Institution for Rural Development in Malaysia Ani Ahmad, MsUniversity Putra Malaysia, Malaysia
5	"Taruna Mandiri" Based Agropreneurship as Solution to the Poverty's Problem of Small Farmers in Indonesia Sulai Siyah, MsBogor Agricultural University, Indonesia

16TH SESSION ACCOUNTING, HUMAN RESOURCES AND POLITICS (Session Language: Turkish) Chair: Asst. Prof. Dr.Fatma Gürses

No	Title/ Presenter
1	Numbers That Blur the Life: The Growth Myth in Economy News Kaan Taşbaşı, Asst. Prof. Dr Yeditepe University, Turkey
2	Cost- Profit Analysis under Activity Based Costing: A Case Study in a Counselling Center Hamide Özyürek, Asst. Prof. DrTurgut Özal University, Turkey
3	<u>Labor Force Planning in Local Governments: Computer Software and its Application</u> <u>Based on Workload Analyses</u> Özer Kestane, Dr. –DEU, İmyo, Turkey
4	A Critical Evaluation of Journalism Practices: "Soma Disaster" News Fatma Gürses, Asst. Prof. DrKastamonu University, Turkey

17TH SESSION NEW APPROACHES IN FOREIGN LANGUAGE EDUCATION, ESL/TESL

No	Title/ Presenter
1	The Significance of Overt Culture Teaching Classes in Boosting EFL Learners' Communicative Competence Fatima Zohra Belkhir ep. Benmostefa, MsTlemcen University, Algeria
2	What are the Academic and Psychological Challenges that Visually Impaired Students Face in Learning English as a Second Language at Sultan Qaboos University? Kawther Mohammed AlHousni, MsSultan Qaboos University, Oman
3	Transforming Ineffective Feedback of the Students to Effective Feedback: A Study on the Students of ENG091 and ENG101 of BIL at BRAC University Mohammad Akteruzzaman, MrBRAC University, Bangladesh
4	A Structural Analysis of the Writing Errors Committed by Foundation Students at Arab Open University, Oman Elnaz Valaei Bakhshayesh, MsArab Open University, Oman

18TH SESSION NEW TEACHING METHODS AND TEACHER TRAINING

Chair: Meryem Fati

No	Title/ Presenter
1	Generation Orchestra: Culture and Education in Student's Dispositions João Teixeira Lopes, ProfArts and Humanities Faculty of Oporto University, Portugal
2	Expert and Novice Teachers' Approaches to Problematic Pedagogical Classroom Situations Judit Orgoványi-Gajdos, MsEszterházy Károly College, Hungary
3	Omani Students' Perspectives on the Portfolio Sonia Achour, MsSultan Qaboos University, Oman
4	Thinking Locally and Working Globally Meryem Fati, MsFaculty of Education, Morocco
5	Song as Saga: Curriculum-based Songs for Learning Aniko Debreceny, MsCharles Darwin University, Australia

19TH SESSION EDUCATION, HISTORY, URBANISM AND LITERATURE (Session Language: Turkish) Chair: Prof. Dr. Ferit Uslu

No	Title/ Presenter
1	<u>Turkish Kindergarteners' Book Selection Decisions</u> Hüseyin Kotaman, Dr <i>Harran University, Turkey</i>
2	The Necessity of Visual Culture Training to Develop Aesthetic Perception on Individuals Who Takes Art Training Selma Karaahmet Balcı, MsOndokuz Mayıs University, Turkey Yudum Gündüz, MsOndokuz Mayıs University, Turkey
3	God Tešup and Hurrian Attributes Nursel Aslantürk, Dr100. Yıl University, Turkey
4	An Investigation on Gender Role Attainment in Children Literature through Kemalettin Tuğcu's Novels Esma Dumanlı Kadızade, Asst. Prof. DrMersin University, Turkey
5	Visual Preferences in Urban Scenes: Evaluation of Perception Change in the Trabzon City Elif Merve Alpak, MsKaradeniz Teknik University, Turkey

20TH SESSION RELIGIOUS EDUCATION AND EDUCATION OF RELIGION

Chair: Khoirul Zadid Taqwa

No	Title/ Presenter
1	Teaching Technique of Islamic Studies in Higher Learning Institutions for Non-Arabic Speakers: Experience of Faculty of Quranic and Sunnah Studies and Tamhidi Centre, Universiti Sains Islam Malaysia Mohammad Hikmat Shaker, DrUniversiti Sains Islam Malaysia, Malaysia
2	Integration of Al-Nagli and Al-Agli Knowledge in Education Curriculum: Experience of Faculty of Quranic and Sunah Studies, Universiti Sains Islam Malaysia Mohamed Akhiruddin Ibrahim, DrUniversiti Sains Islam Malaysia, Malaysia
3	The Effectiveness of Multimedia Courseware on Students' Comprehension of Tajweed and Recitation of Al-Quran Zabedah Aziz, MsUniversiti Sains Malaysia, Malaysia

