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COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Strasbourg, 25 January 2022
CDENF(2022)OJ1ANN

Steering Committee for the Rights of the Child (CDENF)

Second plenary session dedicated to the rights of children in migration Annotated Agenda

Strasbourg, 1 – 3 February 2022

By videoconference

Tuesday 1 February 2022 – 9:30 am to 1 pm and 2:30 pm to 6:00 pm

Wednesday 2 February 2022 – 9:30 am to 1 pm and 2:30 pm to 6:00 pm

Thursday, 3 February 2022 – 9:30 am to 1 pm and 2:30 pm to 6:00 pm

(Strasbourg time / CET)

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Agenda

1. **Opening of the meeting**

2. **Adoption of the agenda and order of business**

3. **Statement by the Chair and the Secretariat**

4. **CDENF opinion(s) for the Committee of Ministers**

Age assessment for children in migration *(for examination and approval)* **(Specific task v)**

- 5.
- Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration
 - Draft Explanatory Memorandum of the Recommendation

Guardianship for unaccompanied and separated children in migration *(for examination and approval)* **(Specific task v)**

- 6.
- Draft Explanatory Memorandum of Recommendation CM/Rec(2019)11 on Effective guardianship for unaccompanied and separated children in the context of migration

7. **Any other business**

Upcoming events

8. 7-8 April 2022: High Level Launching Conference of the new Strategy, Rome

9. **Date and place of next meeting**

10. **Approval of the abridged report of the session**

Annotated Agenda and Order of Business

Tuesday, 1 February 2021		
Timing (CET)	Working Document reference ¹	Agenda item
9:30 am		1. Opening of the meeting
9:35 am	CDENF(2022)OJ1PROV CDENF(2022)OJ1ANN CDENF(2022)LOP1	2. Adoption of the agenda and order of business <i>Required action: The CDENF is invited to <u>review and adopt the draft agenda and order of business.</u></i>
9:40 am	Terms of Reference of the CDENF for 2022-2025 CDENF(2021)AR02 Abridged Report Plenary session dedicated to the rights of children in migration CDENF(2021)PV4 Restricted Draft report of the 4th plenary meeting CDENF(2021)02 Schedule of CDENF activities and main priorities	3. Statement of the Chair and the Secretariat <i>Required action: The CDENF is invited to</i> <ul style="list-style-type: none"> - <i>take note of the information provided by the Chair and the Secretariat;</i> - <i>Approve the draft report of its 4th plenary meeting.</i>
9:50 am	Internet page of the Special Representative of the Secretary General on Migration and Refugees	5. and 6. CDENF specific tasks v: The Rights of Children in migration Address by Ms Leyla Kayacik, Special Representative of the Secretary General on Migration and Refugees <u>Exchange of views</u> with Ms Kayacik <i>Time for presentation and questions: 30 minutes</i>

¹ Meeting documents will not systematically be screened during the videoconference. CDENF members and observers are invited to have either printed their own copies of the working or reference documents or access those on the Committee's public website www.coe.int/cdenf.

10:20 am	<p><u>Working documents:</u> CDENF(2021)15rev Restricted Draft recommendation on age assessment, as revised during the first dedicated session, with remaining comments</p> <p>CDENF(2021)16rev Restricted Draft explanatory memorandum on age assessment, revised, with comments</p> <p><u>Reference documents:</u> see appendix below</p>	<p>5. Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration <p><u>Required Action:</u> <i>The CDENF is invited to finalise the review of and approve the Draft Recommendation and of its Draft Explanatory memorandum based on the remaining comments as contained in Document CDENF(2021)15rev (restricted) and in CDENF(2021)16rev (restricted):</i></p> <p>III. Guidelines on age assessment</p> <p><i>Principle 1 - Respect for human rights and fundamental freedoms and principles; paragraphs 18-22.</i></p>
11:00 am	Coffee break (15 minutes)	
11:15 am	<p><u>Working documents:</u> CDENF(2021)15rev Restricted Draft recommendation on age assessment, as revised during the first dedicated session, with remaining comments</p> <p>CDENF(2021)16rev Restricted Draft explanatory memorandum on age assessment, revised, with comments</p> <p><u>Reference documents:</u> see appendix below</p>	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration <p><i>Principle 2 - Presumption of minority</i></p> <p><i>Principle 3 – Age assessment involving an evidence-based multi-disciplinary approach, paragraphs 1 - 4</i></p>
1:00 pm	Lunch break (90 minutes)	
2:30 pm	<p><u>Working documents:</u> CDENF(2021)15rev Restricted Draft recommendation on age assessment, as revised during the first dedicated session, with remaining comments</p>	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration <p><i>Principle 4 - Principles applicable to medical examination in the context of age assessment, paragraphs 1 – 13,</i></p>

