



Strasbourg, 25 September 2023

CJ/ENF-ISE(2023)OJ2 prov.2

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

8th Meeting

4 - 6 October 2023

Strasbourg, Agora building, Room G04

DRAFT AGENDA AND ORDER OF BUSINESS

1.	Opening of the meeting	<u>Reference document</u> <ul style="list-style-type: none"> • CJ/ENF-ISE(2023)LoP2
2.	Adoption of the agenda and order of business	<u>Working documents</u> <ul style="list-style-type: none"> • Draft agenda - CJ/ENF-ISE(2023)OJ2 prov.2 • Annotated draft agenda - CJ/ENF-ISE(2023)OJ2ANN
3.	Statement by the Chair and the Secretariat	<u>Reference documents</u> <ul style="list-style-type: none"> • Abridged Report of the 100th CDCJ plenary meeting – CDCJ(2023)18 • Abridged Report of the 7th CDENF plenary meeting - CDENF(2023)AR01
4.	Elections of CJ/ENF-ISE Chair and Vice-Chair	<u>Working document</u> <ul style="list-style-type: none"> • Elections of Chair and Vice-Chairperson – CJ/ENF-ISE(2023)11
5.	Draft recommendation on the protection of the best interests of the child and his/her rights in parental separation 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 best interests and the rights of the child in parental separation proceedings – CJ/ENF-ISE(2023)07 prov. (<i>restricted</i>) • Draft Explanatory Memorandum – CJ/ENF-ISE(2023)08 prov. (<i>restricted</i>) • Compilation of comments received on the draft recommendation and its preliminary draft EM – CJ/ENF-ISE(2023)06 Mos (<i>restricted</i>)

		<u>Reference documents</u> <ul style="list-style-type: none">• Draft recommendation on the protection of the rights and the best interests of the child in parental separation proceedings – CJ/ENF-ISE(2023)04 (<i>restricted</i>)• Preliminary Draft Explanatory Memorandum – CJ/ENF-ISE(2023)05 (<i>restricted</i>)
6.	Draft recommendation on the protection of the best interests of the child and his or her rights in care proceedings (<i>deliverable (1) of the terms of reference</i>)	<u>Working documents</u> <ul style="list-style-type: none">• Preliminary draft recommendation on the protection of the rights and the best interests of the child in care proceedings – CJ/ENF-ISE(2023)09 (<i>restricted</i>)• Preliminary Draft Explanatory Memorandum – CJ/ENF-ISE(2023)10 (<i>restricted</i>)
7.	Exchange of views on the future work programme and implementation of tasks in 2023 - 2024	<u>Working document</u> <ul style="list-style-type: none">• Working methods and workplan – CJ/ENF-ISE(2023)01 rev.
8.	Update on key developments and other events by members and observers	
9.	Any other business	
10.	Date and place of next meetings	
11.	Approval of the meeting report	<ul style="list-style-type: none">• Draft meeting report - CJ/ENF-ISE(2023)PV02 prov.

ORDER OF BUSINESS

Date	Time (UTC+1)	Agenda items
4 October 2023	Morning 09.30 am -1.00 pm	Items 1, 2, 3, 5
	Afternoon 2.30 pm - 6.00 pm	Item 5 (continued)
5 October 2023	Morning 09.00 am - 12.30 pm	Item 4, 5 (continued)
	Afternoon 2.00 pm - 5.30 pm	Item 5 (continued)
6 October 2023	Morning 09.00 am -12.30 pm	Items 5 (continued)
	Afternoon 2.00 pm – 5.00 pm	Items 6, 7, 8, 9, 10, 11

GENERAL REFERENCE DOCUMENTS

[Terms of reference of the CJ/ENF-ISE 2022-2023](#)

Resolution [CM/Res\(2021\)3](#) on intergovernmental committees and subordinate bodies, their terms of reference and working methods

MEETING REPORTS

CJ/ENF-ISE(2022)15	Report of the Stakeholder hearing
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
<ul style="list-style-type: none">• 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

ECHR Knowledge Sharing platform (ECHR-KS)
Right of the child to be heard in domestic proceedings on family matters (10/01/2022)
Guide on Article 8 ECHR (28/02/2023)