

Introduction

This survey will help us build a picture of the current state of children's rights in Scotland. It will help us monitor Scotland's progress towards fully implementing the UN Convention on the Rights of the Child (UNCRC).

The UK was last reviewed by the UN Committee on the Rights of the Child in 2016. Following that review, the Committee made a series of recommendations (known as Concluding Observations) that set out where further action needs to be taken by the Scottish and UK Government. You can download the 2016 Concluding Observations here.

Our 2019 State of Children's Rights Report will evaluate the progress made towards these recommendations across law, policy and practice, and identify opportunities for further progress to be made. This survey is designed to gather evidence, both quantitative and anecdotal, to contribute to the 2019 report. By drawing on our members' knowledge and experiences in this way, the report will provide an evidence-based roadmap through which Scottish and local government can commit to actions to progress the implementation of the UNCRC.

The report will be published in November 2019. As a reference, you can read our 2016 report, which provided data and evidence on where Scotland stood on each of the Concluding Observations at that time.

Any supporting evidence you may have, such as briefing papers, should be sent to info@togetherscotland.org.uk.

All references to 'the Committee' refer to the UN Committee on the Rights of the Child and all 'recommendations' refer to the Concluding Observations made by the Committee. Each question first outlines the recommendation made by the Committee on that topic, from which the question follows.

You are not expected to answer every question in the survey, only those which are of direct relevance to your work with or for children and young people.

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Options

You will now be given the option to answer questions on 8 specific areas of the UNCRC:

- 1. General Measures of Implementation
- 2. General Principles
- 3. Civil Rights and Freedoms
- 4. Violence Against Children
- 5. Family Environment and Alternative Care
- 6. Basic Health and Welfare
- 7. Education, Leisure and Cultural Activities
- 8. Special Protection Measures

Please only answer the categories which are most relevant to your organisation.

In selecting 'No' you will be diverted to the next category.



1. General Measures of Implementation

The section 'General Measures of Implementation' will include questions on:

- Bringing legislation in line with the Convention
- Revising and implementing a national action plan
- Monitoring implementation of the Convention
- Child Rights and Wellbeing Impact Assessments (CRWIA)
- Changes to Legal Aid
- Additional information relevant to General Measures of Implementation

Would you like to answer these questions?
Would you like to answer these questions:
Yes
○ No



1. General Measures of Implementation

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q1.1 - Bringing legislation in line with the Convention

The Committee recommends that the UK and devolved governments should take measures to bring legislation in line with the Convention, and recommends that government undertakes a review to determine the extent to which existing legislation is in compliance.

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	ee recommend devolved strate	•				nplementation of its
2018. To wha	at extent do you	ı think the Ac	tion Plan wil	l help to progr	ess children ar	hts in December nd young people's s have the intended
Q1.3 - Moni	toring implem	entation of t	the Conven	tion		
Convention,		g in place str	ructures for t	he active and	meaningful pa	and evaluation of t
children's rig		among regu	latory bodies	s? If so, please	e could you pro	lementation of wide further details ation of the UNCRC
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Q1.4 - Child R	ights and Wellbeing Impact Assessments (CRWIA)
developing law that these asse	e recommends the introduction of statutory child rights impact assessment when as and policies affecting children, including in international development cooperation, an essment results be published. The Scottish Government revised its <u>Child Rights and act Assessment tool</u> in February 2019.
comment on th	of CRWIA being used at a national or local level, or within your own work? If so, can you extent to which it supported rights-based decision-making and if anything else needs to support their effectiveness?
01.5. Observe	es to Legal Aid
participation of Please comme	ch reforms do not negatively affect children's access to justice, and guarantee effective children in such assessment. Int on the extent to which access to legal aid impacts on children's access to justice. Id be provided where possible.

Please sha	re anv further info	rmation, evide	ence or resea	rch vou cons	ider to be releva	ant to this area.
	Please share any further information, evidence or research you consider to be relevant to this area. The could relate to ratification of the international human rights instruments, allocation of resources to					
	implementation of children's rights or any other related topic that you may be aware of.					
implementation of children's rights of any other related topic that you may be aware of.						



2. General Principles

The section 'General Principles' will include questions on:

- Participation
- Gypsy/Traveller children
- Counter-terrorism
- · Looked after children
- Additional information relevant to General Principles

Would you like to answer these questions?

Yes			
No			



2. General Principles

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q2.1 - Participation

The Committee makes a recommendation to establish structures for the active and meaningful participation of children in decisions that affect them (from law-making through to service delivery). The Committee emphasises the need to involve particularly young children and children in vulnerable situations such as those with disabilities.

