

COMMITTEE ON THE RIGHTS OF THE CHILD
Fortieth session
Pre-sessional Working Group
12 - 30 September 2005

IMPLEMENTATION OF THE CONVENTION ON THE RIGHTS OF THE CHILD

List of issues to be taken up in connection with the consideration of the second periodic report of Algeria (CRC/C/93/Add.7)

PART I

Under this section the State party is requested to submit in written form additional and updated information, if possible, before 5 August 2005.

A. Data and statistics, if available

1. Please provide disaggregated statistical data (by gender, age groups, ethnic groups, urban and rural areas) covering the years 2002, 2003 and 2004 on the number and percentage of children under 18 living in Algeria.
2. In the light of Article 4 of the Convention, please provide disaggregated data on budget allocations and trends (in absolute figures and percentages of the national and regional budgets) for the years 2003, 2004 and 2005 regarding the implementation of the Convention evaluating also the priorities for budgetary expenditures given to the following:
 - a. education (different types of education, i.e. pre-primary, primary and secondary education);
 - b. health care (different types of health services, i.e. primary health care, vaccination programmes, adolescent health care, HIV/AIDS and other health care services for children, including social insurance);
 - c. programmes and services for children with disabilities;
 - d. support programmes for families;
 - e. support for children living below the poverty line;
 - f. protection of children who are in need of alternative care including the support of care institutions;
 - g. programmes and activities for the prevention of and protection from child abuse, child sexual exploitation and child labour;
 - h. programmes and services for children belonging to minorities;
 - i. programmes and services for abandoned children, including street children;

- j. programmes and services for refugee children; and
- k. juvenile justice and the rehabilitation of juvenile offenders.

Please also indicate the estimated expenses of the private sector, in particular for health and education.

3. With reference to children deprived of a family environment and separated from parents, please provide disaggregated data (by gender, age groups, if possible ethnic groups, urban and rural areas) for the years 2002, 2003 and 2004 on the number of children:

- a. separated from their parents;
- b. placed in institutions;
- c. placed with foster families.

4. Please specify the number of children with disabilities, up to the age of 18, disaggregated by gender, age groups and, if possible, ethnic groups, urban and rural areas, covering the years 2002, 2003 and 2004:

- a. living with their families;
- b. living in institutions;
- c. placed with foster care;
- d. attending regular schools;
- e. attending special schools; and
- f. not attending schools.

5. Please provide disaggregated statistical data (by gender, age groups, if possible ethnic groups, urban and rural areas) covering the years 2002, 2003 and 2004:

- a. rates of infant and child mortality;
- b. rates of immunization;
- c. rates of malnutrition;
- d. children infected with and/or affected by HIV/AIDS;
- e. adolescent health, including early pregnancy and sexually transmitted infections (STIs), mental health and suicide; and
- f. number of health professionals working in the health care services for children.

6. With reference to child abuse, please provide disaggregated data (by age, gender, if possible ethnic groups and types of child abuse reported) covering the years 2002, 2003 and 2004 on the:

- a. number of reported child abuse cases;
- b. number and percentage of reports which have resulted in either a court decision or other types of follow-up; and

- c. number and proportion of child victims that have received counselling and assistance in recovery.

7. With reference to the right to education, please provide disaggregated statistical data (by gender, age groups, if possible ethnic groups, urban and rural areas, immigrant children) covering the years 2002, 2003 and 2004 in percentage of the relevant age group on the:
 - a. rates of literacy, below and over 18 years;
 - b. rate of enrolment in pre-primary schools, primary schools and in secondary schools;
 - c. percentage of children completing primary and secondary education;
 - d. number and percentage of drop-outs and repetitions; and
 - e. ratio teacher per children and number of children per class.

8. Please provide disaggregated statistical data (including by gender, age and type of crime) covering the years 2002, 2003 and 2004, in particular on the number of:
 - a. persons below eighteen, who have allegedly committed a crime, reported to the police;
 - b. persons below eighteen who have been charged with a crime and of them those who are sentenced, and the type of punishment or sanctions related to offences including length of deprivation of liberty;
 - c. detention facilities for persons below eighteen in conflict with law and their capacity;
 - d. persons below eighteen detained in these facilities and persons below eighteen detained in adult facilities;
 - e. person below eighteen kept in pre-trial detention and the average length of their detention;
 - f. reported cases of abuse and maltreatment of persons below eighteen occurred during their arrest and detention;
 - g. persons under 18 tried and sentenced as adults.

9. With reference to special protection measures, please provide statistical data (including by gender, age, if possible ethnic group, urban and rural areas) for the years 2002, 2003 and 2004 on the number of children:
 - a. involved in sexual exploitation, including prostitution, pornography and trafficking and the number of children provided with access to recovery and other assistance;
 - b. involved in substance abuse and the number of children who received treatment and rehabilitative assistance;
 - c. involved in child labour; and
 - d. unaccompanied asylum-seeking, refugee and displaced children.

