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2021 Findings on the Worst Forms of Child Labor: Iraq

Minimal Advancement - Efforts Made but Continued Practice that Delayed Advancement

In 2021, Iraq made minimal advancement in efforts to eliminate the worst forms of child labor. The Ministry of Labor and Social Affairs launched a campaign with the International Labor Organization to raise awareness about child labor among students, families, and employers in sectors in which child labor is present. However, despite new initiatives to address child labor, Iraq is assessed as having made only minimal advancement because it continued to implement a practice that delays advancement to eliminate child labor. During the reporting period, Iraqi and Kurdistan Regional Government authorities may have inappropriately detained or punished children allegedly affiliated with ISIS—some of whom were victims of forcible recruitment and use. Children in Iraq are subjected to the worst forms of child labor, including in commercial sexual exploitation, sometimes as a result of human trafficking, and in forced begging. The government did not provide information on its labor or criminal law enforcement efforts for inclusion in this report. It also continues to lack social programs that focus on assisting children involved in the worst forms of child labor.

I. Prevalence and Sectoral Distribution of Child Labor

Children in Iraq are subjected to the worst forms of child labor, including in commercial sexual exploitation, sometimes as a result of human trafficking, and in forced begging. (1-4) Household surveys, such as the 2018 Multiple Indicator Cluster Survey (MICS) administered in Iraq, are not designed to capture the labor performed by IDPs living in camps and, therefore, do not capture the children within this population who are involved in child labor. Table 1 provides key indicators on children's work and education in Iraq. Data on some of these indicators are not available from the sources used in this report.

Children	Related Entity	Age	Percent
Working (% and population)		5 to 14	4.8 (Unavailable
Attending School (%)		5 to 14	78.4
Combining Work and School (%)		7 to 14	4.2
Primary Completion Rate (%)			Unavailable

Table 1. Statistics on Children's Work and Education

Primary completion rate was unavailable from UNESCO Institute for Statistics, 2022. (5)

Source for all other data: International Labor Organization's analysis of statistics from Multiple Indicator Cluster Survey 6 (MICS 6), 2018. (6)

Based on a review of available information, Table 2 provides an overview of children's work by sector and activity.

Sector/Industry	Related Entity	Activity
Agriculture		Farming, including the production of dairy products (7,8)
		Fishing, activities unknown (7)
Industry		Construction† (9)
		Making bricks, including transporting bricks and working in kilns (3,7,10)

Working in factories, producing glass, household cleaners, paint, steel, garments and textiles, perfume, electrical materials, and recycling plastic (3,10)

Services

Street work, including selling goods, pushing carts, cleaning cars, and begging (3,11-15)

Working at gas stations† and auto repair and other shops (3)

Working in landfills, scavenging and collecting garbage† and scrap metal (10,13,16)

Domestic work (3)

Working in hotels, restaurants, bars, nightclubs, † and brothels (3,11,12)

Categorical Worst Forms of Child Labor‡

Use in illicit activities, including cross-border smuggling and drug and weapons trafficking, sometimes as a result of human trafficking (3,4,7,11,12,17,18)

Forced domestic work (3)

Forced begging (2,4,7,19,20,21)

Commercial sexual exploitation, sometimes as a result of human trafficking (1-4,7,19-21)

Table 2. Overview of Children's Work by Sector and Activity

† Determined by national law or regulation as hazardous and, as such, relevant to Article 3(d) of ILO C. 182.

‡ Child labor understood as the worst forms of child labor per se under Article 3(a)–(c) of ILO C. 182.

Throughout the country, some girls are subjected to commercial sexual exploitation through temporary marriages, including girls living in IDP camps. (17,23) Iranian-backed Popular Mobilization Forces (PMF)-affiliated militias Asaib Ahl al-Haq (AAH) and Harakat Hezbollah al-Nujaba (HHN) profit from and protect "marriage offices" operated by clerics who facilitate commercial sexual exploitation of children through temporary marriages. (2,17,20) Syrian girls from refugee camps in the Kurdistan region were sometimes forced into early or temporary marriages with Iraqi or other refugee men; some Kurdistan Regional Government (KRG) authorities allegedly ignored —or accepted bribes to ignore— such cases, including those in which girls were sold multiple times. (17) Research found that women and girls in IDP camps whose family members have alleged ties to ISIS endure a complex system of sexual exploitation, sex trafficking, and abuse by armed actors residing in the camps, security and military officials, and camp personnel controlling access to humanitarian assistance and services. (19)

