



# Convention on the Rights of the Child

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## Committee on the Rights of the Child

Sixty-sixth session

26 May-16 June 2014

Item 4 of the provisional agenda

Consideration of reports of States parties

### List of issues to be taken up in connection with the consideration of the combined third and fourth periodic reports of Indonesia (CRC/C/IDN/3-4)

**The State party is requested to submit in writing additional, updated information, if possible before 1 March 2014.**

*The Committee may take up all aspects of children's rights contained in the Convention during the dialogue with the State party.*

#### Part I

**In this section, the State party is requested to submit its responses to the following questions (30 pages maximum).**

1. Please update the Committee on the decentralization process and measures taken to coordinate activities and ensure legal consistency across national, regional and local levels. In that regard, please provide specific information on the mechanism referred to in paragraph 6 of the State party report. Please also respond to information received that laws issued at the provincial level are sometimes discriminatory to children, in particular regarding access to education and health care services.
2. Please provide information on the authority and mandate of the Ministry for Women Empowerment and Child Protection (as the coordinating body for the implementation of the Convention) to coordinate and instruct the implementation of child related action plans and policies with other line ministries.
3. Please provide information on the Indonesian Child Protection Commission's mandate to conduct investigations and to receive and address complaints by children, as well as to follow up on these complaints. In this regard, please update the Committee on the status of the proposed amendment of the Child Protection Law that aims to enhance the Commission's legal standing in investigation cases of child abuse.
4. With reference to the prohibition of discrimination, please provide information on:

(a) progress achieved in implementing the programmes mentioned in paragraph 32 to close disparities in the enjoyment of children's rights between rural urban areas, and results attained so far;

(b) Legislative and institutional efforts undertaken to eradicate discrimination against girls. Please also refer to raising awareness measures, if any, taken with a view to eliminating gender stereotyping; and,

(c) Measures to end all forms of discrimination against children born out of wedlock, children belonging to the Alahmadiyah faith, Shia followers, and Jehovah Witnesses, as well as indigenous communities.

5. Please provide information on any fees charged for birth registration. Please also specify measures taken to overcome ethnic, religious and geographic disparities in birth registration, and explain the situation of children born out of wedlock, children of asylum seekers, internally displaced children and children of migrant workers with respect to their right to birth registration.

6. With regards to violence against children, please update the Committee on:

(a) The status of the draft national plan of action for the Elimination of Violence against Children- mentioned in paragraphs 41 and 73 of the State party's report, who is the governmental body in charge of its implementation, and what is the allocated budget;

(b) Progress in implementing the programmes, campaigns and law reform mentioned in paragraph 76 with a view to reducing the incidence of violence against children;

(c) Steps taken to respond to violence from public and private actors against children in vulnerable situations, including children in street situations and children in detention; and,

(d) Progress achieved in the implementing the National Action Plan to Eliminate Child Commercial Sexual Exploitation, and the Status of the Pornography Bill.

7. Please provide information on measures taken to put an end to harmful practices against girls, including female genital mutilation, early marriage and polygamy.

8. With reference to family environment and alternative care, please elaborate on the:

(a) Family Planning Programme mentioned in paragraph 83, in particular how this programme is helping parents in meeting their parental responsibilities;

(b) Measures taken to reduce the number of children placed in institutions and to tackle the phenomenon of poor families sending their children to institutions due to shortage of means; and,

(c) Steps to disseminate and enforce the institutional care standards adopted by the Ministry of Social Affairs in 2011.

9. Please provide more information on the number of children from Timor-Leste reunited with their parents, and respond to information received that many such children still live in Indonesia and have not yet been re-united with their parents.

10. Please indicate the measures taken to ensure the effective implementation of the National Plan of Action for People with Disabilities (2004-2013). Please also describe steps taken to increase access to schools and to medical services for children with disabilities.

