

Strasbourg, 7 February 2024

CJ/ENF-ISE(2024)OJ1 prov.

Committee of experts on the rights and the best interests of the child in parental separation and in care proceedings (CJ/ENF-ISE)

**9th Meeting
20-22 March 2024
Strasbourg, Agora, Room G02**

DRAFT AGENDA AND ORDER OF BUSINESS

1.	Opening of the meeting	<u>Reference document</u> <ul style="list-style-type: none">• CJ/ENF-ISE(2024)LoP1
2.	Adoption of the agenda and order of business	<u>Working documents</u> <ul style="list-style-type: none">• Draft agenda - CJ/ENF-ISE(2024)OJ1 prov• Annotated draft agenda - CJ/ENF-ISE(2024)OJ1ANN
3.	Statement by the Chair and the Secretariat	<u>Reference documents</u> <ul style="list-style-type: none">• Report of the 101st CDCJ plenary meeting – CDCJ(2023)32• Report of the 8th CDEFN plenary meeting – CDEFN(2023)PV03
4.	Draft recommendation on the protection of the rights and best interests of the child in care proceedings and its explanatory memorandum (deliverable (1) of the terms of reference)	<u>Working documents</u> <ul style="list-style-type: none">• Draft recommendation on the protection of the rights and best interests of the child in care proceedings (version 2) – CJ/ENF-ISE(2024)02 (<i>restricted</i>)• Draft Explanatory Memorandum (version 2) – CJ/ENF-ISE(2024)03 (<i>restricted</i>)• Compilation of comments received on the draft recommendation and its draft EM – CJ/ENF-ISE(2024)04 Mos (<i>restricted</i>)

	<p><u>Reference documents</u></p> <ul style="list-style-type: none"> • Draft recommendation on the protection of the rights and best interests of the child in care proceedings (version 1) – CJ/ENF-ISE(2023)09 (<i>restricted</i>) • Draft Explanatory Memorandum (version 1) – CJ/ENF-ISE(2023)10 (<i>restricted</i>) • Compilation of comments received on the draft recommendation and its draft EM (version 1) – CJ/ENF-ISE(2023)11 Mos (<i>restricted</i>) • Draft recommendation on the protection of the rights and the best interests of the child in parental separation proceedings – CDCJ(2023)28/CDENF(2023)25 (<i>restricted</i>) • Explanatory Memorandum to the Draft recommendation on the protection of the rights and the best interests of the child in parental separation proceedings – CDCJ(2023)29/CDENF(2023)26 (<i>restricted</i>)
<p>5. Implementation tools on the protection of the rights and best interests of the child in parental separation and in care proceedings (<i>deliverable (2) of the terms of reference</i>)</p>	<p><u>Working documents</u></p> <ul style="list-style-type: none"> • Preliminary draft implementation tool(s) on the protection of the rights and the best interests of the child in parental separation proceedings – CJ/ENF-ISE(2024)5 (<i>restricted</i>) <p><u>Reference documents</u></p> <ul style="list-style-type: none"> • Initial reflections on practical tools to be developed for practitioners (CJ/ENF-ISE(2022)09) • Draft recommendation on the protection of the rights and the best interests of the child in parental separation proceedings – CDCJ(2023)28/CDENF(2023)25 (<i>restricted</i>) • Explanatory Memorandum to the Draft recommendation on the protection of the rights and the best interests of the child in parental separation proceedings – CDCJ(2023)29/CDENF(2023)26 (<i>restricted</i>)
<p>6. Exchange of views on the future work programme and implementation of tasks in 2024</p>	<p><u>Working document</u></p> <ul style="list-style-type: none"> • Working methods and workplan in 2024 – CJ/ENF-ISE(2024)01 prov. <p><u>Reference documents</u></p> <ul style="list-style-type: none"> • Terms of reference of the CJ/ENF-ISE 2024
<p>7. Update on key developments and other events by members and observers</p>	
<p>8. Any other business</p>	

-
9. **Date and place of next meeting**
-
10. **Approval of the meeting report**
- Draft meeting report - CJ/ENF-ISE(2024)PV01 prov.
-

ORDER OF BUSINESS

Date	Time (UTC+1)	Agenda items
20 March 2024	Morning 09.30 am -1.00 pm	Items 1, 2, 3, 4
	Afternoon 2.30 pm - 6.00 pm	Item 4 (continued)
21 March 2024	Morning 09.00 am - 12.30 pm	Item 4 (continued)
	Afternoon 2.00 pm - 5.30 pm	Item 4 (continued)
22 March 2024	Morning 09.00 am -12.30 pm	Items 4 (continued)
	Afternoon 2.00 pm – 5.00 pm	Items 5, 6, 7, 8, 9, 10

GENERAL REFERENCE DOCUMENTS

Terms of reference of the CJ/ENF-ISE 2024
Resolution CM/Res(2021)3 on intergovernmental committees and subordinate bodies, their terms of reference and working methods

REPORTS

CJ/ENF-ISE(2022)10	Summary report on child consultations
CJ/ENF-ISE(2022)15	Report of the Stakeholder hearing
CJ/ENF-ISE(2023)PV2	Report of the 8 th meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2023)PV1	Report of the 7 th meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2022)PV2	Report of the 6 th meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2022)PV1	Report of the 5 th meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2021)PV2	Report of the 4 th meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2021)PV1	Report of the 3 rd meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2020)PV2	Report of the 2 nd meeting of the CJ/ENF-ISE
CJ/ENF-ISE(2020)PV1	Report of the 1 st meeting of the CJ/ENF-ISE
CDCJ&CDENF/Bu(2021)PV1	Report of the 2 nd joint meeting of CDCJ and CDENF Bureaus

PREPARATORY WORKS

[Feasibility study on a legal instrument on the protection of the best interests of the child in situations of parental separation](#)

[Feasibility study of a legal instrument on the protection of the best interests of the child in domestic law proceedings by public authorities to limit parental responsibilities or place a child in care](#)

- Best interests of the child and children's rights in parental separation - relevant international and European instruments – [CJ/ENF-ISE\(2020\)INF2Rev1](#)
- Best interests of the child in care proceedings - relevant international and European instruments - [CJ/ENF-ISE\(2020\)INF3](#)

ECHR case-law

Information document on ECtHR case-law on proceedings to limit parental responsibilities or place a child in care

[Right of the child to be heard in domestic proceedings on family matters](#) (10/01/2022)

[Guide on Article 8 ECHR](#) (28/02/2023)