Integration of the Multiple Intelligence Theory in Islamic Education Curriculum In

Matriculation Programme Ministry of Education Malaysia

Jaafar Bin Jamian, Mr. -Universiti Teknologi Malaysia, Malaysia

21ST SESSION ENVIROMENT AND URBANISM

Chair: Dr. Gonca Demir

No	Title/ Presenter
1	The Effects of Public Open Spaces to Double-Storey Housing Prices in Kuala Lumpur, Malaysia M. Zainora Asmawi, Assoc. Prof. DrInternational Islamic University Malaysia, Malaysia
2	The Relationships among Humanistic, Ego, and Ecocentric Views with Universal Life Values Hazura Ab Bakar, DrSEAMEO RECSAM, Malaysia
3	The Isolation and the Exclusion of the Poor During the Urban Transformation in Istanbul: Tarlabaşı Case Ece Ceylan Baba, Asst. Prof. DrBahçeşehir University, Turkey
4	Profound Ties: Nature- Environmental Psychology- Education Valentina-Mariana Manoiu, Assoc. Prof. DrUniversity of Bucharest, Romania
5	Solar Energy in the Context of the Education for Sustainable Development Adelina Sporea, DrNational Institute for Laser, Romania

22ND SESSION ENVIROMENT, GEOGRAPHY AND URBANISM

Chair: Dr. John Nickerson Wendel

No	Title/ Presenter
1	Language Endangerment and Language Ecologies John Nickerson Wendel, DrDokkyo University, Japan
2	Planning of Neighbourhood Park "Melody Park" As Green Open Space Based on Environment, Social, and Culture Nurul Surya Wandani, MrBogor Agricultural University, Indonesia
3	People Called Mumbai- Narratives In Mapping Nisha Nair-Gupta, Ms. Maharashtra, India
	Tehran Urban Spaces in "1001 Nights" and the 19th Century Illustrations (A

Comparative Study with Intertextuality Approach)
Maryam Lari, Asst. Prof. Dr. -Islamic Azad University, Islamshahr Branch, Iran

23RD SESSION JOURNALISM, ADVERTISING AND MEDIA (Session Language: Turkish)

Chair: Asst. Prof. Dr. Çağla Kubilay

No	Title/ Presenter
1	Relations Between News, Politics and Advertising: Discursive Construction of Benetton Commercials Fatma Gürses, Asst. Prof. DrKastamonu University, Turkey
2	The Change in Magazine Press in Turkey: The Problematic of Magazine Publishing in the Example of SES Magazine Mihalis Kuyucu, Asst. Prof. DrIstanbul Aydın Unversitesi, Turkey
3	A Research of Advertisements in Popular Youth Magazines Özlem Kükrer Aydın, MsAkdeniz University, Turkey
4	<u>Discussions on "Private Sphere" in Islamist-Conservative Press: A Comparative Analysis</u> Çağla Kubilay, Asst. Prof. DrAnkara University, Turkey

24TH SESSION LITERATURE, LINGUISTICS AND JOURNALISM

Chair: Prof. Dr. Ferit Uslu

No	Title/ Presenter
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2	Predictors of Severe Language Deficits with Clinical Implications in a Representative Sample of German Pre-School Children Eugen Zaretsky, DrUniversity Hospital of Frankfurt/ Main, Germany
3	Sociolinguistic Factors Influencing Language Development in German Preschoolers with Medical Issues in Three Follow-up Studies Eugen Zaretsky, DrUniversity Hospital of Frankfurt/ Main, Germany

4	The Role of the Suffix "it4 (T)" in the Expression of the Notion of Compulsion in Azerbaijani Language Leyla Yusifova, Ms. Azerbaijan National Academy of Sciences, Azerbaijan
5	Empowering Marginalized Learners through Critical Pedagogy: Learner Autonomy and Reading Skill in Focus Samaneh Azizmohammadi, MsUniversity of Zanjan, Iran
6	Politeness Strategy in Non Face to Face Web Exchange Concerning Medical Issues: Local Practices and National Recommendations Akiko Nojima, MsRitsumeikan University, Japan

