

Resource leaflet on Anti Human Trafficking

ମାନବ ଚାଲଣ ପ୍ରତିରୋଧ
ସୂଚନା ପୁସ୍ତିକା



Compiled by

**State Resource Center for Women
Women & Child Development Department
Govt of Odisha**



ରାଜ୍ୟ ମହିଳା ସମ୍ବଳ କେନ୍ଦ୍ର
ମହିଳା ଓ ଶିଶୁ ବିକାଶ ବିଭାଗ
ଓଡ଼ିଶା ସରକାର



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ଜାନୁଆରୀ ୨୦୧୬

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Acts (ଆଇନ୍)

- The Immoral Traffic (Prevention) Act, 1956
- The Prevention of Immoral Traffic (Orissa) Rules, 1959
- Bonded Labour system abolition act 1976
- The Indecent Representation of Women (Prohibition) Act, 1986
- The Indecent Representation of Women (Prohibition) Rules, 1987
- Transplantation of Human Organs Act, 1994.
- The Transplantation of Human Organs Rules, 1995
- The Transplantation of Human Rules - 2008 (GSR 571(E), dt.31-7-2008)
- The Juvenile Justice (Care And Protection Of Children) Act, 2015
- The Protection of Children from Sexual Offences Act, 2012
- The Prohibition of Child Marriage Act, 2006
- The Orissa Prohibition of Child Marriage rules, 2009
- The Child Labour (Prohibition & Regulation) Amendment Act 1986
- The Child Labour (Prohibition & Regulation) Rules 1988
- The Child Labour (Prohibition & Regulation) Rules 1994
- Young Persons (Harmful Publications) Act, 1956

Indian Penal Code (ଭାରତୀୟ ପିନାଲ କୋଡ୍)

Sl.No	Section	Offence	Punishment
1.	327	Voluntarily causing hurt to extort property or to constrain to do anything which is illegal or which may facilitate the commission of an offence.	Imprisonment for 10 years and fine
2.	329	Voluntarily causing grievous hurt to extort property, or a valuable security or to constrain to do anything which is illegal, or which may facilitate the commission of an offence.	Imprisonment for life, or imprisonment for 10 years and fine
3.	339	Wrongful restraint	
4.	340	Wrongful confinement.	
5.	341	Wrongfully restraining any person	Simple imprisonment for 1 month, or fine of 500 rupees, or both.
6.	342	Wrongfully confining any person.	Imprisonment for 1 year, or fine of 1,000 rupees or both.
7.	350	Criminal force	
8.	351	Assault	
9.	352	Punishment for assault or criminal force otherwise than on grave provocation	Imprisonment for 3 months, or fine of 500 rupees, or both.
10.	354	Assault or use of criminal force to woman with intent to outrage her modesty	Imprisonment for 1 year which may extend to 5 years, and with fine.
11.	360	Kidnapping from India	
12.	361	Kidnapping from lawful guardianship	
13.	362	Abduction	
14.	363	Kidnapping	Imprisonment for 7 years and fine.
15.	364A	Kidnapping for ransom, etc.	Death or imprisonment for life and fine.
16.	365	Kidnapping or abducting with intent secretly and wrongfully to confine person	Imprisonment for 7 years and fine.
17.	366	Kidnapping or abducting a woman to compel her marriage or to cause her defilement, etc.	Imprisonment for 10 years and fine.
18.	366A	Procurator of minor girl	Imprisonment for 10 years and fine.
19.	366B	Importation of girl from foreign country	Imprisonment for 10 years and fine.
20.	367	Kidnapping or abducting in order to subject person to grievous hurt, slavery, etc.	Imprisonment for 10 years and fine.
21.	368	Concealing or keeping in confinement, a kidnapped person.	Punishment for kidnapping or abduction.
22.	369	Kidnapping or abducting a child with intent to take property from the person of such child.	Imprisonment for 7 years and fine.