B. General Measures of Implementation

1. The Committee would appreciate to receive specific information on activities meant to implement recommendations contained in the Committee's previous concluding observations (CRC/C/15/Add.76 of 18 June 1997) on the initial report of Algeria (CRC/C/28/Add.4), which have not yet been fully implemented, in particular those related to the State party's interpretative declarations (paragraphs 11 and 28), harmonization of domestic laws (paragraphs 12 and 29), awareness raising (paragraphs 14 and 31), the systematic data collection (paragraphs 15 and 32), discrimination, in particular against girls (paragraphs 17 and 33), nomadic children (paragraphs 18, 19, 23, 36 and 37), child abuse and ill-treatment in the family (paragraphs 21 and 35), violence (paragraphs 27 and 41), child labour (paragraphs 24 and 39), refugee children (paragraphs 18, 22 and 38) and children in conflict with the law (paragraphs 25, 26 and 40) etc. Please explain the obstacles to implementation and how the State party envisages overcoming them.

2. Please provide information on cases, if any, where the Convention has been directly invoked in domestic courts, and if so, please provide examples of such cases.

3. Please provide information on the progress in the revision of the Family Code (la loi 84-11 du 9 juin 1984) and the Code of Algerian Nationality (l'ordonnance 70-86 du 15 Décembre 1970).

4. Please describe measures undertaken to strengthen data and statistics collection mechanisms and procedures with regard to the implementation of all provisions of the Convention.

5. Please provide information on whether a National Plan of Action for Children has been developed and if so, whether it covers all areas of the Convention and takes into account the objectives and goals of the outcome document entitled "A World Fit for Children" of the UN General Assembly Special Session on Children in 2002.

6. Please provide updated information on the activities of the *Commission Consultative des droits de l'homme* established by Presidential Decree in March 2001, particularly related to the implementation of the Convention and, in case this falls within its mandate, the number of individual complaints investigated and their outcomes, and provide specific information on cases involving children (e.g. number and nature of complaints filed by, or on behalf of children). Furthermore, please indicate how the independence of the Commission is ensured, in the light of the Paris Principles (General Assembly resolution 48/134, annex).

7. Please provide information on UNICEF's and *Institut National de la Magistrature's* partnership to provide judges and student magistrates with information on the principles and provisions of the Convention and to integrate practice and understanding of child rights and international standards for juvenile justice in the Algerian legal system

8. Please provide information on the measures taken in consequence of the study on street children carried out in 2001 by CENEAP-research institute in collaboration with the Ministry of Solidarity and UNICEF.

9. Please provide updated information on efforts to disseminate the Convention, the State party report and the previous concluding observations of the Committee (CRC/C/15/Add.76).

10. Please provide updated information on efforts made to provide training, awareness on the Convention and on human rights in general, to children, parents, teachers, social workers and other professionals working with and for children.

11. Please provide updated information on the co-operation between the State party and the international community including non-governmental organisations, in the efforts to implement the Convention.

12. Please indicate the issues affecting children that the State party considers to be priorities requiring the most urgent attention with regard to the implementation of the Convention.

PART II

Please provide the Committee with copies of the text of the Convention on the Rights of the Child in all official languages or the State party as well as in other languages or dialects, when available. If possible, please submit these texts in electronic form.

PART III

Under this section, the State party is to briefly (3 pages maximum) up-date the information provided in its report with regard to:

- new bills or enacted legislation;
- new institutions;
- newly implemented policies;
- newly implemented programmes and projects and their scope.

PART IV

The following is a preliminary list of major issues (that does not contain issues already covered in Part I) that the Committee may take up during the dialogue with the State party. They do not require written answers. This list is not exhaustive as other issues might be raised in course of the dialogue.

1. The enforcement of domestic legislation relating to the rights of the child.
2. Non-discrimination in general and in particular discrimination against girls, children with disabilities, children living in poverty, children born out of wedlock, refugee children, children belonging to ethnic and religious minorities, children in conflict with law and children living in rural areas.

3. Right to life, survival and development.
4. Respect for the views of the child.
5. Freedom of religion.
6. Violence against children, including domestic violence and violence against women, and violence in the community, corporal punishment in the family, schools and other institutions.
7. Parental responsibilities.
8. The situation of children with disabilities, access to social and health services, equal opportunities to education, recovery and recreation, public attitudes towards children with disabilities.
9. The health status of children and their access to adequate social and health services.
10. Adolescent health concerns and reproductive health issues, mental health care services.
11. Educational system, including early childhood care and education, enrolment in primary and secondary education, literacy, repetition rates, non-formal education services and training, religious education.
12. The Western Saharan refugee children, *Sahawaris*, and their right to equal treatment and access to social and health services and to education.
13. Economic exploitation, including child domestic labour.
14. Sexual exploitation.
15. Trafficking and sale of children.
16. Administration of juvenile justice, inter alia, the length of and alternatives for (pre-trial) detention and prison sentences, adequate legislation, rehabilitation and social reintegration services.
17. Children belonging to ethnic or national, religious and linguistic minorities, such as Amazigh minority.