25TH SESSION LITERATURE, FOLKLORE STUDIES AND MUSIC

Chair: Asst. Prof. Dr. Asu Perihan Karadut

No	Title/ Presenter
1	Turkish Folk Music Phonetic Notation Sytem/TFMPNS Characteristics of Standard/s-Musicolect/s: The Urfa Region Sample Gonca Demir, DrIstanbul Technical University, Turkey
2	The Crisis of Identity in Postcolonial Novel Saman Abdulqadir Hussein Dizayi, MrIstanbul Aydin University, Turkey
3	"Forty Melodic and Progressive Etudes for Violoncello Op. 31" Nos. 1-5, Methods of Practice Asu Perihan Karadut, Asst. Prof. DrAnadolu University, Turkey
4	Shakespeare's Views on Women Azhar Abdulhameed Al Jabri, MsSultan Qaboos University, Oman
5	Women as Appendages or Partners: An Alternative Perspective of Man-Woman Relationship in the Works of Bessie Head Ebere Nnenna Nweze, DrBotkyrka Folkhogskola, Sweden

26TH SESSION POLITICS AND POLITICAL HISTORY

Chair: Narmin Huseynli

No	Title/ Presenter
1	Revolution in Ukraine: US-Russian Opposition

	Narmin Huseynli, MsAzerbaijan University of Languages, Azerbaijan
2	The Initial Beginnings of the Iraqi National Nuclear Program: From the Foundation up to the Gulf War 1990 Ahmed Amir Haqi, MrKyushu University, Japan
3	USA Caucasus Policy (1992-2000 Years) Asgar Zeynalabdinov, MrAzerbaijan National Academy of Sciences, Azerbaijan
4	Azerbaijan-Iran Relations (1918-1920) Şəbnəm Yusifova, MsAzerbaijan National Academy of Sciences, Azerbaijan

27TH SESSION RELIGIOUS EDUCATION AND STUDIES ON RELIGION

Chair: Dr. Suraya Sintang

No	Title/ Presenter
1	Study on the Rational Factors of Choosing Islam as Alternative Lives Suraya Sintang, DrUniversiti Malaysia Sabah, Malaysia
2	Multimedia Design Principles in Developing Virtual Reality Learning Application to Increase Students' Knowledge in Islamic Funeral Rites Awaatif Ahmad, MsUniversiti Sains Malaysia, Malaysia
3	Baitulmal Management During the Reign of Caliph Umar Ibn Abdul Aziz Radieah Mohd Nor, DrUniversiti Sains Malaysia, Malaysia
4	Effect of Traditional, Blended, E-learning on Student' Attitudes in a Course on Islamic Culture (57+) Ali AlQahtani, Asst. Prof. DrUmm Al-Qura University, Saudi Arabia
5	Prohibition to Use Identified Islamic Words and Expressions by Non-Muslims in Brunei Darussalam and Malaysia: A Constitutional Perspective Mohd Altaf Hussain Ahangar, Prof. DrSultan Sharif Ali Islamic University, Brunei Darussalam
6	Halal Assurance Mechanisms in Halal Industry: An Appraisal on Its Effectiveness towards Continuous Halal Assurance and the Way Forward Siti Noradibah Md Zain, MsUniversiti Sains Islam Malaysia, Malaysia

28TH SESSION LAW AND CULTUREL STUDIES

Chair: Dr. Muzaffar Syah Mallow

No	Title/ Presenter
1	Juvenile Delinquency in Malaysia: Current Issues and Promising Approaches Muzaffar Syah Mallow, DrUniversiti Sains Islam Malaysia (USIM), Malaysia
2	Prevention of Human Trafficking: A Study on Malaysia's Anti-Trafficking in Persons and Anti-Smuggling of Migrants Act 2007 Zuraini Ab Hamid, MsInternational Islamic University Malaysia, Malaysia
3	Property Right on Occupied Territories of Georgia Marika Arevadze, MsUniversity of Georgia / NGO "Young Barristers", Georgia
4	Women after Arab Spring from Oppressed Culture to Depression Expectations Iman Noureldin Elshamy, Asst. Prof. DrCairo University, Egypt Amany Massoud El Hedeny, ProfCairo University, Egypt
5	Managing Organized Leisure Activities among Youth: Policy Implementation from State to School Mawarni Mohamed, DrMARA University of Technology, Malaysia

3RD FEBRUARY 2015 POSTER SESSIONS

POSTER SESSION 2 ECONOMICS, MARKETING AND MANAGEMENT

No	Title/ Presenter
1	The Interaction between Text and Image Narrative on Online Handmade Product Presentation Chan-Li Lin, Asst. Prof. DrNational Taipei University of Education, Taiwan
2	The Effects of A Workshop on Career Self-Efficacy and Intentions to Pursue Chan-Li Lin, Asst. Prof. DrNational Taipei University of Education, Taiwan
3	The Effect of Self-Disclosure on Social Capital and Well-Being Miok Kwon, Prof. DrYeungnam University, Republic of Korea
4	The Impact of Financial Performance on the Quality of Public Services Bahri Beshir Hyseni, MrPE "Iber-Lepenc", Kosovo

