

COMMITTEE ON THE RIGHTS OF THE CHILD
Thirty-seventh Session
Pre-sessional Working Group
7-11 June 2004

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 report of
Iran (CRC/C/104/Add.3)

PART I

Under this section the State party is requested to submit in writing additional and updated information, if possible, before 5 August 2004.

A. Data and statistics, if available

1. Please provide demographic data of the under18 population for the years 2001, 2002, and 2003, disaggregated by gender, ethnic, national and religious background.
2. Please provide specific disaggregated data on national budgetary allocation and spending for social needs, as percentages of total state expenditures for the years 2002, 2003, and 2004. In particular, how much was spent on:
 - a) education (including allocations for primary and secondary education, salaries, preservation of school buildings, etc.);
 - b) health (including allocations for primary health care, vaccinations, adolescent health care and other health care services for children);
 - c) child protection (for example institutional or foster care);
 - d) juvenile crime prevention and rehabilitation; and
 - e) other social services.
3. For children deprived of a family environment and separated from parents, please provide information for the years 2001, 2002, and 2003, disaggregated by sex and age, on the number of:
 - a) children separated from their parents;
 - b) foundlings; and
 - c) children placed with relatives and in welfare institutions.
4. Please specify the enrolment and completion rates for the years 2001, 2002, and 2003, disaggregated by sex, age, and according to type of school (i.e. public, and private) in percentages in:
 - a) kindergarten;
 - b) elementary;

- c) intermediate;
 - d) secondary;
 - e) vocational; and
 - f) religious schools.
5. Please specify the number of children with disabilities for the years 2001, 2002, and 2003, disaggregated by gender and age:
 - a) living with their families;
 - b) in institutions;
 - c) attending regular schools;
 - d) attending special schools; and
 - e) not attending school.
 6. Please specify the number of children, for the years 2001, 2002, and 2003 (disaggregated by gender, age, type of crime, type of sanction):
 - a) who allegedly committed a crime which was reported to the police;
 - b) who were sentenced by Courts to sanctions, and the nature of the sanctions imposed (e.g. fines, imprisonment, community service, other);
 - c) number of suspended sentences;
 - d) where the sanction is deprivation of liberty, please further specify the period of imprisonment; and
 - e) percentage of recidivism cases.
 7. Please specify the number of employers for the years 2001, 2002, and 2003:
 - a) charged with employing children below the age of 15;
 - b) convicted of employing children below the age of 15; and
 - c) the penalties imposed against the employers so convicted.

Please provide an estimation of the number of children under 15 working, including as domestic workers, for the years 2001, 2002, and 2003.

8. Please provide the number of street children in Iran, for the years 2001, 2002, and 2003, including:
 - (a) the ages of these children;
 - (b) their occupations on the streets; and
 - (c) the number of children who return home in the evenings.
9. Please provide the number of refugee children in Iran including:
 - (a) their country of origin; and
 - (b) the number who have access to and avail of education and healthcare services.

B. General Measures of Implementation

1. The Committee would appreciate receiving detailed information on concrete and time bound activities related to recommendations contained in the Committee's previous concluding observations (CRC/C/15/Add.123 of 2 June 2000), which have not been implemented, in particular those related to the definition of the child (para.20), the right to life (paras. 28 and 30), the right to freedom from discrimination on the grounds of sex (para.24), and the juvenile justice

system (para.54). Please explain the obstacles to implementation and how the State party envisages overcoming them. Further, the Committee would like to receive comprehensive information on follow-up measures undertaken by the State party to implement previous recommendations made in paragraphs 8, 10, 12, 14, 16, 18 and 20 of its previous concluding observations (CRC/C/15/Add.123 of 2 June 2000).

2. In light of the information provided during the consideration of the last report on a Governmental working group set up to study the compatibility of existing laws with the Convention, please provide information on the outcome of this study and describe what measures, if any, have or are being considered to review the general nature of the reservation, with a view to withdrawing it, as recommended by the Committee in its last concluding observations (CRC/C/15/Add.123, para.7).

