



# Rights of Children and Young Persons (Wales) Measure 2011

2011 nawm 2

## RIGHTS OF CHILDREN AND YOUNG PERSONS (WALES) MEASURE 2011

- 1 Duty to have due regard to Convention on the Rights of the Child
- 2 The children's scheme
- 3 Preparation and publication of the scheme
- 4 Reports
- 5 Duty to promote knowledge of the Convention
- 6 Power to amend legislation etc
- 7 Application to young persons
- 8 The Convention on the Rights of the Child
- 9 Other interpretive provisions
- 10 Orders
- 11 Commencement
- 12 Short title

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### SCHEDULE — THE CONVENTION, PROTOCOLS, DECLARATIONS AND RESERVATIONS

#### PART 1 — PART I OF THE CONVENTION

##### *Article 1*

For the purposes of the present Convention, a child means...

##### *Article 2*

- 1 States Parties shall respect and ensure the rights set forth...
- 2 States Parties shall take all appropriate measures to ensure that...

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*Changes to legislation: There are currently no known outstanding effects for the Rights of Children and Young Persons (Wales) Measure 2011. (See end of Document for details)*

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### *Article 3*

- 1 In all actions concerning children, whether undertaken by public or...
- 2 States Parties undertake to ensure the child such protection and...
- 3 States Parties shall ensure that the institutions, services and facilities...

### *Article 4*

States Parties shall undertake all appropriate legislative, administrative, and other...

### *Article 5*

States Parties shall respect the responsibilities, rights and duties of...

### *Article 6*

- 1 States Parties recognize that every child has the inherent right...
- 2 States Parties shall ensure to the maximum extent possible the...

### *Article 7*

- 1 The child shall be registered immediately after birth and shall...
- 2 States Parties shall ensure the implementation of these rights in...

### *Article 8*

- 1 States Parties undertake to respect the right of the child...
- 2 Where a child is illegally deprived of some or all...

### *Article 9*

- 1 States Parties shall ensure that a child shall not be...
- 2 In any proceedings pursuant to paragraph 1 of the present...
- 3 States Parties shall respect the right of the child who...
- 4 Where such separation results from any action initiated by a...

### *Article 10*

- 1 In accordance with the obligation of States Parties under article...
- 2 A child whose parents reside in different States shall have...

### *Article 11*

- 1 States Parties shall take measures to combat the illicit transfer...
- 2 To this end, States Parties shall promote the conclusion of...

### *Article 12*

- 1 States Parties shall assure to the child who is capable...
- 2 For this purpose, the child shall in particular be provided...

### *Article 13*

- 1 The child shall have the right to freedom of expression;...
- 2 The exercise of this right may be subject to certain...

*Article 14*

- 1 States Parties shall respect the right of the child to...
- 2 States Parties shall respect the rights and duties of the...
- 3 Freedom to manifest one's religion or beliefs may be subject...

*Article 15*

- 1 States Parties recognize the rights of the child to freedom...
- 2 No restrictions may be placed on the exercise of these...

*Article 16*

- 1 No child shall be subjected to arbitrary or unlawful interference...
- 2 The child has the right to the protection of the...

*Article 17*

States Parties recognize the important function performed by the mass...

*Article 18*

- 1 States Parties shall use their best efforts to ensure recognition...
- 2 For the purpose of guaranteeing and promoting the rights set...
- 3 States Parties shall take all appropriate measures to ensure that...

*Article 19*

- 1 States Parties shall take all appropriate legislative, administrative, social and...
- 2 Such protective measures should, as appropriate, include effective procedures for...

*Article 20*

- 1 A child temporarily or permanently deprived of his or her...
- 2 States Parties shall in accordance with their national laws ensure...
- 3 Such care could include, inter alia, foster placement, kafalah of...

*Article 21*

States Parties that recognize and/or permit the system of adoption...

*Article 22*

- 1 States Parties shall take appropriate measures to ensure that a...
- 2 For this purpose, States Parties shall provide, as they consider...

*Article 23*

- 1 States Parties recognize that a mentally or physically disabled child...
- 2 States Parties recognize the right of the disabled child to...
- 3 Recognizing the special needs of a disabled child, assistance extended...
- 4 States Parties shall promote, in the spirit of international cooperation,...

*Article 24*

- 1 States Parties recognize the right of the child to the...

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- 2 States Parties shall pursue full implementation of this right and,...
- 3 States Parties shall take all effective and appropriate measures with...
- 4 States Parties undertake to promote and encourage international co-operation with...

*Article 25*

States Parties recognize the right of a child who has...

*Article 26*

- 1 States Parties shall recognize for every child the right to...
- 2 The benefits should, where appropriate, be granted, taking into account...

*Article 27*

- 1 States Parties recognize the right of every child to a...
- 2 The parent(s) or others responsible for the child have the...
- 3 States Parties, in accordance with national conditions and within their...
- 4 States Parties shall take all appropriate measures to secure the...

*Article 28*

- 1 States Parties recognize the right of the child to education,...
- 2 States Parties shall take all appropriate measures to ensure that...
- 3 States Parties shall promote and encourage international cooperation in matters...

*Article 29*

- 1 States Parties agree that the education of the child shall...
- 2 No part of the present article or article 28 shall...