Children in Iraq face numerous barriers to education, including displacement, the lack of local schools, the use of schools as shelters by IDPs, costs of transportation and school supplies, and lack of sufficient educational facilities. (7,9,12) Sources report severe teacher shortages in Sinjar district as the result of teachers being displaced. (7) Insufficient access to transportation and destruction of schools during the conflict with ISIS also continue to limit access to education; according to UNICEF, over half of the schools in Iraq require repairs. (7) In addition, children of parents whose marriages were considered to be informal due to the woman being a minor, some displaced persons and refugees, and some children with suspected ties to ISIS lack identification documents required for school enrollment. (7,25,26) As of March 2021, 1.34 million people remained internally displaced with poor access to education, with 2.6 million children in need of humanitarian assistance. (27)

Displaced children and refugee children are especially vulnerable to educational barriers, including the cost of transportation and school supplies, lack of documentation, host community children being given priority for classroom seats, and vulnerability to COVID-19 pandemic-related school closures due to reduced access to mobile devices, the Internet, and parental support. (7) Secondary and higher education systems sometimes refuse to accept students who previously studied at schools that used the Latin rather than Arabic alphabet; many of these students drop out as a result. (7) Children with special needs had limited access to education due to a lack of specialized teachers and school infrastructure. (7) UNICEF reports that, while almost 92 percent of children enroll in primary schools, only half of children from economically disadvantaged families complete primary school and less than a quarter complete secondary education. (28)

II. Legal Framework for Child Labor

Iraq has ratified all key international conventions concerning child labor (Table 3).

Convention	Related Entity	Ratification
ILO C. 138, Minimum Age		✓
ILO C. 182, Worst Forms of Child Labor		\checkmark
UN CRC		√
UN CRC Optional Protocol on Armed Conflict		✓
UN CRC Optional Protocol on the Sale of Children, Child Prostitution and Child Pornography	n	✓
Palermo Protocol on Trafficking in Persons		✓

Table 3. Ratification of International Conventions on Child Labor

The government has established laws and regulations related to child labor (Table 4). However, gaps exist in Iraq's and the KRG's legal framework to adequately protect children from the worst forms of child labor, including the prohibition of child trafficking.

Standard	Related Entity	Meets International Standards	Age	Legislation
Minimum Age for Work	Iraq	Yes	15	Article 7 of the 2015 Labor Law (29)
	Kurdistan Region	Yes	15	Article 90.1 of the 1987 Labor Law (30)
Minimum Age for Hazardous Work	Iraq	Yes	18	Article 95 of the 2015 Labor Law (29)
	Kurdistan Region	Yes	18	Articles 90.2 and 91.1 of the 1987 Labor Law (30)
ldentification of Hazardous Occupations or Activities Prohibited for Children	Iraq	Yes		Articles 95 and 98 of the 2015 Labor Law; Ministry of Labor's Instruction 19 of 1987 (29,31)
	Kurdistan Region	Yes		Article 91.2 of the 1987 Labor Law; Ministry of Labor's Instruction 19 of 1987 (30,31)
Prohibition of Forced Labor	Iraq	Yes		Articles 9 and 11.2 of the 2015 Labor Law (29)
	Kurdistan Region	Yes		Articles 91.3(a), 91.4, and 97 of the 1987 Labor Law; Articles 1 and 6 of the Law to Combat Human Trafficking (30,32)
Prohibition of Child Trafficking	Iraq	No		Articles 1 and 6 of the Law to Combat Human Trafficking (32)
	Kurdistan Region	No		Articles 91.3(a), 91.4, and 97 of the 1987 Labor Law; Articles 1 and 6 of the Law to Combat Human Trafficking (30,32)

