

UN CRC	Accession Date	Care-Related Concluding Observations
	14 Mar 1995	<p>CRC/C/BWA/CO/2-3</p> <p>31 May 2019</p> <p>https://tbinternet.ohchr.org/_layouts/15/treatybodyexternal/Download.aspx?symbolno=CRC%2fC%2fBWA%2fCO%2f2-3&Lang=en</p> <p>II. Follow-up measures taken and progress achieved by the State party</p> <p>3. The Committee welcomes the ratification of the Optional Protocol on the involvement of children in armed conflict and the adoption of legislative, institutional and policy measures to implement the Convention, including the Children’s Act, the amended Penal Code, the Domestic Violence Act, the amended National Registration Act, the National Plan of Action for Children 2006-2016, the Child Protection Regulations and the National Plan of Action for Orphans and Vulnerable Children 2006-2016. It also welcomes the progress achieved in improving vaccination coverage, and reducing rates of under-five mortality and mother-to child transmission of HIV.</p> <p>III. Main areas of concern and recommendations</p> <p>A. General measures of implementation (arts. 4, 42 and 44 (6))</p> <p>Legislation</p> <p>6. The Committee welcomes the adoption of the Children’s Act in 2009 and amendments to the Penal Code in 2018 to align it with the Convention, but remains concerned that several laws relevant to children, including the Adoption of Children Act, the Marriage Act, the Affiliations Proceedings Act, the Deserted Wives and Child Protection Act and the Wills Act, are not in line with the Convention.</p>

		<p>7. The Committee recommends that the State party: (a) Fully harmonize its legislation with the principles and provisions of the Convention, in close consultation with children and civil society organizations; (b) Conduct child rights impact assessments of all new legislation adopted at the national level.</p> <p>Comprehensive policy and strategy</p> <p>8. The Committee welcomes the National Plan of Action for Children 2006-2016 and the National Plan of Action for Orphans and Vulnerable Children 2010-2016, but is concerned about the ineffective implementation and evaluation of these plans, in part due to a lack of sufficient resources.</p> <p>9. The Committee recommends that the State party conduct an evaluation of its national plans of action regarding children, with a view to adopting a new national plan of action that is sufficiently resourced, encompasses all areas covered by the Convention and includes specific time-bound and measurable goals and targets to effectively monitor and evaluate progress in the implementation of children's rights.</p> <p>C. General principles (arts. 2, 3, 6 and 12)</p> <p>Non-discrimination</p> <p>21. The Committee notes the prohibition of discrimination in the Children's Act, but is concerned that some groups of children suffer from discriminatory attitudes and disparities in accessing basic services.</p> <p>22. The Committee recommends that the State party: ... (b) Conduct comprehensive public education and awareness-raising programmes, including campaigns, to combat and prevent discrimination against children with disabilities, children in street situations, children born to unmarried parents, orphans and children in foster care, children affected by HIV/AIDS and nonnational children.</p>
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		<p>(a) Explicitly and unconditionally prohibit, through legislative and administrative measures, the use of corporal punishment in all settings, including in the home, schools, childcare institutions, alternative care settings and in the administration of justice;</p> <p>(b) Repeal clauses related to “unreasonable correction” and “the conditions for the administration of corporal punishment” in, respectively, the Children’s Act and Education Act;</p> <p>(c) Raise awareness of parents, teachers, professionals working with children and the public in general to the harm caused by corporal punishment and promote positive, nonviolent and participatory forms of child-rearing and discipline.</p> <p>F. Family environment and alternative care (arts. 5, 9-11, 18 (1) and (2), 20-21, 25 and 27 (4))</p> <p>Children deprived of a family environment</p> <p>41. The Committee welcomes the adoption of the National Plan of Action for Orphans and Vulnerable Children of 2006-2016 and the Children in Need of Care Regulations, and the recent evaluation of the pilot foster care programme, but is concerned about:</p> <p>(a) The number of children deprived of a family environment, reports of children remaining in care for lengthy periods, and the fact that many children are placed in institutions rather than family- or community-based care;</p> <p>(b) The lack of support for families caring for children deprived of their family environment; (</p> <p>c) The State party’s over-reliance on non-governmental organizations to provide childcare services and facilities and provide related training.</p> <p>42. Recalling the Guidelines for the Alternative Care of Children (see General Assembly resolution 64/142, annex), the Committee recommends that the State party:</p> <p>(a) Ensure sufficient alternative family- and community-based care options for children deprived of their family environment, including by allocating sufficient financial resources for the foster care programme, increasing the number of social workers and regularly reviewing placement measures;</p> <p>(b) Progressively reduce reliance on residential care, and in the interim, provide sufficient financial and other support to alternative residential care centres for children run by non-governmental</p>
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		<p>Committee is seriously concerned that asylum-seeking and refugee children and families, as well as unaccompanied children, will continue to be subjected to mandatory and prolonged detention.</p> <p>61. Recalling joint general comments No. 3 and No. 4 (2017) of the Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families No. 22 and No. 23 (2017) of the Committee on the Rights of the Child on the human rights of children in the context of international migration, the Committee urges the State party to:</p> <p style="padding-left: 40px;">(a) Prohibit the detention of refugee and asylum-seeking children and adopt alternatives to detention in order to allow children to remain with family members and/or guardians in non-custodial, community-based contexts, consistent with their best interests and their rights to liberty and family environment;</p> <p style="padding-left: 40px;">...</p> <p>Children in street situations</p> <p>63. While noting the plans of the State party to conduct a study on the situation of children in street situations, the Committee is concerned about the increase in the number of children in street situations, and the absence of specific policies or specialized personnel for these children.</p> <p>64. With reference to its general comment No. 21 (2017) on children in street situations, the Committee recommends that the State party:</p> <p style="padding-left: 40px;">(a) Develop a national policy and plan of action to support children in street situations, based on the outcome of the study and the data collected;</p> <p style="padding-left: 40px;">(b) Strengthen its measures to ensure that children in street situations are provided with educational opportunities and family reintegration services;</p> <p style="padding-left: 40px;">(c) Provide professional support, in particular personnel with specialized skills in psychology and social work, to organizations working with children in street situations.</p> <p style="text-align: right;">Country Report</p>
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OPSC to CRC	Accession Date	Care-Related Concluding Observations
	24 Sep 2003	
OPAC to CRC	Ratification Date	Care-Related Concluding Observations
	4 Oct 2003	
ICCPR	Ratification Date	Care-Related Concluding Observations
	8 Sep 2000	
ICESCR	Ratification Date	Care-Related Concluding Observations
	N/A	
CEDAW	Accession Date	Care-Related Concluding Observations
	13 Aug 1996	
CRPD	Ratification Date	Care-Related Concluding Observations
	N/A	
UPR	Date of Consideration	Link to Page
	17 Jan 2018	https://www.ohchr.org/EN/HRBodies/UPR/Pages/BWIndex.aspx

Hague Intercountry Adoption	Ratification Date	Link to Country Profile
	N/A	N/A

Acronyms and Abbreviations:

CEDAW	Convention on the Elimination of All Forms of Discrimination against Women
CRC	Convention on the Rights of the Child/Committee on the Rights of the Child
CRPD	Convention on the Rights of Persons with Disabilities
ICCPR	International Covenant on Civil and Political Rights
ICESCR	International Covenant on Economic, Social and Cultural Rights
OPAC to CRC	Optional Protocol to the Convention on the Rights of the Child on the Involvement of Children in Armed Conflict
OPSC to CRC	Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography
UN	United Nations
UPR	Universal Periodic Review