3. Please confirm whether the Convention has been invoked by the courts since the consideration of the previous report. If so, please provide the cases in which it was invoked, the articles invoked and the outcome of any such cases.

4. Please provide updated information on the status of the revision of the “Comprehensive Child Delinquency Law” (para. 202 of the report), which was to be forwarded as a bill for the approval of the Islamic Consultative Assembly. Please provide a copy of this bill/law. Please also provide a copy of the law which established the juvenile court system. Please provide information on the outcome of the discussions to increase the minimum age of criminal responsibility, referred to in paragraph 202 of the report.

5. Please provide information on the coordination and monitoring of the implementation of the Convention. Further, please provide additional information on NGOs working with and for children and on their programmes and activities and the extent to which the State party collaborates with them.

6. Please provide information on the establishment of a national institution on the rights of the child, including the status of a draft law on the establishment of such an institution, apparently drafted as part of a project by the UNESCO Chair for Human Rights Peace and Democracy. Please provide any other information at the disposal of the State party on the setting up of a permanent and independent mechanism with the mandate to monitor and evaluate the progress of the implementation of the Convention.

7. Please explain the measures taken and their effectiveness with respect to the State party's public awareness campaigns of the Convention, particularly for professionals working for and with children (e.g. of Government officials, community-based organisations, religious leaders, the mass media), and the public-at-large, including children themselves.

8. Please describe any ongoing human rights training and education activities for professionals, especially those working for and with children.

9. 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 of the State party as well as in other languages or dialects spoken, 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;
- institutions;
- implemented policies; and
- implemented programmes and projects, and their scope.

PART IV

The following is a preliminary list (that does not contain issues already covered in Part I) of major issues that the Committee intends to 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 the course of the dialogue.

The dialogue with the State party might include issues such as:

1. The protection of the rights contained in the Convention by the Civil and *sharia* courts.
2. Implementation of the general principles of the Convention: non-discrimination (article 2); the best interests of the child (article 3); the right to life survival and development (article 6) and the right of the child to express his/her views and have them taken into consideration (article 12).
3. Measures taken to eliminate discrimination of women and girls (e.g. in nationality legislation and in personal status matters, including, marriage, divorce, inheritance, maintenance, and child custody upon separation), as well as discrimination of children born out of wedlock.
4. Implementation of civil rights and freedoms (articles 13-17) contained in the Convention.
5. Legal provisions to protect children from being ill-treated, mechanisms for children to file individual complaints and have them addressed, and preventive measures including awareness campaigns on the negative consequences of ill-treatment.
6. Child abuse and neglect, including sexual abuse.

7. Adequate access to services for disabled children, public awareness campaigns to combat negative attitudes, support for families and steps for inclusion in regular schools.
8. Measures to ensure that adolescents have access to and are provided with information relating to physical and mental development, including education on reproductive health, STDs and HIV/AIDS prevention, as well as child-sensitive counselling and rehabilitation services.
9. Substance abuse.
10. Access to education, in particular with respect to girls in rural areas and measures taken to increase school enrolments and prevent high drop out rates.
11. Refugee children and internally displaced children.
12. Information and further clarification on the State party's intention (as expressed in para. 214 of its report) to separate children from mothers who are completing prison sentences and the alternative arrangements to be made to ensure that children maintain personnel relations with their mothers.
13. Recruitment of children to paramilitary forces such as the Baseej.
14. Evaluation of centres which had been established to receive street children (as referred to at para. 181 of the report), and current measures taken to prevent and assist street children.
15. Measures taken to prevent and combat economic exploitation, including child labour.
16. The juvenile justice system with particular attention to, inter alia, the deprivation of liberty as a measure of last resort; conditions of detention; length of criminal proceedings; and the provision of legal aid.
17. Children of minorities.