*Article 30*

In those States in which ethnic, religious or linguistic minorities...

*Article 31*

- 1 States Parties recognize the right of the child to rest...
- 2 States Parties shall respect and promote the right of the...

*Article 32*

- 1 States Parties recognize the right of the child to be...
- 2 States Parties shall take legislative, administrative, social and educational measures...

*Article 33*

States Parties shall take all appropriate measures, including legislative, administrative,...

*Article 34*

States Parties undertake to protect the child from all forms...

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*Article 35*

States Parties shall take all appropriate national, bilateral and multilateral...

*Article 36*

States Parties shall protect the child against all other forms...

*Article 37*

States Parties shall ensure that: (a) no child shall be...

*Article 38*

- 1 States Parties undertake to respect and to ensure respect for...
- 2 States Parties shall take all feasible measures to ensure that...
- 3 States Parties shall refrain from recruiting any person who has...
- 4 In accordance with their obligations under international humanitarian law to...

*Article 39*

States Parties shall take all appropriate measures to promote physical...

*Article 40*

- 1 States Parties recognize the right of every child alleged as,...
- 2 To this end, and having regard to the relevant provisions...
- 3 States Parties shall seek to promote the establishment of laws,...
- 4 A variety of dispositions, such as care, guidance and supervision...

*Article 41*

Nothing in the present Convention shall affect any provisions which...

PART 2 — PROTOCOLS

OPTIONAL PROTOCOL TO THE CONVENTION ON THE RIGHTS OF THE CHILD ON THE INVOLVEMENT OF CHILDREN IN ARMED CONFLICT

*Article 1*

States Parties shall take all feasible measures to ensure that...

*Article 2*

States Parties shall ensure that persons who have not attained...

*Article 3*

- 1 States Parties shall raise the minimum age for the voluntary...
- 2 Each State Party shall deposit a binding declaration upon ratification...
- 3 States Parties that permit voluntary recruitment into their national armed...
- 4 Each State Party may strengthen its declaration at any time...
- 5 The requirement to raise the age in paragraph 1 of...

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#### *Article 4*

- 1 Armed groups that are distinct from the armed forces of...
- 2 States Parties shall take all feasible measures to prevent such...
- 3 The application of the present article under this Protocol shall...

#### *Article 5*

Nothing in the present Protocol shall be construed as precluding...

#### *Article 6*

- 1 Each State Party shall take all necessary legal, administrative and...
- 2 ...
- 3 States Parties shall take all feasible measures to ensure that...

#### *Article 7*

- 1 States Parties shall cooperate in the implementation of the present...
- 2 States Parties in a position to do so shall provide...

### OPTIONAL PROTOCOL TO THE CONVENTION ON THE RIGHTS OF THE CHILD ON THE SALE OF CHILDREN, CHILD PROSTITUTION AND CHILD PORNOGRAPHY

#### *Article 1*

States Parties shall prohibit the sale of children, child prostitution...

#### *Article 2*

For the purpose of the present Protocol:

#### *Article 3*

- 1 Each State Party shall ensure that, as a minimum, the...
- 2 Subject to the provisions of a State Party's national law,...
- 3 Each State Party shall make these offences punishable by appropriate...
- 4 Subject to the provisions of its national law, each State...
- 5 States Parties shall take all appropriate legal and administrative measures...

#### *Article 4*

- 1 Each State Party shall take such measures as may be...
- 2 Each State Party may take such measures as may be...
- 3 Each State Party shall also take such measures as may...
- 4 This Protocol does not exclude any criminal jurisdiction exercised in...

#### *Article 5*

- 1 The offences referred to in article 3, paragraph 1, shall...
- 2 If a State Party that makes extradition conditional on the...
- 3 States Parties that do not make extradition conditional on the...
- 4 Such offences shall be treated, for the purpose of extradition...
- 5 If an extradition request is made with respect to an...

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#### *Article 6*

- 1 States Parties shall afford one another the greatest measure of...
- 2 States Parties shall carry out their obligations under paragraph 1...

#### *Article 7*

States Parties shall, subject to the provisions of their national...

#### *Article 8*

- 1 States Parties shall adopt appropriate measures to protect the rights...
- 2 States Parties shall ensure that uncertainty as to the actual...
- 3 States Parties shall ensure that, in the treatment by the...
- 4 States Parties shall take measures to ensure appropriate training, in...
- 5 States Parties shall, in appropriate cases, adopt measures in order...
- 6 Nothing in the present article shall be construed to be...

#### *Article 9*

- 1 States Parties shall adopt or strengthen, implement and disseminate laws,...
- 2 States Parties shall promote awareness in the public at large,...
- 3 States Parties shall take all feasible measures with the aim...
- 4 States Parties shall ensure that all child victims of the...
- 5 States Parties shall take appropriate measures aimed at effectively prohibiting...

#### *Article 10*

- 1 States Parties shall take all necessary steps to strengthen international...
- 2 States Parties shall promote international cooperation to assist child victims...
- 3 States Parties shall promote the strengthening of international cooperation in...
- 4 States Parties in a position to do so shall provide...

### PART 3 — DECLARATIONS AND RESERVATIONS

#### *Declarations*

- (a) The United Kingdom interprets the Convention as applicable only...

**Changes to legislation:**

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