Sl.No	Section	Offence	Punishment
23.	370	Trafficking of person	Imprisonment of not less than 7 years but which may extend to 10 years and with fine.
		Trafficking of more than one person	Imprisonment of not less than 10 years but which may extend to imprisonment for life and with fine.
		Trafficking of a minor.	Imprisonment of not less than 10 years but which may extend to imprisonment for life and with fine.
		Trafficking of more than one minor.	Imprisonment of not less than 14 years but which may extend to imprisonment for life and with fine.
		Person convicted of offence of trafficking of minor on more than one occasion.	Imprisonment for life which shall mean the remainder of that person's natural life and with fine.
		Public servant or a police officer involved in trafficking of minor	Imprisonment for life which shall mean the remainder of that person's natural life and with fine.
24.	370A	Exploitation of a trafficked child.	Imprisonment of not less than 5 years but which may extend to 7 years with fine.
25.	372	Selling or letting to hire a minor for purposes of prostitution, etc.	Imprisonment for 10 years and fine.
26.	373	Buying or obtaining possession of a minor for the same purposes.	Imprisonment for 10 years and fine.
27.	374	Unlawful compulsory labour	Imprisonment for 1 year or fine, or both.
28.	375	Rape	
28.	376	Rape	Rigorous imprisonment of not less than 7 years but which may extended to imprisonment for life and with fine.
29.	376	Rape by a police officer or a public servant or member of armed forces or a person being on the management or on the staff of jail, remand home or other places of custody or women's or children's institution or by a person on the management or on the staff of a hospital, and rape committed by a person in a position of trust or authority towards the person raped or by a near relative of the person raped.	Rigorous imprisonment of not less than 10 years but which may extend to imprisonment for life which shall mean the remainder of that person's natural life and with fine.
30	377	Unnatural offences	Imprisonment for life, or imprisonment for 10 years and fine.

Sl.No	Section	Offence	Punishment
31	499	Defamation	
32.	500	Deformation against the president or the Vice-President or the Governor of a State or Administrator of a Union Territory or a Minister in respect of his conduct in the discharge of public functions when instituted upon a complaint made by the public prosecutor.	Simple imprisonment for 2 years or fine or both.
		Deformation in any other case.	Simple imprisonment for 2 years or fine or both.
33.	506	Criminal intimidation	Imprisonment for 2 years, or fine or both.
		If threats be to cause death or grievous hurt, etc.	Imprisonment for 7 years, or fine or both.
34.	509	Uttering any word or making any gesture intended to insult the modesty of a women, etc Trafficking of person 1. Whoever for the purpose of exploitation a. recruits, b. transport, c. harbours, d. transfers, or e. receives a person or persons by first using threats, or secondly using force or any other form of coercion or thirdly by abduction or fourthly by practicing fraud or deception or fifthly by abuse or power or sixthly by inducement including the giving or receiving of payments or benefits in order to achieve the consent of any person having control over the person recruited, transported, harboured, transferred or received, commits the offence of trafficking.	Simple imprisonment for 3 years and fine.
		The expression exploitation shall include any act of physical exploitation or any form of sexual exploitation, slavery or practices similar to slavery, servitude or forced removal of organs.	
		The consent of the victim is immaterial in the determination of the offence of trafficking.	

Anti trafficking Policy for Government of Odisha : 22171-V-CUP-misc-6/2009 dated 21st December 2009 which was further amended on 25th July 2014.

(ଓଡ଼ିଶା ସରକାରଙ୍କର ମାନବ ଗୁଳାଣ ପ୍ରତିରୋଧ ନୀତି)

State Level Coordination Committee on Combating Trafficking of Women & Children:

- Chief Secretary, Odisha : Chairperson
- Development Commissioner cum Addl Chief Secretary : Vice Chairperson
- Principal Secretary, Home Department
- Principal Secretary, Health & Family Welfare department
- Commissioner-cum-Secretary, School & Mass Education Department
- Commission cum Secretay, Labour & ESI Department
- Commissioner-cum-Secretary, Women & Child Development Department
- Chairperson, State Commission for Women
- Chairperson, State Social Welfare Board
- Additional D.G (Police), Human Rights Protection Cell , Cuttack
- Additional D.G of Police, CID Crime branch, Odisha
- I.G (Crime), Cuttack, Odisha
- DG & IG (Police), Odisha, Cuttack
- D.I.G & Additional Chief Commissioner, East Coast Railway Reserve Police Force, BBSR
- MD, Odisha Livelihood Mission
- State Chief, UNICEF
- Representative, SRCW
- Director, Women Studies, Vani Vihar, Bhubaneswar
- CEO, Open Learning System
- PD, State AIDS Cell, BBSR
- MD, Mahila Vikas Samabaya Nigam
- Asha Hans, Sansriti, Bhubaneswar
- Secretary, RSSO
- Deputy Secretary, in charge Mahila Sishu Desk

