



**Convention on the Rights of the
Child**

**CRC/C/OPSC/UKR/Q/122 February
2007**

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COMMITTEE ON THE RIGHTS OF THE CHILD Forty-fifth session 21 May- 8 June 2007

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 UKRAINE
(CRC/C/OPSC/UKR/1)**

The State party is requested to submit in written form additional and updated information, if possible before 2 April 2007

1. Please provide, if available, disaggregated data (including by sex, age, urban/rural area) for the years 2004, 2005 and 2006 on the number of:

(a) Reported cases of sale of children, child prostitution and child pornography, with additional information on type of follow-up provided on the outcome of the cases, including prosecution, withdrawals and sanctions for perpetrators;

(b) Children trafficked to and from Ukraine, as well as trafficked within the country;

(c) Child victims provided with recovery assistance and compensation as defined in article 9 paras. 3 and 4 of the Protocol.

2. Please provide further information on specific budget allocations, if possible for the years 2005, 2006 and 2007, for the implementation of the provisions of the Optional Protocol.

GE.07-406223. Please indicate whether there is a specific government body responsible for the coordination of the implementation of the Optional Protocol.

4. Please provide the definitions, in the national law, of the following acts and activities covered by the Optional Protocol:

Importing, exporting and possession of child pornography (art. 3(1)(c));

Improperly inducing consent, as an intermediary, for the adoption of a child (art. 3 (1)(a)(ii));

Transfer of organs of the child for profit (art. 3(1)(i)(b)) and the criminal liability of legal persons (art. 3(4)).

5. Please inform the Committee about measures adopted to detect and investigate cases of trafficking, sale of children, child prostitution and child pornography.

6. Please indicate if there is any legal provision that would allow for prosecution of a child involved in sale, prostitution or pornography, and, if so, under which conditions.

7. With reference to extraterritorial jurisdiction, please inform the Committee whether this jurisdiction covers cases when the child victim of one of the acts covered by the Optional Protocol is a national of Ukraine and whether this jurisdiction is subject to the requirement of double criminality.

8. Please provide further information on measures to ensure that all persons involved in adoption of a child act in conformity with applicable legal instruments and updated information on the process of ratification of the Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption.

9. Please provide more detailed information on measures for the protection against all acts covered by article 3 of the Optional Protocol of children residing in institutions such as orphanages, boarding schools and similar settings.

10. Please provide information on the rules and practices concerning the protection of child victims of sexual exploitation who have to testify in criminal cases.

11. Please provide information on the social reintegration assistance as well as physical and psychosocial recovery measures available for victims of offences covered by the Protocol and on the State budget allocations for this purpose.

12. Please inform the Committee whether special training, particularly legal and psychological, is provided to persons working with the social reintegration and physical and psychological recovery of child victims.

