



## ***Children's Rights***

### ➤ **Introduction to children's rights in historical context**

- Geneva Declaration of the Rights of the Child (1924)
- Universal Declaration of Human Rights (1948)
- Declaration of the Rights of the Child (1959)
- Declaration on the Rights and Welfare of the African Child (1979)
- African Charter on Human and Peoples' Rights (1981)
- Convention on the Rights of the Child (1989)
- African Charter on the Rights and Welfare of the Child (1990)
- Optional Protocol to the CRC on the involvement of children in armed conflict (2000)
- Optional Protocol to the CRC on the sale of children, child prostitution and child pornography (2000)
- Optional Protocol to the CRC on a communications procedure (2011)

### ➤ **Ratification, implementation and compliance**

- Ratification status ACRWC, CRC and Optional Protocols
- African Committee of Experts on the Rights and Welfare of the Child:
  - Tasks and mandate
  - Reporting process

- Observations
- Communications
- UN Committee on the Rights of the Child:
  - Tasks and mandate
  - General Comments
  - Reporting process
  - Concluding Observations

➤ **Universality of Children's Rights**

- Vienna Declaration and Programme of Action (1993)

➤ **Definition of a Child (Article 2 ACRWC; Article 1 CRC)**

➤ **General Principles Children's Rights**

- Non-discrimination (Article 3 ACRWC; Article 2 CRC)
- Best interests of the child (Article 4 ACRWC; Article 3 CRC)
- Right to life, survival and development (Article 5 ACRWC; Article 6 CRC)
- Right to participation (Articles 4(2) & 7 ACRWC; Article 12 CRC)

➤ **Family environment and alternative care**

- Definition of family
- Child's right to grow up with its parents
- Right to alternative care
- Main forms of alternative care:
  - Kinship care
  - Foster care
  - Residential care
  - Adoption / Kafalah
- Child-headed households
- UN Guidelines for the Alternative Care of Children (2009)

- National legislation and regulations with regard to alternative care:
  - Constitution of the Federal Democratic Republic of Ethiopia (1994)
  - Revised Family Code (2000)
  - Alternative Childcare Guidelines (2009)
- Declaration on Social and Legal Principles relating to the Protection and Welfare of Children, with Special Reference to Foster Placement and Adoption (1986)
- Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption (1993)

### ➤ **Children's Rights in Juvenile Justice**

- UN Standard Minimum Rules for the Administration of Juvenile Justice (Beijing Rules, 1985)
- UN Guidelines for the Prevention of Juvenile Delinquency (Riyadh Guidelines, 1990)
- UN Rules for the Protection of Juveniles Deprived of their Liberty (Havana Rules, 1990)
- UN Guidelines for Action on Children in the Criminal Justice System (1997)
- General Comment No. 10 CRC Committee (2007)
- National legislation and regulations with regard to juvenile justice:
  - Constitution of the Federal Democratic Republic of Ethiopia (1994)
  - Criminal Code of the Federal Democratic Republic of Ethiopia (2004)

### ➤ **Right to education (Article 11 ACRWC; Article 28 CRC)**

- Constitution of the Federal Democratic Republic of Ethiopia (1994)
- General Comment No. 1 CRC Committee : The aims of education (2001)
- 4 A's: Acceptable, Available, Accessible and Adaptable
- Third Periodic Report and Concluding Observations CRC Committee (2006)
- Universal Periodic Review UN Human Rights Council (2009)
- Millennium Development Goals

### ➤ **Child labour (Article 15 ACRWC; Article 32 CRC)**

- ILO 138 Minimum Age Convention (1973)
- ILO Minimum Age Recommendation No. 146 (1973)

- ILO 182 Worst Forms of Child Labour Convention (1999)
- ILO Worst Forms of Child Labour Recommendation No. 190 (1999)
- **Right to health and health care (Article 14 ACRWC; Article 24 CRC)**
  - Constitution of the Federal Democratic Republic of Ethiopia (1994)
  - General Comment No. 4 CRC Committee: Adolescent Health (2003)
  - Human Rights Council Resolution 19/37 (2012)
  - Millennium Development Goals
- **HIV/AIDS and the Rights of the Child**
  - General Comment No. 3 CRC Committee: HIV/AIDS and the rights of the child (2003)
  - Millennium Development Goals
  - National Policies



# Refugees, IDPs and Migration Law

- Introduction to refugee law in historical context
- International legal framework
- Relevant international institutions
- Refugee law, human rights law and humanitarian law
- Definition of a refugee
- Determination of refugee status
- Principle of *non-refoulement*
- Temporary protection
- Subsidiary protection
- Reception and detention of refugees
- Family unity
- Safe third country
- Safe country of origin
- Sustainable solutions
- Regional refugee protection systems:
  - Africa
  - Europe
  - America
- International and regional refugee instruments in Ethiopia
- Ethiopian legal framework on the protection of refugees
- International and regional commitments

