



Convention on the Rights of the Child

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Committee on the Rights of the Child

Fifty-fifth session

13 September–1 October 2010

Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography

List of issues concerning additional and updated information related to the initial report of Montenegro (CRC/C/OPSC/MNE/1)

The Committee may take up all aspects of children's rights contained in the Optional Protocol during the dialogue with the State Party.

The State party is requested to submit in written form additional and updated information, if possible, before 2 August 2010, not exceeding 15 pages.

1. Please inform the Committee if the Criminal Code specifically defines sale of children, child prostitution and child pornography in accordance with articles 2 and 3 of the Optional Protocol.
2. 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 (art. 3, para. 1(a) (ii), of the Optional Protocol) and please indicate whether the State party intends to ratify the 1993 Hague Convention on Protection of Children and Cooperation in respect of Intercountry Adoption.
3. Please indicate whether the State Party has established a consolidated system for the comprehensive collection and analysis of data on children and please provide, if available, statistical data (disaggregated by nationality, age, sex, ethnic origin, urban/rural area, and socio-economic status) for the years 2007, 2008, and 2009 on:
 - (a) The number of reported cases of sale of children (including for what purpose), child prostitution, child pornography, child sex tourism;
 - (b) The number of cases of sale of children, child prostitution, child pornography and child sex tourism that have been investigated, prosecuted and the sanctions for the perpetrators, with additional information on types of follow-up provided on the outcome of the cases; and

(c) The number of child victims of the offences of the Optional Protocol provided with recovery and reintegration programmes as well as compensation as provided for in article 9, paragraphs 3 and 4, of the Optional Protocol.

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

5. Please provide information on the system and procedures of identification of children who might be particularly vulnerable to the offences of the Optional Protocol, including Roma and other children belonging to minorities, children from care institutions, children in street situations, refugee, asylum-seeking and internally displaced children, as well as identification of child victims of the offences.

6. With regard to the protection of the rights and interests of child victims of offences prohibited under the Protocol, please elaborate on the social reintegration and physical and psychological recovery, social services, child-friendly shelters and a child helpline.

7. Please provide information on the State party's allocation of human, technical and financial resources specifically dedicated to dissemination and awareness-raising, prevention, prohibition and victim assistance activities under the Optional Protocol.