Prohibition of Commercial Sexual Exploitation of Children		No		Articles 399 and 403 of the Penal Code (33)
	Kurdistan Region	Yes		Articles 91.3(b), 91.4, and 97 of the 1987 Labor Law (30)
Prohibition of Using Children in Illicit Activities	Iraq	No		
	Kurdistan Region	Yes		Articles 91.3(c), 91.4, and 97 of the 1987 Labor Law (30)
Minimum Age for Voluntary State Military Recruitment	lraq and Kurdistan Region	Yes	18	Section 6(2) of the CPA Order 22 (34)
Prohibition of Compulsory Recruitment of Children by (State) Military	Iraq and Kurdistan	N/A*		
Prohibition of Military Recruitment by Non- state Armed Groups	lraq and Kurdistan Region	No		
Compulsory Education Age	Iraq	No	12‡	Articles 8.1.1 and 11.1 of the Education Law; Article 1.3 of the Law on Compulsory Education (35,36)
	Kurdistan Region	Yes	15	Articles 6 and 10 of the Kurdistan Regional Government Ministry of Education Law (37)
Free Public Education	Iraq	Yes		Article 34.2 of the Constitution; Article 9 of the Education Law (35,38)
	Kurdistan Region	Yes		Article 10 of the Kurdistan Regional Government Ministry of Education Law (37)

Table 4. Laws and Regulations on Child Labor

- * Country has no conscription (34)
- ‡ Age calculated based on available information (35,36)

Article 117 of the Constitution of Iraq recognizes Kurdistan, which comprises the provinces of Dohuk, Erbil, Sulaimaniya, and Halabja, as a federal region. (38-41) Article 121 grants the Kurdistan Region the right to exercise legislative, executive, and judicial powers. (38) The Iraqi Kurdistan Parliament must endorse any laws that the Government of Iraq passed after 1991 for such laws to enter into force in the Iraqi Kurdistan Region. (39-41)

In Iraq, Article 1 of the Law to Combat Human Trafficking requires force, fraud, or coercion to be present as an element to constitute the crime of child sex trafficking, which is inconsistent with international standards, including Article 3 of the Palermo Protocol. (32) The Iraqi Kurdistan Parliament endorsed the Iraqi Law to Combat Human Trafficking, which means the operative human trafficking standard in the Kurdistan Region is also not in compliance with international standards. (42)

Iraq's laws do not prohibit the use of children in prostitution and do not clearly prohibit the use, procuring, and offering of children for the production of pornography or pornographic performances. (33) Moreover, under the Iraqi Education Law and under the Law on Compulsory Education, children are required to attend primary school for only 6 years, which is typically up to age 12. (35,36) This leaves children ages 12 to 15 particularly vulnerable to child labor, because they are not required to be in school, yet they are not legally permitted to work.

The government has established institutional mechanisms for the enforcement of laws and regulations on child labor (Table 5). However, gaps exist within the operations of enforcement agencies that may hinder adequate enforcement of their child labor laws.

Organization/Agency	Related Entity	Role
Ministry of Labor and Social Affairs (MOLSA)	Iraq	Enforces child labor laws and regulations through its Child Labor Unit. (12) Conducts research on child labor through its Childhood Welfare Authority. Receives complaints of child labor cases. (12)
Kurdistan Regional Government's Ministry of Labor and Social Affairs (KMOLSA)	Kurdistan	Enforces child labor laws and regulations in the Iraqi Kurdistan Region. Police units of the KRG's Ministry of Interior (KMOI) play a supporting role in the daily activities of KMOLSA. (12)
Ministry of Interior (MOI)	Iraq	Enforces criminal laws on the worst forms of child labor. Collaborates with MOLSA, the Iraqi Industries Federation, and the Confederation of Trade Unions to conduct inspection campaigns. (12) Maintains a hotline for victims of human trafficking, with calls routed directly to the Ministry's Anti-Trafficking Directorate. (12)
Kurdistan Regional Government's Ministry of Interior (KMOI)	KIIrdistan	Investigates cases of commercial sexual exploitation and human trafficking. (12) Includes a Counter Trafficking Directorate within KMOI. (42)

Table 5. Agencies Responsible for Child Labor Law Enforcement

Labor Law Enforcement

In 2021, labor law enforcement agencies in Iraq took actions to address child labor (Table 6). However, gaps exist within the operations of the Ministry of Labor and Social Affairs (MOLSA) and the KRG's Ministry of Labor and Social Affairs (KMOLSA) that may hinder adequate labor law enforcement, including an insufficient number of labor inspectors.