As part of the Action Plan on Children's Rights, Scottish Government has committed to create a Strategic Participation Framework for Scotland. In you experience, what more could be done to ensure the routine and effective involvement of children and young people in the decisions that affect them at a local level - in schools, communities and within local authorities - and at a national level within Scottish Government and the Scottish Parliament?

measures, such as the Prevent Strategy (2011), do not have a discriminatory impact on any group of children. To what extent do counter-terrorism and counter-extremism measures impact on children and young people? What evidence do you have to show this? If possible, your answer may comment on what	adequ	committee urges Scotland to introduce a statutory duty for local authorities to provide safe and late sites for Travellers, while ensuring meaningful participation of Roma, Gypsy and Traveller unities, including children, in planning and decision-making processes.
The Committee raised concerns about the stigmatising effect that counter-terrorism measures can hon some children and young people. It recommends regular independent reviews to ensure that measures, such as the Prevent Strategy (2011), do not have a discriminatory impact on any group of children. To what extent do counter-terrorism and counter-extremism measures impact on children and young people? What evidence do you have to show this? If possible, your answer may comment on what more can be done to include children and young people in the development of counter-terrorism	are th any fu	ey involved in the processes of planning and decision-making that affect them? Please provide rther evidence you may have on the extent to which Gypsy/Traveller children experience their
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The Committee recommends that the removal of children from their families is always subject to thorough investigation, in accordance with the best interests of the child and is only used as a measu of last resort. It also recommends that wherever possible to find a placement for the child which will facilitate contact with his or her biological parents and siblings. To what extent are the best interests and views of care experienced children always considered in practice, policy and legislation? What examples do you have of good practice and/or gaps in this area. Can you provide further information about the outcomes of care experienced children after they leave care? Q2.5 - Additional information relevant to General Principles Please share any further information, evidence or research you consider to be relevant to this area.	The Committe	ee recommen	ds that the re	moval of chi	ldren from thei	r families is al	wavs subject to
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3. Civil Rights and Freedoms

The section 'Civil Rights and Freedoms' will include questions on:

- Voting age
- Mosquito devices
- · Online activity
- Interaction with juvenile justice system, including the police
- Additional information relevant to Civil Rights and Freedoms

Would you like to answer these questions?
Yes
No



3. Civil Rights and Freedoms

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q3.1 - Voting age

The Committee recommends that there should be consultations with children on the voting age and that this should be supported by active citizenship and human rights education.

To what extent has the lowering of the voting age in Scotland impacted on the civic participation of young people? What steps have the Scottish Government taken to improve awareness and education on citizenship issues? Please provide evidence of existing programs and support, their effectiveness and evidence of any gaps where possible. As it stands, young people aged 16 and 17 in Scotland can vote in all Scottish elections and referendums but are unable to vote in UK wide and European elections - what impact is this having on young peoples right to be involved in the political process?

	 7 - 3 -	

Q3.2 - Mosqu	uito devices
	ernment has stated that it 'wanted to be in a position to confidently state that mosquito ot used on the public estate in Scotland'.
	e do you have on the use of mosquito devices in Scotland? Have you seen evidence of action or inaction on this issue? Does more need to be done to tackle the use of ices?
Q3.3 - Online	activity
on the safe us severe effects	ee recommends that the Scottish Government should 'train children, teachers and famili- se of information and communication technologies, raise awareness among children on s that online bullying can have on their peers. The Committee felt this should be done by en's rights education mandatory.
	at are children informed about their rights online? Have there been any recent policy in this area? Where possible, give examples of good practice, and where services cou
ве шрючей.	

other relevant star measure of last re	ecommends bringing ndards. In particular esort and for the sho nainst certain groups	r, the Committee i ortest possible pei	recommends that	t detention shou	ld be used as a
if possible discuss community policin Government repor	rther information on sion of the impact of g as well as detenti rts a policy shift tow provide evidence a	f the end to non-s ion. What evidenc vards prevention r	tatutory stop and se supports this d ather than punish	search practice liscussion? The nment for young	es and Scottish
Q3.5 - Additional	information releva	ant to Civil Right	s and Freedom	S	
Please share any could relate to reli	further information, gious observance, any other related to	evidence or rese anti-social behavi	arch you conside our and crowd di	er to be relevant	
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4. Violence Against Children

The section 'Violence Against Children' will include questions on:

- Restraint
- Child sexual abuse and sexual exploitation
- Safeguarding children against violence and neglect
- Additional information relevant to Violence against Children

Would you like to answer these questions?