District Level Committee

District Collector : Chairperson

District Social Welfare Officer : Convenor

Members

Superintendent of Police

Project Director, DRDA

Chief District Medical Officer

Chairperson/ Member - CWC

District Welfare Officer

Member Secretary, District legal Service Authority

Circle Inspector of Schools

DSP in charge of IAHTU (related to the district)

District Labour Officer

District Child Protection Officer

NGO representative (preferable running Ujjawal/ Swadhar)

WSHG DLF President/ Secretary

Integrated Anti Human Trafficking Units (IAHTUs)

(ସମନ୍ୱିତ ମାନବ ଗୁଲ୍ମଣ ପ୍ରତିରୋଧ କେନ୍ଦ୍ର)

- The mandate of IAHTUs are :
 - Ensuring focused attention in dealing with offences of human trafficking.
 - Providing a multi-disciplinary approach and a joint response by all stakeholders such as Government, police, prosecutors, NGOs, civil society and media.
 - Bring about inter-departmental collaboration among the police and all other Government agencies and Departments, such as Women and Child Development, Labour, Health, etc.
 - Network and work in close coordination with the Child Welfare Committee on cases of rescue and rehabilitation of child victims of trafficking.
 - Bring about effective networking among various civil society partners, especially those working on specialized aspects of anti human trafficking.
 - Ensuring a human rights approach in the response systems.
 - Ensuring a victim-centric approach which takes into account the best interest of the victim/survivor and prevents secondary victimisation/re-victimisation of the victim.
 - Ensuring a gender sensitive and child rights sensitive approach in dealing with the victims.
 - Ensuring an 'organised crime' perspective in dealing with trafficking crimes.
 - Ensuring timely prosecution of the perpetrators/offenders.

Sl.No.	DISTRICTS	Name of Officers (In-Charge)	Contact Number
1	CID, CB, Odisha, Cuttack	Inspr. Mamata Rani Panda ASI Dillip Kumar Singh WC PravatNalini Das WCSubhashree Rout	M. No. 9937580434 Office Ph. No.0671-2306314
2	DCP, Bhubaneswar	Dy.S.P.TapaswiniAruk SI Suchismita Das SI Prafulla Kumar Das WC Gitarani Swain WC Minati Dalai	M. No. 9437260678
3	DCP, Cuttack	Hav. SmrutiranjanaMohanty Inspr. Sujata Jena SI SusantaBehera ASI Arun Kumar Jena WCBanalata Swain	M. No. 9439103177
4	Cuttack	Dy.S.P. Kishore Kumar Dongayat Inspr. Arati Mishra SI SnehalataMohanty SI GayatriMallick WCSasmita Rout Const.Tagar Ray WCMinakumariSahu WC PanchasilaSahu WCManasidandapat ConstBibhutiBhushanBehera	M. No. 9437022537

Sl.No.	DISTRICTS	Name of Officers (In-Charge)	Contact Number
5	Jagatsinghpur	Inspr. SaraswatiSatpathy, WSI Gitanjali Panda SIMahendra Ku. Sahani WC RadharaniMallick	M. No. 9438125936
6	Jajpur	Inspr. ArpitaKhatua SI GitanjaliNayak SI P.K Sahu	M. No. 9439585600
7	Kendrapara	Dy.S.P. (Hdqr.) Satya Narayan Das ASI SricharanMohanty Const. Kishore Ch. Nayak	M. No. 9438384255 9437378500 9439147464
8	Puri	Dy.S.P.Rabindra Kumar Rout WSI KabitaSahoo SI BamdebSwain ConstSukanta Swain WCSubhasmita Das	M. No. 9437322799
9	Nayagarh	Inspr. Pradeep Das	M. No. 9438447633
10	Khurda	Inspr. BansidharDehury	M. No. 8908347900
11	Balasure	Dy.S.P. Amaresh Kumar Panda SI Ashok Kumar Nayak SI MandakiniMahanta ConstSubala Kumar Nayak WCRasmiRekhaBhoi	M. No. 9437225389

