

UN CRC	Ratification Date	Care-Related Concluding Observations
	5 Sept 1990	<p>CRC/C/IDN/CO/3-4 13 June 2014</p> <p>http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRC%2fC%2fIDN%2fCO%2f3-4&Lang=en</p> <p>III. Main areas of concern and recommendations</p> <p>A. General measures of implementation (arts. 4, 42 and 44, para. 6, of the Convention)</p> <p>41. The Committee urges the State party to take all necessary measures to address those recommendations from the concluding observations of the State party's second periodic report (CRC/C/65/Add.23) under the Convention that have not been implemented or sufficiently implemented and, in particular, reiterates its recommendations to the State party to:</p> <p>42. Amend the current legislation on adoption so as to ensure that it conforms to articles 2 and 3 of the Convention; take the necessary measures to monitor and supervise effectively the system of adoption of children in accordance with the principle of the best interest of the child; accede to the Hague Convention on Protection of Children and Cooperation in Respect of Intercountry Adoption; and</p> <p>B. Definition of the Child</p> <p>Independent monitoring</p> <p>43. The Committee, while noting the capacity of the Child Protection Commission to receive complaints,</p>

		<p>regrets that the Commission has a limited mandate, lacking the explicit authority to investigate.</p> <p>44. The Committee, in light of its general comment No. 2 (2002) on the role of independent human rights institutions, recommends that the State party take all necessary measures to strengthen the mandate of the Child Protection Commission, providing it with the capacity to investigate and address complaints by children in a child-sensitive manner, ensure the privacy and protection of victims, and undertake monitoring and follow-up. Furthermore, the Committee recommends that the State party ensure the independence of such a monitoring mechanism, including with regards to its funding, mandate and immunities, so as to ensure full compliance with the Paris Principles. To that effect, the Committee recommends that the State party seek technical cooperation from, among others, the Office of the United Nations High Commissioner for Human Rights (OHCHR), UNICEF and the United Nations Development Programme (UNDP) [as applicable].</p> <p>F. Family environment and alternative care (arts. 5, 9-11, 18 (paras. 1 and 2), 20-21, 25 and 27 (para. 4))</p> <p>Family environment</p> <p>41. The Committee is deeply concerned that polygamy remains permissible, a situation which is contrary to the dignity of women and girls entering these marriages and which negatively affects their children.</p> <p>42. The Committee urges the State party to ensure that all provisions that discriminate against women and hence negatively impact on their children, such as those which authorize polygamy, be repealed.</p> <p>Children deprived of a family environment</p> <p>43. The Committee welcomes the strengthening of the family's role in child care through introduction of several programmes aimed at the reduction of poverty as well as the adoption of the National Standard for Child Care in 2011 inter alia promoting family support systems, family-based alternative care and specifying institutional care standards. However, the Committee is concerned about:</p>
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		<p>(a) Poor families who may still be unable to care for their children's basic needs and find themselves obliged to give up the care of their children;</p> <p>(b) The low number of family-based placements of children and the continued widespread use of institutionalization;</p> <p>(c) Very limited requirements to receive a license to run an alternative care institution;</p> <p>(d) The lack of compliance by most institutions with the standards introduced by the National Standard for Child Care, the absence of any compliance monitoring, frequent incidences of violence within institutions, as well as children living in institutions lacking the possibility to meet their families; and</p> <p>(e) The lack of an adequate system of disaggregated data collection on children living in institutions.</p> <p>44. The Committee recommends that the State party:</p> <p>(a) Further strengthen the support provided to biological families and provide community-based assistance to families in their child-rearing, by trained social workers;</p> <p>(b) Provide family type care wherever possible for children who cannot stay with their families, with a view to reducing the institutionalization of children;</p> <p>(c) Reinforce the requirements to receive a license to run an alternative care institution;</p> <p>(d) Ensure periodic review of the placement of children in institutions, and monitor the quality of care therein, including by providing accessible channels for monitoring and remedying maltreatment of children, as well as ensure that children are given the possibility to meet with their families; and</p> <p>(e) Establish a centralized data collection system on children living in institutions, disaggregated by age, sex and economic background.</p> <p>G. Disability, basic health and welfare (arts. 6, 18 (para. 3), 23, 24, 26, 27 (paras. 1-3) and 33)</p>
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		<p>comprehensive policy which should address the root causes, in order to prevent and reduce this phenomenon;</p> <p>(d) In coordination with NGOs, provide children in street situations with the necessary protection, including access to nutrition and shelter, a family environment , adequate health-care services, the possibility to attend school and other social services; and</p> <p>(e) Support family reunification programmes, when that is in the best interests of the child.</p> <p>Sale, trafficking and abduction</p> <p>75. The Committee welcomes the recent ratification by the State party of the Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography. However, the Committee is very concerned about the high prevalence of trafficking within the State party, including a high number of underage children involved in sex-work. Furthermore, while welcoming the law on Eradication of Trafficking in Persons, the Committee regrets that the law fails to define child trafficking in a comprehensive manner, bearing the danger that many cases of child trafficking are not considered as such by the new law. Furthermore, the Committee notes with concern that the Anti-Trafficking in Persons Task Force that was formed by the government is not sufficiently effective, and that many districts still do not have the task force.</p> <p>76. The Committee urges the State party to improve and extend the Anti-Trafficking in Persons Task Force to cover every part of the country, and to furthermore take vigorous measures to effectively eliminate child-trafficking, in particular to:</p> <p>(a) Carry out all necessary legal amendments to ensure that child-trafficking in all its forms be comprehensively defined and criminalized, as well as develop targeted policies and programmes to prevent trafficking, and ensure that adequate law enforcement measures are taken to bring perpetrators of child sale, trafficking and abduction to justice; and</p> <p>(b) Undertake research on, and eliminate the root causes of child-trafficking, as well as identify children at risk of being trafficked and/or becoming victims of crimes under the Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography, and provide for sufficient and adequate reintegration and rehabilitation</p>
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		services for child-victims.
		Country Report
		CRC/C/IND/3-4 http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRC%2fC%2fIDN%2f3-4&Lang=en
OPSC to CRC	Ratification Date	Care-Related Concluding Observations
	24 Sept 2012	
OPAC to CRC	Ratification Date	Care-Related Concluding Observations
	24 Sept 2012	
ICCPR	Accession Date	Care-Related Concluding Observations
CCPR/C/IDN/CO1	23 Feb 2006	
ICESCR	Accession Date	Care-Related Concluding Observations
E/C.12/IDN/CO/1	23 Feb 2006	
CEDAW	Ratification Date	Care-Related Concluding Observations
CEDAW/C/IDN/CO/6-7	3 Sept 1984	
CRPD	Ratification Date	Care-Related Concluding Observations
	30 Nov 2011	
UPR	Date of	Link to Page

	Consideration	
	23 May 2012	http://www.ohchr.org/EN/HRBodies/UPR/Pages/IDSession13.aspx
Hague Intercountry Adoption	Ratification Date	Link to Country Profile
	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