



**Convention on the
Rights of the Child**

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COMMITTEE ON THE RIGHTS OF THE CHILD
Fifty second session
14 September -2 October 2009

**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 Poland (CRC/C/OPSC/POL/1)**

**The State party is requested to submit in written form additional and updated information,
if possible, before 3 August 2009.**

1. Please provide, if available, statistical data (disaggregated by nationality, age, sex, ethnic origin, religion, geographic location, and socio-economic status) for the years 2006, 2007, and 2008 on:
 - (a) The number of reported cases of sale of children (including the purpose), child prostitution and child pornography; the number of cases prosecuted and the outcome of these cases, including withdrawals; any institutional measures adopted to investigate these cases; sanctions for perpetrators; as well as recovery and reintegration programs provided for the victims;
 - (b) The number of children trafficked to and from Poland as well as within the country for the purpose of sexual exploitation, the number of cases prosecuted with additional information on type of follow-up provided on the outcome of the cases, including withdrawals, as well as on sanctions for perpetrators;
 - (c) The number of child victims provided with recovery assistance and compensation as defined in article 9 paras. 3 and 4 of the Protocol; and
 - (d) The number of reported cases of crimes related to child sex tourism involving Polish citizens, with additional information on type of follow-up provided on the

outcome of the cases, including prosecution, withdrawals and sanctions for perpetrators.

2. Please provide information on whether the Optional Protocol has the force and effect of law and whether it has been applied by the Courts.
3. Please provide the definitions of sale of children and child prostitution under the Polish legislation. Please also indicate whether the State party has introduced or intends to introduce into the Criminal Code a specific prohibition of child prostitution in accordance with article 3, paragraph 1 of the Optional Protocol.
4. Please provide information on legislative and other measures providing protection from prostitution for children between the ages of 15 and 18.
5. Please indicate if there are any legal provisions which application might lead to a prosecution of a child victim of sale, prostitution or pornography, and if so, under which conditions.
6. Please briefly provide clarification as to the current Statute of Limitations for criminal offences committed against children pending the adoption of the draft amendment to the Penal Code that will allow the possibility to start and execute penal proceedings within five years of the moment the victim turns 18. Please also provide the Committee with an update as to the current status of the abovementioned amendment.
7. Please inform the Committee if any research has been carried out on the issue of children used in prostitution in Poland and its outcome, as well as the estimated numbers of children used in prostitution disaggregated according to age, sex, ethnic origin, religion, nationality, geographic location and socio-economic status.
8. Please provide information on rules regarding deportation and repatriation of children who may have been trafficked to Poland for the purpose of sale within the meaning of article 2, paragraph (a) of the Optional Protocol or of child prostitution. Please also provide statistical data covering years 2004 – 2008 on children victims of trafficking deported or repatriated from Poland disaggregated as above and according to country of return.
9. Please indicate whether any specific measures have been taken to prevent particularly vulnerable children, such as street children, Roma children, unaccompanied asylum seeking children and children residing in residential care institutions, from becoming victims of such offences.
10. Please provide updated information on how progress in the implementation of the Programme of “Preventing and combating violence against children, youth and women and the protection of victims and risk groups – DAPHNE III for the years 2007-2013” has improved protection of the child from the sale of children, child prostitution and child pornography.

11. Please briefly provide information on, and examples of, awareness-raising activities relating to child pornography targeting the general public.