5	Impact of Economic and Financial Crisis in Kosovo Businesses and Measures Undertaken by the Government Skender Muharrem Hasani, ProfKosovo
6	Impact and Importance of Internal Audit in Successful Management of the Enterprise Fatmir Mehmeti, MrAudit Company "ETIKA", Republic of Kosovo

POSTER SESSION 3 POLITICS, CULTURE, ART AND HISTORY

No	Title/ Presenter
1	The Semiotic Dimension of Some of the Functional and Aesthetic Values of the Women's Costumes in Modern Eras Safia Saroukh, Prof. DrUniversity of Alexandria, Egypt
2	Environmental Psychology and School: A Literature Review Ricardo Lana Pinheiro, MrUniversidade de São Paulo, Brazil
3	Weather Preferences and Tourism Raphael Carvalho Aranha, ProfFaculty of Tourism, Hospitality and Gastronomy of Sao Paulo, Brazil
4	Turkey's European Union Membership Dilemma in the Context of Member State Preferences and Rationalist Institutionalism Buket Ökten, Ms Ankara University, Turkey
5	Ethnicity and Religion: Key Indicators in Nigeria's Electoral System Olakunle Olowojolu, MrLandmark University, Nigeria
6	Senses Produced with Children from Movements of Struggle for Land about the Relation Between Childhood and Politics Regiane Sbroion de Carvalho, MsUniversidade de São Paulo, Brazil
7	Developing Programs Based on Maqasid Sharia by Islamic Microfinance Institution to Support Financial Inclusion Khoirul Zadid Taqwa, MrUniversitas Airlangga, Indonesia

VIRTUAL SESSIONS

SESSION: EDUCATION AND RELATED FIELDS

Name	Paper Title
Maria Gkountouma, MsOpen University Of Cyprus, Greece Maria Kouklatzidou, DrUniversity of Aegean, Greece	Interactive Storytelling on Environmental Issues
Ghassan Farouq J Bati, MrUmm Al-Qura University, Saudi Arabia	Teaching Cyber-Physical Systems Using MIT App Inventor 2
Nadera Boukhatem, DrAbou Bakr Belkaid University, Algeria	The Challenges of Using ICT in Algeria
Nadera Boukhatem, DrAbou Bakr Belkaid University, Algeria	Educational Technology And Mobile Learning
Suhaily Abdullah, MsUniversiti Teknologi MARA, Malaysia	Self-Reflection: A Point of an Uphill Departure
Bruno Mahon, MrMahidol University International College,Thailand	Study and Internships Abroad: Tools to Develop the French Section of a Thai University
Svetlana Timina, DrShih Chien university Kaohsiung Campus, Taiwan	Causes of English Speaking Anxiety among Taiwanese University Students
Enkeleda Jata, MsEuropean University of Tirana, Albania	Intercultural Competence a New Challenge for English Learners
Aseel Ibrahim Bin Salamah, MsAddar Group, Saudi Arabia	The Impact of a Program Based on Virtual Classes on the Development of English Reading Skills among Female Students at the College of Languages and Translation, KSU
Bilal Yıldırım, MrKahramanmaraş Sütçü İmam Üniversity, Turkey	A Review on Attitudes of Science Teachers Related to National Parks in Turkey
Mark Ogar Omu, DrFederal College of Education, Obudu Cross River State, Nigeria	The Demand and Supply of Teachers in Cross River State – Nigeria

PavelSvoboda, Dr Palacky University, Czech Republic	The Diagnosis of Mathematical Difficulties by Using Numeric Table
Oldřich Müller, Asst. Prof. DrPalacký University Olomouc, Czech Republic	<u>Diagnostic Value and Efficiency of</u> <u>Expressively-Formative Interventions Applied</u> <u>at Senior Citizens with Dementia</u>
Burcu Berikan, Ms Gazi University, Turkey	Instructional Systems Development (ISD): Improving applicable ISD model for the purpose of Instructional Design for Technology Enhanced Learning Environment in Preschool Education
Burcu Berikan, MsGazi University, Turkey	Using Social Media in Education: Pinterest as an Example
Silviya Ivanova Filkova, MsMedikal College of Medical University " Prof. Paraskev Stoyanov", Bulgaria	Legal Basis and Motivation for Selection of Speciality - Study among First-Year Students in the Medical College - City of Varna
lakovos Mastrogiannis, MrDemocritus University of Thrace, Greece	Inducement of Cognitive Conflict in the Teaching of Games Tactics in Physical Education
Tomoko Arikawa, Prof. Dr <i>Osaka University,</i> Japan	Research Culture and Graduate Education: Dynamic Interactions from International Students' Perspectives
Sunday Nnamani, DrFederal University Ndufu- Alike, Nigeria	Functional Local Government System in Nigeria: A Panacea for the Sustainable Management of Universal Basic Education (UBE)
Sunday Nnamani, DrFederal University Ndufu- Alike,Nigeria	Partnership in Education: Refocusing Primary Education in Nigeria to Meet the Challenges of the 21st Century
Megat Khalid Puteri Zarina, DrUNIKL MIMET, Malaysia	The Effects of Concept Mapping on Matriculation Students' Essay Writing Performance
Harison M. Sidek, Assoc. Prof. Dr <i>Universiti</i> Sains Islam, Malaysia	An Analysis of a Secondary School EFL Reading Curriculum: Types of Reading Tasks
Harison M. Sidek, Assoc. Prof. Dr <i>Universiti</i>	A Cross-Linguistics Analysis of the Roles of