Yes

No



4. Violence Against Children

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q4.1 - Restraint

The Committee recommends that the Scottish Government "Abolish all methods of restraint against children for disciplinary purposes in all institutional settings, both residential and non-residential, and ban the use of any technique designed to inflict pain on children; Ensure that restraint is used against children exclusively to prevent harm to the child or others and only as a last resort and systematically and regularly collect and publish disaggregated data on the use of restraint".

Can you provide research evidence and comment on the prevalence and impact of the use of restraint within education and residential settings? Have there been any changes in policy or practice in the use	
of restraint since 2016?	
	ı

The Commi	Sexual abuse allu s	exual exploitation	on	
comprehens	ive multi-sectoral stra	tegies on child ex	xploitation and ab	t 'develop and implement use and strengthen the capacity e child sexual exploitation and
	-			aken in Scotland to combat child os effective, and what more need
Q4.3 - Safe	guarding children ag	ainst violence a	and neglect	
years from o information	hild abuse and negled on violence against ch	ct and strengthen nildren, including	s systematic data domestic violence	to protect all children under 18 a collection and recording of e, gender-based violence, abuse al of cases among relevant secto
helped to be				nprovement Programme (CPIP) e the home and outwith it? What
Scotland? D	•	•		lence (HBV) against children in uch as female genital mutilation

Q4.4 - A0	ditional information relevant to Violence against Children
	nare any further information, evidence or research you consider to be relevant to this area.
	te to use of harmful devices (e.g. tasers and spit hoods), restraint, equal protection, positi
parenting	, domestic abuse or any other related topic that you may be aware of.



5. Family Environment and Alternative Care

The section 'Family Environment and Alternative Care' will include questions on:

- Childcare
- Children of prisoners
- Additional information relevant to Family Environment and Alternative Care

Would you like to answer these questions?

Yes

O No



5. Family Environment and Alternative Care

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q5.1 - Childcare

The Committee notes concern about the negative effect of the high cost of childcare.

Do current childcare provisions meet the needs of parents and carers? Please comment and provide evidence on the quality and accessibility of childcare.

has children is i account the bes	imprisoned in ord at interests of the	ler to avoid situati child as a primar	ons where children y consideration wh	vays informed when a person what are left unattended and to take en sentencing parents, avoiding trated from their children.
best interests a	-	ount when detaini		de examples of where children's ntencing parents and/or where
Q5.3 - Addition	al information r	elevant to Famil	y Environment an	nd Alternative Care
			=	care experienced children, care ny other related topic that you m



6. Basic Health and Welfare

The section 'Basic Health and Welfare' will include questions on:

- · Health inequalities
- Mental health
- Child poverty
- Child hunger
- Children with disabilities
- Homelessness and temporary accommodation
- Environmental pollution
- Additional information relevant to Basic Health and Welfare

Would you like	to answer these questions	s?
Yes		
O No		



6. Basic Health and Welfare

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q6.1 - Health inequalities

The Committee calls for the development of comprehensive and multi-sectoral strategies on child health, using the maximum available resources and focusing on inequalities in health outcomes and access to services, addressing underlying social determinants.

Can you provide evidence or research on work to tackle health inequalities? This could relate to

accessil	bility and quality	of health servi	ces as well as	health outcom	es for differen	t groups of ch	ildren.