Overview of Labor Law Enforcement	Related Entity	2020	2021
Labor Inspectorate Funding		Unknown	Unknown (3)
Number of Labor Inspectors		Unknown	Unknown (3)
Mechanism to Assess Civil Penalties		Yes (29)	Yes (29)
Initial Training for New Labor Inspectors		No (7)	Yes (3)
Training on New Laws Related to Child Labor		N/A	N/A
Refresher Courses Provided		No (7)	Yes (3)
Number of Labor Inspections Conducted		Unknown	Unknown (3)
Number Conducted at Worksite		Unknown	Unknown (3)
Number of Child Labor Violations Found		Unknown	Unknown (3)
Number of Child Labor Violations for Which Penalties Were Imposed	2	Unknown	Unknown (3)

Number of Child Labor Penalties Imposed that Were Collected	Unknown	Unknown (3)
Routine Inspections Conducted	Yes (7)	Unknown (3)
Routine Inspections Targeted	Yes (7)	Unknown (3)
Unannounced Inspections Permitted	Yes (29)	Yes (29)
Unannounced Inspections Conducted Unknown		
Complaint Mechanism Exists	Yes (7)	Yes (3)
Reciprocal Referral Mechanism Exists Between Labor Authorities and Social Services	Yes (7)	Yes (3)

Table 6. Labor Law Enforcement Efforts Related to Child Labor

In August 2021, the director of MOLSA's Child Labor Unit publicly reported that the Ministry carried out 20 inspection visits per month on average in its efforts to expose and enforce child labor violations, and its teams recorded 70 child labor violations in the first half of 2021. (3) All 70 cases resulted in a fine, temporary shutdown, or full shutdown of the workplace. (43) However, MOLSA officials stated that enforcement of child labor laws remains weak and ineffective. (3)

Sources indicate that, during the reporting period, KMOLSA and the KRG's Ministry of Interior (KMOI) were responsive to complaints of child labor in the Kurdistan region but would only conduct child labor inspections in response to a complaint. (3)

Although the number of labor inspectors is unknown, research indicates that the number of labor inspectors is likely insufficient for the size of Iraq and the Kurdistan Region's workforce, which includes over 10.7 million workers. According to the ILO's technical advice of a ratio approaching 1 inspector for every 15,000 workers in developing economies, Iraq and the KRG would need to employ roughly 715 labor inspectors. (3,44)

When inspectors identify child labor violations, they can issue warnings and instructions, or refer cases to court. (45) KMOLSA indicated that funding is insufficient to carry out its duties. (7)

The government did not provide information on its labor law enforcement efforts for inclusion in this report.

Criminal Law Enforcement

In 2021, criminal law enforcement agencies in Iraq took actions to address child labor (Table 7). However, gaps exist within the operations of the criminal enforcement agencies that may hinder adequate criminal law enforcement, including prosecution planning.

Overview of Criminal Law Enforcement	Related Entity	2020	2021
Initial Training for New Criminal Investigators		Unknown	Unknown (3)
Training on New Laws Related to the Worst Forms of Child Labor		N/A	N/A
Refresher Courses Provided		Unknown	Unknown (3)
Number of Investigations		Unknown	Unknown (3)
Number of Violations Found		Unknown	Unknown (3)

Number of Prosecutions Initiated	Unknown (3)
Number of Convictions	Unknown (3)
Imposed Penalties for Violations Related to the Worst Forms of Child Labor	Unknown (3)
Reciprocal Referral Mechanism Exists Between Criminal Authorities and Social Services	Yes (7) Yes (3)

Table 7. Criminal Law Enforcement Efforts Related to Child Labor

In 2021, authorities may have inappropriately detained or punished children allegedly affiliated with ISIS—some of whom were victims of forcible recruitment and use by armed groups. (17, 24,46-49)

Although the Ministry of Interior (MOI) reported that it investigated 12 police officers for involvement in sex trafficking, research indicates that security and camp management personnel in IDP camps continue to be complicit in the sexual exploitation and trafficking of girls. (3,4) The government did not investigate or hold anyone criminally accountable for allegations of unlawful recruitment and use of child soldiers. (17,21) Some victims of human trafficking, including children who were forcibly recruited and used, are punished for unlawful acts their traffickers compelled them to commit. (17,41,55) Research indicates that children are sentenced to up to 8 years in prison for prostitution, rather than being treated as victims of trafficking or commercial sexual exploitation of children. (43) In addition, an NGO reported that police occasionally detained children engaged in street begging and kept them in custody before releasing them; police did not screen these children as possible victims of human trafficking or refer them to appropriate protection services. (11,17)

The government did not provide information on its criminal law enforcement efforts for inclusion in this report.

