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**EUROPEAN COMMITTEE OF SOCIAL RIGHTS
COMITÉ EUROPÉEN DES DROITS SOCIAUX**

14 May 2013

Case document No. 3

**Association for the Protection of all children (APPROACH) Ltd v. Czech
Republic**
Complaint No. 96/2013

**RESPONSE FROM APPROACH
TO THE OBSERVATIONS OF THE
GOVERNMENT ON THE ADMISSIBILITY**

Registered at the Secretariat on 13 May 2013

APPROACH

Association for the Protection of
all Children Ltd.

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Protecting children and young people from
physical punishment and other injurious,
humiliating or degrading treatment.

Association for the Protection of All Children (APPROACH) Ltd v Czech Republic Collective complaint No. 96/2013

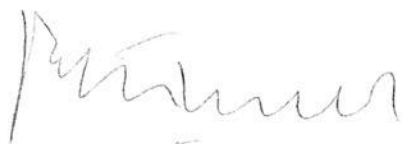
APPROACH response to the observations of the Government of the Czech Republic on admissibility

May 13 2013

Contrary to the assertion in the Government's observations (para. VI), our complaint is not "based on" the conclusions of the ECSR made in the reporting procedure, although it does of course summarise relevant conclusions and decisions of the Committee and recommendations of UN Treaty Bodies. The complaint is based on our analysis of the law and asserts that the lack of explicit prohibition of corporal punishment in the family, in all forms of alternative care and in schools violates Article 17 of the Charter; additionally, we assert that the Czech Republic has not acted with due diligence to eliminate such violent punishment of children in practice.

The complaint notes that in recent communication with the Committee on the Rights of the Child and the Committee against Torture, the Government of the Czech Republic has suggested that existing legislation offers adequate protection from corporal punishment and that it has no plans to legislate further to prohibit corporal punishment.

This further emphasizes the importance of the Committee considering the merits of the complaint.



Peter Newell