regularly. Als recommends	ee recommends that data on mental health and well-being of children be collected to to rigorously invest in child and adolescent mental health services, and specifically that placement of children in adult psychiatric wards be prohibited. Mental health ould pay particular attention to children in care.
	ee also calls for the views of the child to be taken into account in cases of mental health children below the age of 16.
and young p	nent on availability of mental health support and prevention strategies targeting children eople, particularly in relation to children at greater risk. Are views of children under 16 when they receive mental health treatment? Please provide evidence where possible.
Q6.3 - Child	poverty
poverty, which reporting of c	ee makes broad recommendations about implementing mechanisms to eradicate child hinclude setting concrete targets, measurable indicators and regular monitoring and whild poverty reduction strategies. There is concern that the rate of child poverty remains proportionately affects certain groups of children.
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The Committ assessed.	ee recommends that school meal programmes should be regularly monitored and
	es of child hunger and good child nutrition being addressed and monitored, including the anks and programmes to address 'holiday hunger'? What evidence can support this?
Q6.5 - Childı	ren with disabilities
The Committ disabilities.	ee recommends that a comprehensive strategy is set up for the inclusion of children wi
Children with	dischilities should be previded with comprehensive support for transition to adulth and
	disabilities should be provided with comprehensive support for transition to adulthood, ently early stage, by coordinating legislation, policy and programmes across relevant
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The Committee expresses serious concern about the rising number of homeless households with dependent children as well as the number of homeless families, including those with infants, staying temporary accommodation. The Committee makes a broad recommendation about reducing homelessness, which includes legal prohibition of prolonged placement of children in temporary accommodation. What evidence is available on the situations of homeless children and young people, including those staying in temporary accommodation? How are the best interests of homeless children being looked after? Q6.7 - Environmental pollution The Committee has raised concerns of the impact of air pollution on children's right to the highest attainable standard of health and adequate standard of living. The Committee recommends a clear is commitment, with adequate resourcing, to reduce air pollution levels, especially in areas near schoo and residential areas. What data or anecdotal evidence can you provide of examples where environmental pollution is disproportionately affecting children?	Q6.6 - Home	lessness and temporary accommodation
staying in temporary accommodation? How are the best interests of homeless children being looked after? Q6.7 - Environmental pollution The Committee has raised concerns of the impact of air pollution on children's right to the highest attainable standard of health and adequate standard of living. The Committee recommends a clear lacommitment, with adequate resourcing, to reduce air pollution levels, especially in areas near school and residential areas. What data or anecdotal evidence can you provide of examples where environmental pollution is	dependent ch temporary acc homelessnes	nildren as well as the number of homeless families, including those with infants, staying commodation. The Committee makes a broad recommendation about reducing s, which includes legal prohibition of prolonged placement of children in temporary
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	attainable sta commitment,	ndard of health and adequate standard of living. The Committee recommends a clear with adequate resourcing, to reduce air pollution levels, especially in areas near school

	noi inionination, ovi	idence of research	Please share any further information, evidence or research you consider to be relevant to this area. The		
could relate to adolescent health, medications, child nutrition, welfare reform or any other related topic					
that you may be aware of.					



7. Education, Leisure and Cultural Activities

The section 'Education, Leisure and Cultural Activities' will include questions on:

- Relationship, Sexual Health and Parenthood education
- Educational attainment gap
- Informal exclusions
- Bullying
- Rest, leisure and play
- Additional information relevant to Education, Leisure and Cultural Activities

Would you like to answer these questions?
Yes
○ No



7. Education, Leisure and Cultural Activities

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q7.1 - Relationship, Sexual Health and Parenthood education

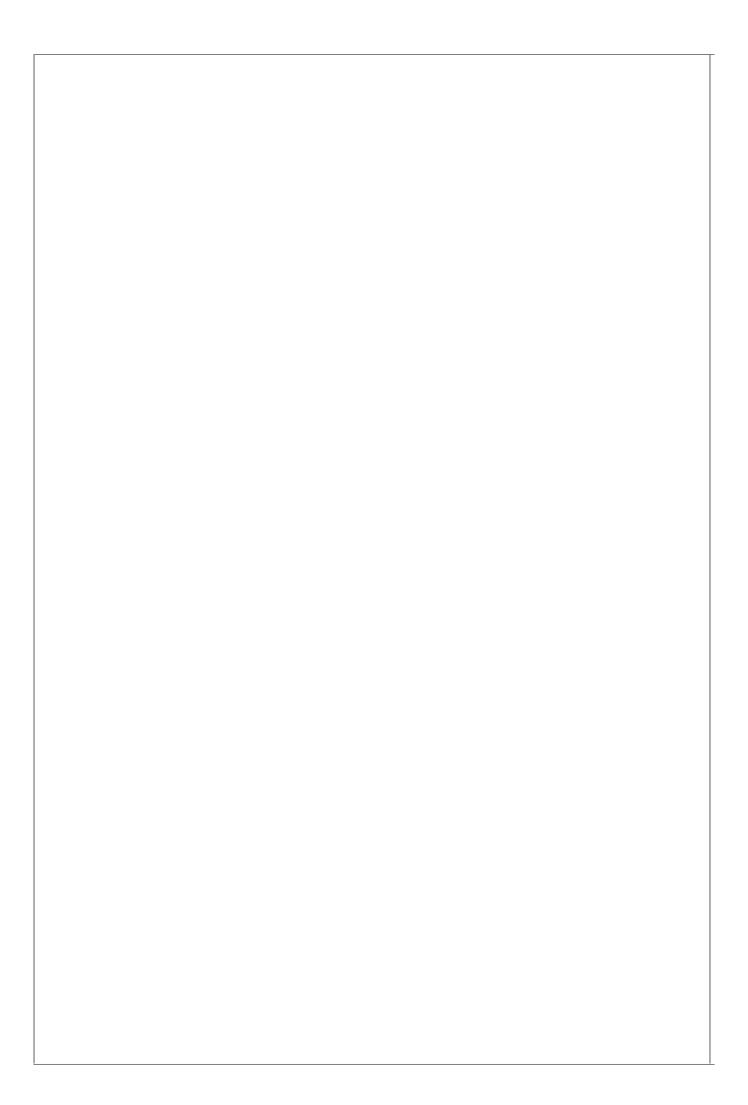
The Committee recommends that meaningful sexual and reproductive health education is part of the mandatory school curriculum for all schools, including access to information and support for LGBT children.

