

UN CRC	Ratification Date	Care-Related Concluding Observations
<p>CRC/C/LUX/CO/3-4</p> <p>Concluding observations on the combined third and fourth periodic reports of Luxembourg, adopted by the Committee at its sixty-fourth session (16 September–4 October 2013)</p>	<p>7 March 1994</p>	<p>http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx</p> <p>E. Family environment and alternative care (arts. 5, 18 (paras. 1-2), 9-11, 19-21, 25, 27 (para. 4) and 39 of the Convention)</p> <p>Family environment</p> <p>32. The Committee welcomes the efforts undertaken by the State party to ensure that both parents share responsibilities for the upbringing and development of the child. It also notes the State party's 2006 draft bill on parental responsibility but is concerned that it has not yet been adopted.</p> <p>33. The Committee urges the State party to expedite the adoption of the bill on parental responsibility to ensure that parents equally share legal responsibility for their children, in accordance with article 18, paragraph 1, of the Convention.</p> <p>Children deprived of a family environment</p> <p>34. The Committee takes note of efforts to improve the situation of children deprived of a family environment introduced by the Act on support for children and the family (16 December 2008). It also takes note that the Youth Protection Bill of 2003 aims at reducing the time frame for the optional review of placement measures and for compulsory legal review and would improve the system of measures for the protection of children in the Youth Protection Act of 1992, when finally adopted. Nevertheless, the Committee is concerned about the prolonged delay in the adoption process and the lack of clarity as to whether the same measures exist for children not covered by the Act (under 12 years old) (CRC/C/15/Add.250, paras. 34 and 36). The Committee also expresses its concern about:</p> <p>(a) The persistence of court-ordered placements of children in State care institutions and the low</p>

		<p>number of foster families;</p> <p>(b) The deprivation of parental rights and responsibility over children when the children are placed in institutions or foster care;</p> <p>(c) The use of police intervention at home or in schools for numerous and persistent cases of court-ordered placements of children.</p> <p>35. Recalling the Guidelines for the Alternative Care of Children annexed to General Assembly resolution 64/142, the Committee calls upon the State party to expedite the adoption of the youth protection bill. It also reiterates its recommendation to the State party to ensure that the right to a family environment for children in placements is protected and that re-assumption of parental responsibility is guaranteed for all children when it is in their best interests (CRC/C/15/Add.250, para. 35). It recommends that the State party take into consideration the Common European Guidelines on the Transition from Institutional to Community-based Care and:</p> <p>(a) Ensure sufficient alternative family and community-based care options for children deprived of a family environment;</p> <p>(b) Ensure that placement in institutional care is used only as a last resort and that adequate safeguards and clear criteria based on the needs and best interests of the child are used to determine whether a child should be placed in institutional care;</p> <p>(c) Regularly review placement measures and monitor all placements in care institutions;</p> <p>(d) Establish a rigorous system for monitoring the services provided by care institutions, especially by nongovernmental care institutions; and</p> <p>(e) Increase training activities for the police so as to ensure that they carry out court-ordered judgements in accordance with the best interests of the child.</p>
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		Country Report
		http://tbinternet.ohchr.org/_layouts/treatybodyexternal/SessionDetails1.aspx?SessionID=856&Lang=en
OPSC to CRC	Accession Date	Care-Related Concluding Observations
	5 August 204	
OPAC to CRC	Accession Date	Care-Related Concluding Observations
	20 February 2003	
ICCPR	Accession Date	Care-Related Concluding Observations
	20 November 1991	
ICESCR	Accession Date	Care-Related Concluding Observations
	20 November 1991	
CEDAW	Ratification Date	Care-Related Concluding Observations
	18 January 1994	
CRPD	Accession Date	Care-Related Concluding Observations
CRPD/C/LUX/CO/1	18 August 2010	10 October 2017 http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRPD%2fC%2fLUX%2fCO%2f1&Lang=en

		<p>III. Principal areas of concern and recommendations</p> <p>B. Specific rights (arts. 5-30)</p> <p>Children with disabilities (art. 7)</p> <p>16. The Committee is concerned that some children with disabilities, particularly those with high support requirements, may not have lived with their families or have the access to education and other services within the community, on an equal basis with others, and may sometimes live in residential institutions abroad. It is also concerned that children with disabilities do not participate systematically in decision-making that affects their lives and that they lack opportunities to express their opinion on matters pertaining to them directly, including administrative and judicial procedures.</p> <p>17. The Committee recommends that the State party:</p> <p>(a) Adopt measures to appropriately respond to the requirements of children with disabilities at the local, regional and national levels and ensure the equal rights of children with disabilities to life with their families, and have access to education and other services within the community;</p> <p>(b) Adopt measures to fulfil the right of children with disabilities to be consulted on all matters that affect them, and to guarantee that they have disability- and age-appropriate support to realize that right, including in judicial and administrative procedures.</p> <p>Freedom from exploitation, violence and abuse (art. 16)</p> <p>32. The Committee is concerned that:</p> <p>(a) Persons with disabilities, in particular women and girls with disabilities, may be subject to violence and abuse, including domestic violence, and that laws in this regard, including the Domestic Violence</p>
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UPR	Date of Consideration	Link to Page
	24 January 2013	http://www.ohchr.org/EN/HRBodies/UPR/Pages/LUSession15.aspx
Hague Intercountry Adoption	Accession Date	Link to Country Profile
	5 July 2002	http://www.hcch.net/index_en.php?act=states.details&sid=51

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

Better Care Network
www.bettercarenetwork.org



Country Care Review:
Luxembourg

UPR Universal Periodic Review