	<p>CDENF(2021)16rev Restricted Draft explanatory memorandum on age assessment, revised, with comments</p> <p><u>Reference documents:</u> see appendix below</p>	<p><i>Principle 1 - Respect for human rights and fundamental freedoms and principles, paragraph 8 (informed consent to age assessment), as adjourned during the first dedicated session),</i></p>
4:00 pm	Coffee break (15 minutes)	
4.15 pm	See above	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration <p><i>Principle 5 - Legal and policy frameworks, paragraphs 1 - 9</i></p>
6:00 pm	End of the first day	
Wednesday, 2 February 2021		
9:30 am	<p><u>Working documents:</u> CDENF(2021)15rev Restricted Draft recommendation on age assessment, as revised during the first dedicated session, with remaining comments</p> <p>CDENF(2021)16rev Restricted Draft explanatory memorandum on age assessment, revised, with comments</p> <p><u>Reference documents:</u> see appendix below</p>	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration <p>- <i>Principle 6 - Professional standards and training, paragraphs 5-8;</i> - <i>Principle 7 - Outcome of the age assessment, reasoned decision and remedies available, paragraphs 1–9;</i></p> <p>Finalisation of principle 7 of the Recommendation, as adjourned during the first dedicated session)</p>
11:00 am	Coffee break (15 minutes)	

	<p><u>Working documents:</u> CDENF(2021)15rev Restricted Draft recommendation on age assessment, as revised during the first dedicated session, with remaining comments</p> <p>CDENF(2021)16rev Restricted Draft explanatory memorandum on age assessment, revised, with comments</p> <p><u>Reference documents:</u> see appendix below</p>	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration - <i>Principle 8 - Privacy and personal data, paragraphs 1–5,</i> - <i>Principle 9 - Research and co-operation for the purpose of age assessment, paragraphs 1,2</i> - <i>Title</i> - <i>Preamble</i>
1:00 pm	Lunch break (90 minutes)	
2:30 pm	See above	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration
4:00 pm	Coffee break (15 minutes)	
4:15 pm	See above	<p>5. (continued) Age assessment for children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Recommendation of the Committee of Ministers on Human Rights Principles and Implementing Guidelines on age assessment for children in migration
6:00 pm	End of the second day	

Thursday, 3 February 2021

09:30 am	<p><u>Working document:</u> CDENF(2021)17rev2 Restricted Draft explanatory memorandum on guardianship, revised with comments</p> <p><u>Reference documents:</u> Recommendation CM/Rec(2019)11 CDENF(2021)17rev2 Restricted Draft explanatory memorandum on guardianship, with comments</p> <p>CDENF(2021)10 Restricted Draft explanatory memorandum on guardianship</p>	<p>6. Guardianship for unaccompanied and separated children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Explanatory Memorandum of Recommendation CM/Rec(2019)11 on Effective guardianship for unaccompanied and separated children in the context of migration <p><i>Required Action:</i> <i>The CDENF is invited to finalise the review of and approve the Draft explanatory memorandum on guardianship based on the remaining comments as contained in Document CDENF(2021)17rev2, as from its paragraph 47</i></p>
11:00 am	Coffee break (15 minutes)	
11:15 am	See above	<p>6. (continued) Guardianship for unaccompanied and separated children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Explanatory Memorandum of Recommendation CM/Rec(2019)11 on Effective guardianship for unaccompanied and separated children in the context of migration
1:00 pm	Lunch break (90 minutes)	
2:30 pm		<p>6. (continued, where necessary) Guardianship for unaccompanied and separated children in migration (for examination and approval) (Specific task v)</p> <ul style="list-style-type: none"> - Draft Explanatory Memorandum of Recommendation CM/Rec(2019)11 on Effective guardianship for unaccompanied and separated children in the context of migration
4:00 pm	Coffee break (15 minutes)	
4:15 pm	CDENF(2022)01	4. CDENF opinion(s) for the Committee of Ministers

	Draft opinion on PACE Rec 2216 (2021) on “Best interests of the child and policies to ensure a work-life balance”	<i>Required action:</i> The CDENF is invited to review and adopt the draft opinion on PACE Rec 2216(2021), as prepared by its Bureau.
4:45 pm		7. Any other business
5:00 pm	Draft programme of the Launching Conference	8. Upcoming events <i>7-8 April 2022: High Level Launching Conference for the new Strategy for the Rights of the Child, Rome</i> <i>Required action:</i> The CDENF is invited to take note of the draft programme and to present any comments or suggestions as appropriate, and individual CDENF delegations will be invited to signal to the Secretariat as soon as possible, if not yet done so, how their respective national delegation for the event will be composed.
		9. Date and place of next meeting
		10. Approval of the abridged report of the session

Appendix:

Item 5. Age assessment for children in migration (for examination and approval) (Specific task v):

Reference Documents

CDENF(2021)15 (restricted)	Draft recommendation on age assessment, with comments
CDENF(2021)16 (restricted)	Draft explanatory memorandum on age assessment, with comments
CDENF(2021)08 (restricted)	Draft recommendation on age assessment (7 th working version, June 2021)
CDENF(2021)09 (restricted)	Draft explanatory memorandum on age assessment
Age assessment: Council of Europe member states’ policies, procedures and practices respectful of Children’s rights in the context of migration, 2017	
Report on consultations with unaccompanied children on the topic of age assessment, Council of Europe, 2019	
Age assessment for children in migration: A human rights-based approach - a guide for policy makers, 2019	