

CRPD	Ratification Date	Care-Related Concluding Observations
	4 February 2010	CRPD/C/UKR/CO/1 2 October 2015
		http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRPD%2fC %2fUKR%2fCO%2f1⟪=en
		III. Principal areas of concern and recommendations
		B. Specific rights (arts. 5-30)
		Children with disabilities (art. 7)
		13. The Committee is deeply concerned about the reports of abandonment of children with disabilities in conflict areas of eastern Ukraine and widespread institutionalization of children with disabilities throughout the country. It is particularly concerned about the reports of sexual abuse and exploitation of children with disabilities in institutions and their trafficking abroad. It is also concerned about the poor conditions in care institutions for such children, including the lack of rehabilitation programmes and lack of privacy, and is particularly alarmed about the reports of deaths of children with disabilities in institutions due to malnutrition-related illnesses.
		14. The Committee calls upon the State party to ensure the safety of all boys and girls with disabilities in its conflict-affected areas by all possible means and especially for those living in institutions to be among the priority groups to be evacuated in emergencies. The Committee also urges the State party to take prompt measures to investigate the reports of sexual abuse, exploitation and trafficking of boys and girls in institutions and prosecute and punish perpetrators. Furthermore, it recommends that the State party strengthen its efforts for deinstitutionalization and, in the interim period, provide boys and girls with disabilities in institutions with adequate standards of living, including quality nutrition and access to



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privacy.

## Right to life (art. 10)

- 20. The Committee is concerned about reports that children with disabilities from institutions are at high risk of being targeted for trafficking of organs by organized crime groups.
- 21. The Committee urges the State party to implement immediate protection measures for children with disabilities who remain institutionalized and take measures to eliminate any risk of organ trafficking involving children with disabilities. The Committee also recommends that the State party carry out systematic monitoring of institutions for children with disabilities.

## Liberty and security of the person (art. 14)

- 30. The Committee notes with concern that the State party's Psychiatric Assistance Act allows for non-consensual institutionalization and the treatment of persons based on their impairments. Furthermore, the Committee is concerned that, despite the improvements to the State party's Penal Code that came into force in April 2014, the challenges in relation to access to hygiene products, medical and technical facilities for persons with disabilities in penitentiary institutions still remain.
- 31. The Committee urges the State party to repeal laws that allow for deprivation of liberty on the basis of impairment. The Committee also recommends that the State party take measures to implement its legislation providing for reasonable accommodation in prisons in order not to aggravate incarceration conditions based on disability.

Freedom from torture or cruel, inhuman or degrading treatment or punishment, exploitation, violence and abuse (arts. 15 and 16)

32. The Committee is concerned about the various forms of abuse, including those that can amount to cruel, inhuman or degrading treatment against persons with disabilities, particularly boys and girls in conditions of institutionalization.



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	33. The Committee recommends that the State party evaluate the impact and effectiveness of its training programmes for the prevention and absolute prohibition of torture and ill-treatment in accordance with the concluding observations of the Committee against Torture (see CAT/C/UKR/CO/6, para. 18 (e)). These training programmes should incorporate, explicitly, the prevention of cruel, inhuman or degrading treatment against persons with disabilities.		
	Living independently and being included in the community (art. 19)		
	36. The Committee notes with concern that the State party continues to practice the institutionalization of persons with disabilities and provides very limited support, especially to persons with intellectual and psychosocial disabilities, to enable them to live independently in their respective communities.		
	37. The Committee urges the State party to adopt measures for deinstitutionalization and to allocate sufficient resources for the development of support services in local communities that would enable all persons with disabilities to choose freely with whom, where and under which living arrangements they live.		
	Respect for home and the family (art. 23)		
	42. The Committee is concerned about the reports of pressure on families imposed by public officials and professionals to place their children with disabilities in institutions and deny the right of persons with disabilities to a family life.		
	43. The Committee recommends that the State party take measures to provide the support necessary to families with children with disabilities in order to guarantee children with disabilities the right to grow up in a family environment and the right to have a family life.		
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CRC	Ratification Date	Care-Related Concluding Observations
	28 August 1991	
OPSC to CRC	Ratification Date	Care-Related Concluding Observations
OPAC to CRC	Ratification Date	Care-Related Concluding Observations
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ICESCR	Accession Date	Care-Related Concluding Observations
CEDAW	Ratification Date	Care-Related Concluding Observations
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## **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 ICCRP 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