IV. Coordination of Government Efforts on Child Labor

The government has established mechanisms to coordinate its efforts to address child labor (Table 8). However, gaps exist that hinder the effective coordination of efforts to address child labor, including lack of coordination among agencies to effectively process cases of children suspected of having ties with ISIS or children who are victims of human trafficking.

Coordinating Body	Related Entity	Role & Description
IntermMinisterial Committee on Child Labor	Iraq	Coordinates overall government efforts to address child labor, researches policies regarding child labor, and designs and manages projects. Members include representatives from MOLSA and four other ministries. (11) Active in 2021. (3)
Central Committee to Combat Trafficking in Persons (CCCT)	Iraq	Oversees the implementation of the Law to Combat Human Trafficking and serves as the national coordinating body on human trafficking. Led by MOI, and includes representatives from five ministries, KMOI, and two other state entities. (11,50) Active in 2021. (4)
Interministerial Committee on Trafficking in Persons	Kurdistan Region	Makes recommendations on implementing the KRG's Anti-Trafficking in Persons Law. Headed by the Director General of the <i>Divan</i> at the Ministry of Interior, it also includes 17 members from several ministries and services. (20) The Interministerial Committee on Trafficking in Persons met at least once in 2021. (43)
KRG Council of Ministers	Kurdistan Region	Coordinates KMOI and KMOLSA actions on child labor in the Iraqi Kurdistan Region through the KRG Council of Ministers. (11) Research was unable to determine whether the KRG Council of Ministers was active during the reporting period.

KRG High Committee Kurdistan on Human Trafficking Region

Led by KMOI and includes representatives of KMOLSA and 17 government ministries. (4,11) Specific activities are unknown. (51) Research was unable to determine whether the KRG High Committee on Human Trafficking was active during the reporting period.

Table 8. Key Mechanisms to Coordinate Government Efforts on Child Labor

V. Government Policies on Child Labor

The government has established policies related to child labor (Table 9). However, policy gaps exist that hinder efforts to address child labor, including covering all worst forms of child labor.

Policy	Related Entity	Description
Child Protection Policy (2017– 2022)	Iraq	Outlines a comprehensive approach to addressing child protection, including addressing child labor through prevention, protection, and rehabilitation programs, such as a poverty alleviation initiative and educational and mental health services. Includes a component to provide rehabilitation and reintegration activities for children previously engaged in armed conflict and children who experienced trauma during the period of ISIS occupation. (12,52) The policy does not specifically cover other worst forms of child labor present in Iraq, including forced begging and commercial sexual exploitation. (52) Research was unable to determine whether activities were undertaken to implement this policy during the reporting period.
National Plan on Combating Human Trafficking in Iraq	Iraq	Aims to address human trafficking by outlining steps to be taken by authorities represented on the CCCT. Focuses on prevention, protection, prosecution, and regional and international cooperation and includes considerations for child victims. (53) Active in 2021. (21)

Table 9. Key Policies Related to Child Labor

Research was unable to identify any child labor policies in the Kurdistan Region. (3)

VI. Social Programs to Address Child Labor

In 2021, the government funded and participated in programs that include the goal of eliminating child labor (Table 10). However, gaps exist in these social programs, including the inadequacy of programs to address the full scope of the problem.

Program	Related Entity	Description
Informal Education†	Iraq	Government-supported informal education systems, including evening school programs and accelerated education that encourages children ages 12 to 18 who have dropped out of school to continue their education. (12) Research was unable to determine what steps were undertaken in 2021 to implement this program.
Conditional Subsidies Program†	Iraq	Provides assistance to low-income families for children to stay in school and out of the workforce. In 2021, MOLSA continued to provide cash assistance to low-income families to send their children to school. (3)
Shelters for Human Trafficking Victims†	Iraq	MOLSA-operated shelter in Baghdad for human trafficking victims, including children involved in the worst forms of child labor; other facilities are in Basra Kirkuk, and Ninewa provinces. (12) Officials have indicated that poor coordination and policies that dissuade victims from seeking help accounted for a low number of victims receiving services through shelters. (20) In addition, shelters are reportedly unable to house child survivors, sending them to MOLSA orphanages instead, due to a lack of funding and suitable accommodations. (21,43)

