



Convention on the Rights of the Child

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Committee on the Rights of the Child

Fifty-third session

11–29 January 2010

Optional Protocol on the sale of children, child prostitution and child pornography

List of issues to be taken up in connection with the consideration of the initial report of Ecuador (CRC/C/OPSC/ECU/1)

Under this section the State party is requested to submit in written form additional and updated information, if possible *before 19 November 2009*.

1. Please provide statistical data (disaggregated by sex, age, ethnic group and urban or rural residence) for 2006, 2007 and 2008 on the number of:

(a) Reports of sales of children, child prostitution and child pornography, with additional information on the type of follow-up provided on the outcome of the cases, including the prosecution and sanctioning of perpetrators;

(b) Child victims provided with recovery assistance or compensation, in accordance with the provisions of articles 9 (3) and 9 (4) of the Optional Protocol.

In the absence of such information, please explain the plans to improve relevant investigation and statistical information systems, in particular those relating to the most vulnerable groups.

2. Please inform the Committee about the role of the National Council for Childhood and Adolescence with regard to monitoring and promoting implementation of the provisions of the Optional Protocol.

3. Please indicate whether the Office of the Ombudsman or other independent mechanisms for monitoring respect for the rights of the child are authorized to receive complaints regarding violations of the Optional Protocol directly from children, or on their behalf, and what action is taken on those complaints.

4. Please provide information on how action plans relating to the Optional Protocol, such as the National Plan to Combat Human Trafficking, the National Tourism Plan, the National Plan for the Eradication of Gender-Based Violence against Children, Young Persons and Women, and the 10-Year National Comprehensive Child and Youth Protection Plan, are being implemented. Please also indicate whether these plans take into consideration all the offences covered by the Optional Protocol, in terms of both preventing and eliminating them.

5. Please indicate whether national criminal legislation prohibits improperly inducing consent, as an intermediary, for the adoption of a child in violation of applicable international legal instruments on adoption (article 3 (1) (a) (ii) of the Optional Protocol).
6. Please inform the Committee whether the State party has taken such measures as may be necessary to establish its jurisdiction over all the offences referred to in the Optional Protocol, in accordance with article 4. Please indicate whether an adequate budget has been allotted for that purpose, whether staff training has been included and whether a system of victims' services has been set up.
7. Please inform the Committee whether the State party may use the Optional Protocol as a legal basis for extraditions relating to those offences, taking into account that the nature of such crimes makes them extraditable.
8. Please provide information on the specific budget allocations (national, regional and local) for implementing the Optional Protocol, in particular on the budget allotted for ensuring the social reintegration and the physical and psychosocial recovery of children who are victims of the offences covered by the Protocol, as well as information on the number of children who have received such assistance, as a proportion of the total complaints.
9. Please inform the Committee about the measures taken to raise awareness of specific provisions of the Optional Protocol (in addition to the activities related to human trafficking and smuggling, as mentioned in the State party's report). Taking into account the importance of civil society's participation in this regard, please indicate how such participation takes place in the context of the new Constitution. Please also indicate whether international organizations and civil society organizations contribute to efforts to improve knowledge of these subjects.
10. Please indicate whether special training, particularly legal and psychological training, is provided to professionals who come into contact with child victims of offences under the Optional Protocol, such as judges, social workers, medical personnel and police officers.
