



Gruppo di Lavoro
per la Convenzione
sui Diritti dell'Infanzia
e dell'Adolescenza

Comitato per la promozione e protezione dei diritti umani

Bearing in mind the European and International Human Rights Treaties ratified by Italy and taking into account the concluding Observations addressed to Italy by the “UN Charter-based bodies”¹

the

“Comitato per la promozione e protezione dei diritti umani”ⁱ

in collaboration with the

“Gruppo di lavoro per la Convenzione sui Diritti dell’Infanzia e dell’adolescenza”ⁱⁱ

set out the following

RECOMMENDATIONS CONCERNING THE SITUATION OF CHILDREN IN ITALY

The NGOs of the “Comitato per la promozione e protezione dei diritti umani” and of the “Gruppo di lavoro per la Convenzione sui Diritti dell’Infanzia e dell’adolescenza” would like to highlight the need for:

- 1. the Parliament to make all efforts to approve as soon as possible both a Law for the establishing of a National Independent Institution for the promotion and protection of Human Rights in Italy and a Law to create a National Independent Ombudsman for children’s rights (at least as part of a National Independent Human Rights Institution) in line with the International Standards on Independent Human Rights Institutions, in particular with the “Paris Principles” and with the Committee on the Rights of the Child’s General Comment n.2/2002.**

Specifically, “the National Institution should have an infrastructure suited to the effective conduct of its activities and, in particular, adequate funding to enable it to have its own staff , in order to be independent of the Government and not be subject to financial control which might affect its independence”².

- 2. the National Observatory on Children and Adolescents - coordinating policies and programmes for children at national, regional and local level and in charge of drafting every two years a National Plan of Action for Children - to define as soon as possible the new National Plan of Action (as last one goes back to 2002-2004) and the Italian Government to elaborate a long term, integrated National Strategy to promote and protect all human rights in their indivisibility and interdependence, beyond the frequent turnovers that characterize Italian political scene.**
- 3. The Italian Government to take proactive measures to prevent social exclusion and discrimination and to allow ALL children under the Italian jurisdiction to fully enjoy their rights, independently from their condition and with particular attention to those belonging to vulnerable groups (such as migrant children, including unaccompanied or irregular ones, Roma children and those belonging to minorities groups) .**

In particular NGOs:

- are concerned about the fact that the devolution process, started in 2001 with the Reform of the Constitution of the Italian Republic - which transferred power on social policies from the Central Government to the Regions – risk to strenghten disparities among children, based on the wealth of the Region of residence;**

Relating to this aspect, NGOs would like to highlight the need for:

¹ See the “Concluding Observations” attached .

² See Paris Principles adopted by General Assembly Resolution 48/134 of 20 December 1993 .

- **the Italian Government to define as soon as possible the LIVEAS – Essential levels concerning civil and social services – that should ensure equal rights and opportunities to ALL children under the Italian jurisdiction.**
- **the Parliament, during the discussion of the so called “Security Package” (Draft Law on Public Security Measures), not to take measures that could be prejudicial to children, especially those belonging to vulnerable groups (i.e. migrant children, even when unaccompanied or irregular, child asylum seekers and Roma children); in particular the NGOs are greatly concerned about the fact that one branch of the Parliament has already approved the article which makes illegal immigration a crime. Moreover the fact that the Parliament is discussing about the introduction of measures which would not ensure irregular migrants “basic rights” and “marital status”, the opportunity of legally recognizing a child, therefore denying irregular migrants birth registration of their children and access to healthcare.**
- **Regarding the Italian “Immigration policy”, NGOs would like to highlight the need for the Italian Government to take all appropriate measures to ensure that human rights affirmed in European and International Treaties ratified by Italy are respected i.e. Geneva Convention relating to the Status of Refugees and the “Non refoulement Principle” .**