Table 10. Key Social Programs to Address Child Labor

In 2021, MOLSA launched a campaign with the ILO to raise awareness about child labor among students, families, and employers of sectors in which child labor is present. (54) The campaign hopes to reach 10,000 children, families, teachers, and others and is conducted in schools. The campaign will also include awareness-raising activities, such as television and radio programs. (54)

Efforts by the Government of Iraq and the KRG to provide protection services to demobilized child soldiers of ISIS or the PMF are insufficient. Failing to reintegrate former child soldiers leaves them vulnerable to re-victimization or re-recruitment into armed groups. (17) Likewise, research was unable to find evidence of specific active programs to support children subjected to commercial sexual exploitation or other worst forms of child labor, including child soldiering. Existing programs do not sufficiently address the lack of access to education in Iraq and the Kurdistan Region.

VII. Suggested Government Actions to Eliminate Child Labor

Based on the reporting above, suggested actions are identified that would advance the elimination of child labor in Iraq (Table 11).

Area	Suggested Action	Year(s) Suggested
Legal Framework	Ensure that the laws comprehensively prohibit child trafficking in all parts of Iraq, including the Kurdistan Region, and do not require force or coercion for their application, in accordance with international standards.	2015 _ 2021
	Ensure that the law criminally prohibits the use of a child in prostitution and the use, procuring, and offering of a child for the production of pornography and pornographic performances.	
	Ensure that the law in Iraq criminally prohibits the use of children in illicit activities, including in the production and trafficking of drugs.	2015 - 2021
	Ensure that the law criminally prohibits the recruitment of children under age 18 by non-state armed groups.	2013 - 2021
	Increase the age of compulsory schooling in Iraq to at least age 15, the minimum age for work.	2009 – 2021
Enforcement	Publish labor law enforcement information, such as the funding of the labor inspectorate, number of inspectors, inspections, and violations.	2011 - 2021
	Increase the number of labor inspectors to meet the ILO's technical advice and ensure adequate funding to enforce legal protections against child labor, including its worst forms.	
	Ensure children picked up by authorities for begging are screened for trafficking indicators.	2021
	Ensure that children who are victims of trafficking or commercial sexual exploitation are not imprisoned and are granted access to social services providers and humanitarian assistance.	
	Ensure that labor inspectors and criminal investigators receive training, including refresher courses, on child labor and that they have sufficient resources to carry out their duties.	
	Publish information on criminal law enforcement on the worst forms of child labor in Iraq and the Iraqi Kurdistan Region.	2013 - 2021
	Ensure that children are not arrested, detained, tortured, or denied services on the basis of their or their family members' perceived ties to ISIS.	
	Ensure that armed groups that recruit and use children are held criminally accountable.	2016 - 2021

Ensure that allegations of sexual exploitation and trafficking of girls in IDP camps by government officials are investigated and those 2019 - 2021 responsible are held criminally liable.

Coordination

Ensure that all coordinating bodies meet and are able to carry out 2017 - 2021their intended mandates.

Government **Policies**

Implement the Child Protection Policy in Iraq and adopt a child labor policy in the Iraqi Kurdistan Region for other worst forms of child labor present in Iraq, including forced begging and commercial sexual exploitation.

Social **Programs**

Implement programs to ensure that children are discouraged from 2015 - 2021enlisting in armed groups and receiving military training.

Ensure that universal access to education is consistent with international standards, including for refugee and internally displaced children and children with special needs, and that programs address barriers to education, including the lack of teachers, the destruction and lack of local schools, costs of transportation and school supplies, 2013 - 2021 lack of infrastructure, especially during school closures. Ensure that the lack of identification documents does not hinder access to education, including for IDPs and refugees, children with suspected ties to ISIS, and children of "informal" marriages.

Implement programs to address child labor in relevant sectors in Iraq, such as the provision of services to children in commercial sexual exploitation, to demobilize and reintegrate children engaged in armed 2009 - 2021 groups, and to provide informal education programs and shelters for human trafficking survivors.

Table 11. Suggested Government Actions to Eliminate Child Labor

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