Sl.No.	DISTRICTS	Name of Officers (In-Charge)	Contact Number
12	Bhadrak	Dy.S.PSudhakar Jena SI DurgaCharanMohanty ASI Pradeep Kumar Nayak (NGO "Asiana" attached)	M. No. 9437092360 9437238290
13	Mayurbhanj	Inspr. AlokRanjan Ray SI Bandana Debi WCRekhahMohanta	M. No. 9777683722 9556566819
14	Sambalpur	Dy.S.P. M.R Pradhan SI SunitiLataPanigrahi SI PreetiManjariMenduli WC AlakaSahoo WCLabangalataSahu	M. No. 9437327666
15	Bargarh	Inspr.LalitaLakra ASIRadheshyam Bag ASI Chitaranjan Das	M. No. 9437244241
16	Deogarh	Inspr.AmulyaPunamLakra SI S.K Panda	M. No. 8763098424
17	Jharsuguda	Dy.S.PMarinusMinz ConstSukeshMohanty	M. No. 9437208872
18	Dhenkanal	Inspr.SasmitaBarik ASI JayakrushnaMishra ConstUmakantaMahakud	M. No. 9437843399
19	Angul	Dy S.P.BijayaRanjanKerketa Inspr. Udit Narayan Pani SI Ram ChandraSatpathy ConstSusil Kumar Misra WC SukantiSahu ConstSusil Kumar Panigrahi	M. No. 9438100312 9437237430
20	Bolangir	Inspr.Subas Chandra Rayaguru Const Madhab Bhati (NGO "Swadhara Home" attached)	M. No. 9437188431
21	Sonepur	Inspr.SangitaMohapatra, SI Tapas Kumar Bhoi SI JagabandhuAngaria WCSushamaDalei	M. No. 9437837065
22	Ganjam	Dy.S.PKarunakarPanigrahi SI Bhagirathi Prusty ASI Krishna Chandra Behera ASI Bikash Chandra Singh Const K. Sankarrao Const K Gobardhan Reddy WC KantimalaSahoo WC BinodiniBehera	M. No. 9437036171 9937479721 9861477420
23	Gajapati	Inspr.JyotshnaKaunri SI Gopal KrishnaAgupatra WCSwarnalata Patra	M. No. 9439134686 8895771515 9439805040
25	Berhampur	Dy.S.PDibakar Singh SI HaribandhuNayak SI Pravakar Swain	M. No. 9437358912
26	Kandhamal	Dy.S.PGouriSankar Dash Inspr.KandarpasenNayak WC Ambika Pradhan WC BijulibatiMallick	M. No. 9437165275 9438282133

Sl.No.	DISTRICTS	Name of Officers (In-Charge)	Contact Number
27	Boudh	Inspr. Pradipta Kumar Choudhury SI B.K Barik WSI GouriMallick Const Pradeep Kumar Mohapatra	M. No. 9439556262 9438281932 7504401370
28	Koraput	Dy.S.PNarahariNayak, InsprPramilaBidika S.I Bijayalaxmi Panda (NGO "Sobha" attached)	M. No. 9437186333 9437904912
29	Nawarangpur	Inspr. ChandramaniMallick SI Siba Prasad Majhi	M. No. 8456846953
30	Rayagada	Inspr. Bata Krushna Mishra, Inspr. BindulataNayak ASI DhanurjayakHilo WCJyotshnaraniMishra Const. Pradeep Bidika	M. No. 9437319141 9437508654
31	Malkangiri	Inspr. Sumitra Jena SI KuniSabar ASI Narayan Majhi ConstSurendraHantala ConstSurendra Pradhan Const Fakir Khara WC PandriMadhi NGO "Paribartan" attached)	M. No. 9438769227
32	Kalahandi	Dy.S.PDukhabandhu Pradhan ASI B.K.Pradhan ASI J J Bag Const Sunil Pradhan WC PramilaSahu WC Tulabati Singh	M. No. 9437288121
33	Nuapada	Inspr.BishnuNayak, SI Urmila Lakra	M. No. 8455975434
34	Sundargarh	Dy.S.P.Subudha Kumar Mallick Inspr. Amrita NandiniMohanty ASI BinodiniNayak WC Susmita Patel WC SanjuktaBarsatia WC PremalataBhol WC Tolabati Tandia WC SarojiniTirki	M. No. 9437198625 9437368108 9861594994
35	Keonjhar	Inspr. HaramaniBaskey WC Sujata Jena (NGO "Tadasha" attached)	M. No. 9438372326
36	Rourkela	DSP Kailash Chandra Nayak ASI LibiyaGudia ASI madan Mohan Nayak WCKalyaniBehera	M. No. 9437166186
37	GRP Cuttack	SI Lili Samantaray, Const.Bodi Rani Biswal, WC Gitishree Das	M. No. 9658703852 9861825574
38	GRP Rourkela	Inspr.BabitaTripathy ASI PadmanavDash ConstAbhaya Chandra Patel	M. No. 9437056628 9938633413