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ⁱ Agenzia della Pace, A.Ge., AGEDO, AGESCI, Anfaa, Anolf, Antigone, Archivio Disarmo, Archivio Immigrazione, ARCI, Arcigay, Articolo 21, ASGI-Associazione Giuristi per l'Immigrazione, Associazione Eleonora Pimentel Assopace, ATD-Quarto Mondo, AUCI, AUSER, Banca Etica, Casa dei Diritti Sociali, CGIL, Chiamalafrica, CIAI, CIPAX, CIPSI-Coordinamento di Iniziative Popolari di Solidarietà Internazionale, CIR-Consiglio Italiano Rifugiati CISL Dipartimento Politiche Migratorie, Cismai, CISP-Comitato Internazionale Sviluppo dei Popoli, Cittadinanzattiva, CND – Consiglio Nazionale sulla Disabilità, Comitato per i Diritti Umani, Comitato Singh Mohinder Donne in Nero, EMA, Federazione Chiese Evangeliche, Fondazione Centro Astalli, Fondazione Internazionale Don Luigi di Liegro, Fondazione Basso-Sezione Internazionale, Fondazione Labos, FVGS, Giovani per un Mondo Unito, Gruppo Martin Buber, ICS-Consorzio Italiano di Solidarietà, IISMAS-Istituto Internazionale Scienze Mediche Antropologiche e Sociali, IRMA, IMS –International Medicine Society, INTERSOS, Istituto Cooperazione Economica Internazionale, Istituto di Medicina del Soccorso, La Gabbianella, LAW-Legal Aid Worldwide, Legambiente, Lega Internazionale per i Diritti e la Liberazione dei Popoli, Libera, MED.eA, Medici contro la Tortura Medici per i Diritti Umani, Movimondo, Oltre Babele, PaxChristi, Ponte della Memoria, Progetto Continenti, Rete Educare ai Diritti Umani, Save the Children, Terre des Hommes, Ubi Minor, UDI-Unione Donne in Italia, UIL, UNICEF Italia, Unione Forense per la Tutela dei Diritti dell'Uomo, Vides Internazionale, Vis-Volontariato Internazionale per lo Sviluppo, WILPF-Women's International League for Peace and Freedom ... e con la collaborazione di Amnesty International, Focsiv, Mani Tese, Medici senza Frontiere.

ⁱⁱ Fondazione ABIO Italia onlus, ACP, AGeDO onlus, AGESCI, Ai.Bi, Ass. Alama, Alisei ONG, Ass. Amani, ANFAA, ANFFAS onlus, Ass. Antigone onlus, Arché, Arciragazzi nazionale, ASGI, Ass. Bambinisenzasbarre, Batya, CAM, Camera Minorile di Milano, Camina, Caritas italiana, CbM - Centro per il bambino maltrattato e la cura della crisi familiare, Centro per la Salute del Bambino onlus, Centro Studi Hansel e Gretel, Centro Studi Minori e Media, Cesvi, CIAI, CIES, Cismai, Cittadinanzattiva, CNCA, Consiglio Nazionale sulla Disabilità, CODICI, Comitato giù le mani dai bambini onlus, Comitato Italiano per l'UNICEF onlus, Comunità nuova onlus, Coordinamento Genitori Democratici, CSEN, Ctm onlus Lecce, Dedalus Cooperativa sociale, ECPAT Italia onlus, Federasma, FIDAPA, Ass. Geordie onlus, GLNBI – SIP Gruppo di lavoro nazionale del bambino immigrato della Società Italiana di Pediatria, Gruppo Abele, IBFAN Italia, Il corpo va in città, INMP, Intervita, IPDM, IRES, Istituto Mario Negri Milano, Italianats, L'abilità associazione onlus, L'Altro diritto onlus, La Gabbianella, Libera, La Leche League Italia onlus, M.A., ONG M.A.I.S., MAMI, Mani Tese, MDC Junior, MSF onlus, Ora d'aria onlus, Fondazione Federico Ozanam - Vincenzo De Paoli, Ass. On the Road onlus, Opera Nomadi Milano onlus, O.V.C.I. La nostra Famiglia, Ass. Passo Dopo Passo... insieme onlus, Cooperativa Sociale Pralipé onlus, Save the Children Italia, Ass. Saveria Antiochia onlus, SIMM, SOS Villaggi dei bambini onlus, Ass. Stak onlus, Fondazione Terre des Hommes Italia onlus, UISP, Ass. Valeria onlus, VIS.