<u>Linguistic Knowledge on Reading</u> <u>Comprehension Performance</u>

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Ahmet Tayfur Akcan, MrNamık Kemal University, Turkey	The Relationship between Public, Private Sectors and Growth: The Case of Turkey
Ahmet Tayfur Akcan, MrNamık Kemai University, Turkey	Congress Tourism in Turkey and an Application Congress Hotel in Istanbul
lskandar Hasan Tan Abdullah, DrUniversity Technology MARA Kelantan, Malaysia	Market Place and Corporate Social Responsibility Activities on British American Tobacco Company in Malaysia
Natalie Jane McKenna, MsRMIT University, Australia	Impression Management Tactics Used by Women and Men in the Workplace: Are They Really Different

SESSION: POLITICS AND HISTORY

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Miranda Çili, MsEuropean University of Tirana, Albania	Women Communication in Albanian Politics from 2005 and in Following Years
Modupe Bosede Ake, DrLandmark University Omu Aran, Nigeria	The Nigeria Public Service Reforms of 1999- 2007: A Panacea for Federal Staff Motivation
Bahattin Demirtaş, Asst. Prof. Dr. – <i>Gazi University, Turkey</i>	Turkey-Jordan Relations in the Face of Middle Eastern Developments 1923-1980)

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Judit Csakvari, DrNational Institute for Family and Social Policy Eotvos Lorand University, Hungary Szilvia Cs. Ferenczi, Ms. –National Institute for Family and Social Policy, Hungary	Vulnerability and Resilience in Early Childhood Intervention
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PREVENTION OF HUMAN TRAFFICKING: A STUDY ON MALAYSIA'S ANTI-TRAFFICKING IN PERSONS AND ANTI-SMUGGLING OF MIGRANTS ACT 2007

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Abstract

United Nations Universal Declaration of Human Rights 1948 and Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children are the two core international conventions that have found the inclusion of human trafficking issue into international relations. Both of the international written documents have provided excellent guidelines to their state members in combating the heinous crime. In that context, the later has outlined "3P" paradigm to combat human trafficking where the major concern is given to prevent the crime, protect the victims and prosecute the perpetrators. Among the three, the prevention of human trafficking becomes the key component of the paradigm which practically is conducted through various public awareness campaigns, strengthening corporation between government and non-governmental organizations and implementation of laws. The campaign will acknowledge the issue, educate public to identify the vulnerable victims for trafficking and warn the migrant about the risk of their migration to the foreign countries. Then, a strong corporation between the parties will enhance the success. However, nobody can deny the power of laws, which can restrain an individual from committing any offence. Therefore, this paper provides legal analyses to determine whether the Malaysia's legal response through its Anti-Trafficking in Persons and Anti-Smuggling of Migrants Act 2007 is in compliance with the international paradigm. This paper discloses that the Act has shown its capability in preventing the crime. However, an extensive effort could be taken in order to strengthen the paradigm of prevention in the Act where a greater priority should be given to the protection of the victim and enforcement of the Act itself.

Keywords: Human trafficking, prevention, Malaysia, Anti-Trafficking in Persons and Anti-Smuggling of Migrants Act 2007.

1 INTRODUCTION

Human trafficking issue has gained a serious attention from the world at large only in the late 1990s. Since that, many anti-trafficking attempts have been made at international and national levels to fight the crime which include the adopting of international framework into states national legislations. The adoption of the United Nations Trafficking Protocol to Prevent Suppress and Punish Trafficking in Persons, Especially Women and Children (Trafficking Protocol) in 2000 is often referred to as a milestone in this regard.