Care and Protection of children (ଶିଶୁ ମାନଙ୍କର ଯତ୍ନ ଓ ସୁରକ୍ଷା)

- Odisha State Child Protection Society (OSCPs) and District Child Protection Unit (DCPU) is functioning in the state and district level to address issues of child protection.
- Block Level Child Protection Committee (BLPC) and Panchayat Level Child Protection Committee (PLPC) are in place to look after the issues in block level as well as panchayat level.
- Childline (1098), a 24 hour emergency phone help line service for children in distress, is functional in 14 districts for immediate rescue of children in need of care and protection.
- Child Welfare Committee (CWCs) are functional in all 30 districts to take care of the child related issues.
- A web portal named Track Child Portal is initiated which is maintaining a real time data of all missing children.
- A detailed protocol has been issued for rescue, repatriation and rehabilitation for the missed and trafficked children.

Police circulars (ପୋଲିସ୍ ସାର୍କୁଲାର୍)

- CB Circular No 12/2012 regarding Protection of Children from Sexual Offences Act, 2012
- Police Circular No. 336/2013 regarding Women and Child Cells , Helpline and Protection PCR Vans
- Police circular No. 338/2013 on Prompt investigation and prosecution of crime against women .
- Police Circular Order No. 343/2013 regarding Standard Operating Procedure (SOP) for investigation of crime against women.

IG of Police CID, CB has been designated as State Nodal Officer on Human Trafficking for exchange of information, intelligence and co-ordination with other State/UTs.

Nodal officer at Delhi (ଦିଲ୍ଲୀରେ ଯୋଗାଯୋଗ)

- Nodal officer designated at the office of the Principal Resident Commissioner, New Delhi
- Dedicated Help line (011- 2379002)
- Email : rc.odisha@gmail.com

Odisha Victim compensation scheme (ଓଡ଼ିଶା ଶତ୍ରୁପୁରଣ ଯୋଜନା)

- Odisha victim compensation scheme (run by District Legal Service Authority) - compensate for loss or injury causing severe mental agony to women and child victims in case of human trafficking (Rs 10,000)

Trafficking indicators (ରୁଲ୍‌ସ ଚିହ୍ନିବେ କିପରି?)

- Is the victim in possession of identification and travel documents. If not, who has control of the documents?
- Was the victim recruited for one purpose and forced to engaged in some other job?
- Was the victim forced to perform sexual acts?
- Does the victim have freedom of movement?
- Has the victim or family been threatened with harm if the victim attempts to escape?
- Has the victim been harmed or deprived of food, water, sleep, medical care or other life necessities?
- Can the victim freely contact friends or family?
- Is the victim a minor?

Ujjawala Homes (ଉଜ୍ଜ୍ୱଳା ଗୃହ)