11. With regards to children's access to health, please inform the Committee of:

(a) Measures taken to improve access to quality health services and safe drinking water in all provinces, and reduce geographical disparity in such access. Please also

indicate progress attained in achieving the health target indicators mentioned in paragraph 135, particularly with regards to infant, child and maternal mortality target rates;

- (b) Steps taken to increase immunization rate across all provinces and districts;
- (c) Steps taken to ensure access to reproductive health counselling and services for adolescents and to medical services for pregnant adolescents; and,
- (d) Preventive measures to combat drug abuse by adolescents.

12. With reference to children's right to education, please provide information on:

- (a) Steps taken to achieve free education at primary and secondary levels across all provinces, particularly in rural areas;
- (b) Progress achieved in expanding access to early childhood education and care, particularly for children in rural areas and children belonging to poor families;
- (c) Effective measures to tackle school drop-out at secondary level;
- (d) Measures to guarantee pregnant teenage girls' right to education; and
- (e) Measures to combat violence in school among children and from teachers.

13. Please provide information on measures taken to ensure that refugee or asylum-seeking children, particularly those fleeing from armed conflict or humanitarian crisis, are provided adequate advice, support, legal aid, and counselling.

14. Please provide information on measures to regulate labour of children aged 15-17. Please update the Committee on the status of the Domestic Workers Protection Bill and describe measures to respond to reports on abuse of child domestic workers, including child forced labour. Please also indicate the measures taken to ensure the effective implementation of the National Plan of Action for Eliminating Worst Forms of Child Labour.

15. Please provide information on measures taken to reform the juvenile justice system as mentioned in paragraph 165(a) in order to bring it in compliance with articles 37 and 40 of the Convention. In doing so, please update the Committee on the new draft Criminal Code and draft Criminal Procedure Code and their compliance with the Convention, including their present status.

## **Part II**

**In this section the Committee invites the State party to briefly (three pages maximum) update the information presented in its report with regard to:**

- (a) New bills or laws, and their respective regulations;
- (b) New institutions (and their mandates) or institutional reforms;
- (c) Recently introduced policies, programmes and action plans and their scope and financing; and
- (d) Recent ratifications of human rights instruments.

## Part III

### Data, statistics and other information, if available

1. Please indicate the proportion of the national budget allocated to the implementation of children's rights and actual expenditure in this area in 2011, 2012 and 2013, at national, provincial and district levels. Please also provide information on the allocated budget for education and health at national, provincial and district levels, for the years 2011-2013.
  2. Please provide updated statistical data (disaggregated by age, sex, geographic location, ethnic origin and socioeconomic background) for the years 2011-2013 on the number of 'babies for hire', rented by their parents for activities of begging.
  3. Please provide information on the number of children adopted between the years 2011-2013. Please also provide data on the number of children separated from their families and cared by foster homes during the years 2011-2013. In doing so, please include information on:
    - (a) Reasons for the separation;
    - (b) Type of placements allocated;
    - (c) Body/organization providing placements; and
    - (d) Duration of placements and measures to reunite children with their parents.
  4. Please provide statistical data for the years 2011-2013 on the number of children with disabilities in Indonesia, indicating how many of these attended school and what type of school.
  5. Please provide data on exclusive breastfeeding rates for the years 2011-2013. (disaggregated by age, geographic location, ethnic origin and socioeconomic background of the mother).
  6. Please provide statistical data on the number of children with HIV/AIDS in Indonesia for the years 2011-2013, indicating how many received appropriate healthcare and information.
  7. Please provide statistical data (disaggregated by age, sex, religion, geographic location, ethnic origin and socioeconomic background) for the years 2011-2013 on school drop-out and repeat rates at primary and secondary levels.
  8. Please provide updated statistical data (disaggregated by age, sex, geographic location, ethnic origin and socioeconomic background) for the years 2011-2013 on the number of children engaged in labour. Please specify how many of these have dropped out of school, and when.
  9. Please provide the Committee with an update of any data in the report which may have been outdated by more recent data collected or other new developments.
  10. In addition, Indonesia may list areas affecting children that it considers to be of priority with regard to the implementation of the Convention.
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