The Trafficking Protocol is one of three protocols to the Convention against Transnational Organized Crime (Palermo Convention) which have been introduced in 2000. The convention has become the leading international instrument in the fight against transnational organized crime and has entered into force since 29 September 2003. The Convention imposed the states parties to strengthen their efforts against transnational organized crime. Article 4 of the Trafficking Protocol states that "This Protocol shall apply, except as otherwise stated herein, to the prevention, investigation and prosecution of the offences established in accordance with Article 5 of this Protocol, where those offences are transnational in nature and involve an organized criminal group, as well as to the protection of victims of such offences".

Malaysia has ratified the Palermo Convention on 24 September 2004 though until now Malaysia is only an accession party to the Trafficking Protocol. However, the existence of various efforts by the government of Malaysia in combating the crime such as the introduction of Anti-Trafficking in Persons and Anti-Smuggling of Migrants Act 2007 (ATIPSOM 2007) and National Action Plan have shown Malaysia's intention to accede the Trafficking Protocol within the near future. Malaysia's action of signing the ASEAN Declaration against Trafficking in Persons Particularly Women and Children on 29 November 2004 in Vientiane, Laos has shown Malaysia's commitment as ASEAN member to curb the crime, thus lead Malaysia to ratify the

protocol. In preparing itself to ratify the protocol, Malaysia should put extra efforts to comply with the need of the protocol.

The Trafficking Protocol has introduced a 'formula' approach which is known as "3P" paradigm which aims to prevent human trafficking, protect the victim and prosecute the perpetrator. In this context, the first "P" which aims to prevent the crime has become the principal paradigm. Therefore, this article will carefully examine whether Malaysia's legal response through it ATIPSOM 2007 has fulfilled the needs of the formula. To achieve this, the Act will be closely studied. This article aims to illuminate the strengths of the Act and to highlight avenues to improve the Act that may lead to legislative reform.

2 ANTI-TRAFFICKING IN PERSONS AND ANTI-SMUGGLING OF MIGRANTS ACT 2007

In Malaysia, the supreme law of the land is the Federal Constitution. However, the Constitution is not clearly expressing the provision related to the trafficking. Before the introduction of the principal Act, the enforcement bodies in Malaysia mainly relied on provisions provided in Penal Code [Act 574], Child Act 2001 and Immigration Act 1959/1963 which lack of human trafficking offence. This situation has urged the Malaysian government to introduce ATISPOM 2007 in response to the international efforts and the reports provided by the Trafficking in Persons by U.S Government since 2001 until now. The pass of the Act by Malaysia's House of Representatives on 10 May 2007 has brought a new light and hope to Malaysia where it will be a significant tool to affect anti-trafficking reforms. The main source of reference for the Act is based on the Trafficking Protocol and the Protocol against the Smuggling of Migrants by Land, Sea and Air.

2.1 The Application of Prevention Principle

The enactment of the Act is a manifestation of the Malaysia's determination to tackle human trafficking issues by having a specific legislation encompassing aspects of prevention, prosecution, care and protection to address the crime of trafficking. The prevention principle is portrayed on the nature of the Act itself where:

2.1.1 Prevention by having a wide scope of application

Human trafficking is a transnational organized crime which across the border of many countries. They are global in reach where the members of a syndicate might consist of individuals or groups around the worlds. They might expand their business and criminal markets internally and externally. They continue to branch out beyond their traditional parameters by extending their business to new geographic areas as long as there is an opportunity to generate profit. To prevent the crime, the nature of jurisdiction should also extend across the transborder. Therefore, ATIPSOM 2007 has widen its scope of application where it applies to the offences conducted either inside or outside Malaysia, regardless of the nationality or citizenship of the offender. The Act is applicable whether Malaysia is the receiving or transit country, or whether the exploitation occurs in Malaysia, and whether the receiving or transit country is a foreign country but the trafficking in persons starts or transits in Malaysia.

2.1.2 Prevention of Crime by Having "Open Form" of Exploitation

ATIPSOM 2007 has set out a few forms of exploitation which include sexual exploitation, forced labour or services, slavery or any practice similar to slavery, servitude, any illegal activity or the removal of human organs on its first introduction. In defining the exploitation, Malaysia has taken a step further by introducing the open form of exploitation of "any illegal activities". The open definition has allowed the prosecution to interpret the crime, thus prosecute the traffickers for a new form of exploitation which might exist in future without going through a complex procedure for a reformation.

2.1.3 Prevention of Crime by Punishing All the Potential Perpetrators

A syndicate of human trafficking may consist more than three members existing for a period of time and acts. Their concern is for committing one or more serious crime. The criminal activities running in the syndicate may be in multiple forms. As for human trafficking, the syndicate includes running other business such as human smuggling, drugs and weapons. This syndicate might be linked to the terrorist group or engaged with pirates. A syndicate from China may have a link with a syndicate at Malaysia and Australia. For example, a victim might be recruited by a syndicate in China, transiting in Malaysia by smuggle, and sold for prostitution in Australia. Therefore, the Act has provide consideration to various offences which have links to each other such as the act of transiting, trafficking and recruiting the trafficking victim.