Sl. No.	Name & Address of the Organisation	Area of operation	Location of P&R Home	Date of Commencement of the Project
1.	Arun Institute of Rural Affairs, Awakhola, Po-Karamul, Via- Mahimagadi, Dhenkanal, Odisha 759014	Dhenkanal	Smt. Jayashree Pattnaik, R/O Borapada P.O./Dist : Dhenkanal Odisha	05.10.2008
2.	Nikhila Utkal Harijan Adivasi Seva Sangha, S/2-138, Niladri Vihar, Bhubaneswar, Odisha-751021	Bhadrak	Shri Sibaram, R/O Baguria P.O. Madhab Nagar District Bhadrak, Odisha	05.10.2008
3.	Bhairabi Club, Kurumpada P.O. - Hadapada, Khurda, Odisha-752018	Khurda	Bhairabi Club, Kurumpada, P.O.- Hadapada, Khurda, Odisha-752018	01.11.2008
4.	Rural Development Action Cell Tulsichaura, .O.-Baripada Dist- Mayurbhanj, Odisha	Mayurbhanj	Shri Lambadhar Bindhani, At-Chhancha, PO/PS- Baripada Dist- Mayurbhanj, Odisha	01.11.2008
5.	Maharishi Dayananda Service Mission Anand Nagar, Kathagada, P.O./Dist- Dhenkanal, Odisha - 759001	Angul	Shri Byamokesh Satapathy, R/O At- Turanga, PO - P.T.C., Dist-Angul, Odisha	10.12.2008
6.	People's Forum, HIG 44, Dharma Vihar Khandagiri, Bhubaneswar, Odisha	Khurda	Shri gourisankakr Mohapatra R/O Plot No. GKV/43, Home Shanti Home Tankapani Road Bhubaneswar, Odisha	27.02.2009
7.	Nilachal Seva Pratisthan, Dayavihar (Kanas), Puri, Odisha - 752017	Puri	Shri Subhash Chandra Pradhan Principal Dayavihar College Dayavihar (Kanas) Dist. Puri, Odisha	07.09.2009
8.	Association for Voluntary Action At - Dampur, PO-Berboi Dist- Sundargarh	Sundargarh	Sri Nata Kishore Mishra At- Sundergarh College PO- College Road Dist-Sundargarh, Odisha	03.03.2011
9.	Urban cum Rural Development Society Maruti Bhavan, New Colony, At- Sambalpur, PO-Bentkar, Dist-Cuttack, Odisha	Cuttack	Sri Saroj Kuar Ray, S/o. Late Gangadhara Ray, At-Sabalpur PO-Bentakar, PS-Sadar Dist-Cuttack-754112, Odisha	26.4.2011
10.	Gangadhar Yubak Sangha (GYS) At/PO- Mandar Bagichha Pada Bhawanipatna, Dist- Kalahandi Odisha	Kalahandi	Labangalata Nagi, W/o. Ashok Kumar Nagi, Badadurbagichapara Bhawanipatna, Dist- Kalahandi, Odisha	7.7.2011

Sl. No.	Name & Address of the Organisation	Area of operation	Location of P&R Home	Date of Commencement of the Project
11.	Arun Institute of Rural Affairs, Awakhola, PO-Karamul Via-Mahimagadi, Dhenkanal Odisha-759014	Sambalpur	Shri Amit Kumar Pati, S/o. Sisir Kumar Patil At/PO- Modipara Dist-Sambalpur, Odisha	30.11.2011
12.	Gandhian Institute of Technical Advancement (GITA) At-Jagannathpur, PO-Naindipur Via- Garadpur, Dist-Kendrapara Odisha	Korapur	Shri Ganesh Behera Ashok Nagar, At/PO- Lamtapur Dist- Koraput, Odisha	2.2.2012 (for 25 inmates)
13.	Jeevan Jyoti Club for Social Welfare and Rural Development At- Mahadia, PO- Belapada, Via- Gadasila, Dist.- Dhenkanal Odisha	Deogarh	Smt. Geetanjali Pradhan W/o. Sri Pankaj Kumar Pradhan, At- Mahuldiha Sahi (Ward No.11) PO/PS/Dist-Deogarh, Odisha	6.3.2012 (for 25 inmates)
14.	Kalyan (Centre for Advocacy & Counselling), At- Priyadarshini Talkies Road, Kacheri Chowk, PO/Dist- Balanagir, Odisha	Balangir	Sri Arabinda Samantaray, Thikadar Para, Balangir Town, PO/Dist- Balanagir, Odisha	23.3.2012 (for 25 inmates)
15.	Radhakrushana Club Durga Bazar, PO/Dist-Jagatsinghpur Odisha	Jagatsinghpur	Sri Purna Chandra Malla, Village - Makundapur, PO/PS/Dist-Jagatsinghpur Odisha	27.6.2012

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State Resource Center for Women

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