2.1.4 The Prevention through Severe Punishment

The U.S. State Department recommends that the state members should provide at least a maximum of four (4) years' imprisonments, with comparatively longer sentences based on the severity of their actions. In Australia, the offences relating to trafficking in children will carry to a maximum penalty of twenty five (25) years' imprisonment.

As for Malaysia, it provides a maximum life imprisonment of twenty (20) years and fine of RM1 million for the trafficking offence committed in the ATIPSOM 2007. The prosecution successful rate will be one of the criteria that will be looked by the U. S Department in determining the Tier level of the countries in TIP report. The prosecution becomes an indispensable element of the state members to fight the trafficking as what have been set forth in Palermo Convention and TVPA. In this situation, Malaysia has shown its modest overall progress where the number of cases in the investigation and prosecution has increased from 2008 to 2013. Most of the accused persons have received significant punishment for the offence committed under the Act.

There are a few numbers of offences which are frequently committed in Malaysia. They are related to Section 12, Section 13, Section 14, Section 15, and Section 19. All of the punishments can be up to fifteen (15) and twenty (20) years' imprisonment. The punishments provided has shown that ATIPSOM 2007 has fulfilled international standard as what has been recommended by the U. S Department.

2.1.5 Prevention of Crime through Supplemented Acts to ATIPSOM 2007

In some situations, the trafficking case will be investigated together with or under supplemented Acts which including Immigration Act 1959/63 [Act 155], Malaysian Maritime Enforcement Agency Act 2004 [Act 633], Customs Act 1967 [Act 235], Evidence Act 1950 [Act 56], Court of Judicature Act 1964 [Act 91], Child Act 2001 [Act 611], Penal Code [Act 574], or Prevention of Crime Act 1950 [Act 297]. These supplemented Acts are available in the situations where:

- i) The accused person is a foreign citizen. Therefore, his status in Malaysia must be investigated in accordance with Immigration Act 1959/63.
- ii) The offence committed in ATIPSOM 2007 is committed together with other offence in supplemented Acts.
- iii) The offence which are not governed or proven under the principal Act, but the offence might contributes to trafficking crime or has been committed under the supplemented Acts.

The existence of these supplemented Acts have supported the ATIPSOM 2007 in preventing human trafficking and other criminal acts which leads to the crime or committed outside the trafficking offence. As in the case of Siti Rasyidah, the learned judge found that the offence was proven under Section 56 (1) (d) of the Immigration Act 1959/63 instead of under Section 12 or 14 of the ATIPSOM 2007 after the prosecution failed to prove the element of "exploitation". The conviction and sentence of original charges were struck out and the accused were convicted with Section 56 (1) (d) of the Immigration Act 1959/63 for harbouring illegal immigrant in the premise.

In addition, laws in labour, migrants, partnership and enforcement in Malaysia also have been enhancing the country in combating the trafficking issues. For example, there is a case where the victim is forced to work more than eight (8) hours per day while he works five (5) days per week or no rest day per week are given. As in Malaysia, the act is against the Malaysia Employment Act 1955 and is totally prohibited. Both foreign workers and local citizens should have equal rights where an employer is required to provide salary and benefits package similar to the domestic workers.

Besides, Malaysia has strengthened their laws by having a strict border control on the mainland and coastal areas to prevent any irregular movement entering Malaysia. In this case, the suspect will be subjected to an investigation if the enforcement found that he has committed a criminal act regardless whether he has legal document to enter Malaysia. This power of investigation is entrusted to five (5) enforcement bodies in Malaysia such as Royal Malaysian Police.

2.1.6 Prevention of Crime by Protecting the Victims against the Perpetrators

The prevention of crime through laws requires a big commitment from the victims since their testimony will

help the government to prosecute the perpetrator, thus preventing the crime. Therefore, the standard of proof for the offences committed such as under Section 12 and 14 of ATIPSOM 2007 does not require the victim as a legal immigrant or vice versa. He has the same position with the foreign national who legally enters Malaysia with proper travel documentation and masquerade as tourist or student. In this case, he will be regarded as a victim if it is proved that the committing of the offence is resulted from his exploitation. Only the trafficker will be investigated or charged for the offence committed under the Act. Furthermore, Section 16 of the Act stated that the consent of the victim to be exploited will not be a defense for the accused person for the offence committed under Section 12, 13, and 14 of the Act.

Section 25 further gives immunity to the trafficked victim from any criminal prosecution for his illegality being in Malaysia without any legal document. If the victim is identified as an informer, he will be protected under Section 26 of the Act where his name, address and identity will be concealed, unless the court found that his identity need to be revealed after given some considerations.

Judges in Malaysia suggested that the Act will be more beneficial if the purpose can be served as guidance for the Magistrates since it is regarded as a new enforcement. Even though "the principal duty of a court is to give effect to the intention of the legislature as expressed in the words used by it and no outside consideration can be called in to find that intention", but "for this purpose the court may look to the reasons which led to the passing of the enactment in order to properly gather the intention." (See N.S. Bindra's Interpretation of Statutes, Eight Edition, m.s. 428).

Based on this opinion, it is proved that the purpose of introduction of the Act in which one of them is to prevent the crime should be given priority. Therefore, the protection of victim by the government will contribute to the prevention of crime.

2.1.7 Prevention through Compulsory Enforcement of ATIPSOM 2007 by Enforcement Bodies

An excellent implementation of the laws of human trafficking is one of the important benchmark for enforcement officers in determining their success in combating the crime. The responsibility to combat human trafficking has been entrusted to five (5) enforcement bodies in Malaysia which the Royal Malaysian Police is handling a majority number of the trafficking cases. The other bodies are the Immigration Department, the Customs Department, the Malaysia Maritime Enforcement Agency and the Department of Labour. Their roles as enforcement officers for human trafficking case are verified by Section 2 of ATIPSOM 2007.

There are few responsibilities of the officers embodied in the ATIPSOM 2007. They are responsible to investigate the case, to ensure the smooth running of the case from the day which a report of trafficking offence is lodged till the end of day which the case is dissolved. This responsibility includes to save and protect any potential exploited victim. Prompt action should be taken once they received information, complaint or report regarding the victimisation.

All the five (5) enforcemenet bodies have established their own special units to handle the human trafficking cases. The members of the units are those who can be regarded as the experts and knowledgeable persons in the trafficking cases. Other than enforcing Malaysia legal framework on human trafficking, they are also focusing on having extensive training, cooperation, meeting and utilisation of latest technologies. In 2013, it has been reported that (248) government officers from Royal Malaysian Police, Maritime, Immigration and Labour Department received specialized training related to anti-trafficking. Besides, more than (500) enforcement officers attended numerous additional trainings in the year. All the five (5) bodies have good cooperations in sharing of manpower, knowledge and expertise. These are among the examples showing their commitment in combating human trafficking issues as required by the ATIPSOM 2007.

3 CONCLUSION

The discussion has shown that Malaysia has capability in preventing human trafficking through its legal framework. Its legislative and policy have been proven to be very effective tools in preventingting the crime and they have empowered the enforcement officers in taking action to combat the issue which has threatened the world security. However, there is still a need a further research and improvement in Malaysia legal framework. For example, the absent definition in ATIPSOM 2007 on the forms of exploitation has caused hardship to enforcemment officers and prosecution in understanding the crime. In most of the cases,

they need to cross-refer to other legislation. This has led them to have their own interpretation which might be erroneous. The officer from the Labour Department of Malaysia would refer to the definition given by International Law Organization in Forced Labour Convention, 1930 (No. 29) in defining "forced labour". As for the prosecution, they would interpret the Act by referring to the other law books or Malaysia Interpretation Act 1948 and 1967. In regards to this,, Australia is more advance than Malaysia. This is resulted from a comment in TIP report in 2012 which has urged for some amendments to Australia's legislation to ensure the trafficking crimes are defined in all forms of trafficking in line with UN TIP Protocol 2000. Australia has introduced its Crimes Legislation Amendment (Slavery, Slavery-like Conditions and People Trafficking) 2013 which amended the Criminal Code Act 1995 by inserting separate offences relating to forced labour, forced marriage, organ trafficking and harbouring a victim. Some definitions on a few forms of human trafficking are given in the Act itself including "slavery" and "forced labour".

Besides, just by having a good legal framework is insufficient without a strong coordination and action among the enforcement bodies. The prevention approach in the Act is seem not effectively prevent the crime when the latest TIP report 2014 produced on 20 June 2014 has downgraded Malaysia to Tier 3 from the previous standing of the Tier 2 Watch List for its failure in complying with Trafficking Victims Protection Act of 2000 minimum standard. Malaysia now is not in an ideal position which it is facing sanction from the U.S government where the latter may withhold or withdraw non-humanitarian and non-trade-related foreign assistance to Malaysia. The reports further detailed out that the major criteria which contribute to Malaysia's position in Tier 3 in 2014 are due to its laws and policy with regards to trafficking victim and ineffectiveness of enforcement officers in combating the crime. In response to that, Malaysia should not totally depending on its prevention laws but the attention also must be given to the protection of trafficking victims and law enforcement to enhance Malaysia's position in TIP report, thus curbing the heinous crime.

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