	, , , , , , , , , , , ,					
and Parei	and Parenthood education and what gaps can be identified?					

What evidence is available about the adequacy and effectiveness of current Relationship. Sexual Health

The Committee reco	
disabilities of childre education.	ommends that efforts are enhanced to reduce the effects of the social background on attainment and to guarantee the right of all children to a truly inclusive
• •	dence on how best to address inequalities in educational attainment, paying o certain groups of children such as Gypsy/Traveller children, disabled children and nal Support Needs?
Q7.3 - Informal exc	lusions
The Committee reco	ommends the practice of "informal exclusions" be abolished from schools.
comments can you p	provide on the background of children most affected?

Q7.4 - Bullying	
The Committee recommends intensified efforts to tackle bullying and violence in children in vulnerable groups and paying increased attention to online bullying the children's rights and training.	•
With particular attention on the effects of online bullying, what examples and evi on the impact of bullying and efforts to tackle it?	idence can you provide
Q7.5 - Rest, leisure and play	
	at of the child to reat on
The Committee recommends that efforts are strengthened to guarantee the righ leisure and to engage in age-appropriate play and recreational activities in safe,	
spaces and with the implementation of play and leisure policies with sufficient al resources.	nd sustainable
, osou, oso	
Are children's rights to recreation, culture and play adequately resourced and ac	ccessible for children o
all backgrounds? Please provide evidence of existing opportunities and barriers	i.
Q7.6 - Additional information relevant to Education, Leisure and Cultural A	ctivities
Please share any further information, evidence or research you consider to be re	elevant to this area. Th
could relate to early childhood development, child rights education, child particip	
community planning processes or any other related topic that you may be aware	e of.





8. Special Protection Measures

The section 'Special Protection Measures' will include questions on:

- Asylum seeking and migrant children
- · Child trafficking
- Additional information relevant to Special Protection Measures

Would you like to answer these questions?

Yes

O No



8. Special Protection Measures

Please remember, you do not need to answer every question - only those which are of direct relevance to your organisation's experience and work with children and young people.

Q8.1 - Asylum seeking and migrant children

The Committee, in its 2016 Concluding Observations recommended that there is a 'full review of the the Immigration Act (2016) in order to ensure its compatibility with the Convention on Children's Rights'.

What has been the impact of the Immigration Act in Scotland? What are the key issues currently facing asylum seeking and migrant children, considering their best interests, age assessment and access to services? Please provide evidence to support your answer.

Q8.2 - Child traf	ficking				
	ecommends impler child pornography, a ploited children.		-		
there areas of po		practice that ca	n be improved?	Has the Act, a	nild trafficking? Are nd the Strategy that?
- Tom it, nei		and perpendicit	or orma trainer	ing in Occitand	·
O8 3 - Additions	ıl information rele	vant to Special	Protection Mea	asures	
could relate to a		enile justice, child	=		vant to this area. Th in armed conflict or



Your Organisation

We need to know a bit more about your organisation, to ensure we are consulting with children's organisations right across Scotland.

gamsations right across Scottar	iu.	
Please indicate your organisati	on's main area of activity:	
Children's rights (including child participation, advocacy, non-discrimination)	Family environment and alternative care (including looked after children children of prisoners)	
Civil rights and freedoms (including online activity and interaction with the police)	Basic health and welfare (including child poverty, housing,children with disabilities, mental health)	
Violence against Children (including restraint, sexual abuse/exploitation)	Education, leisure and cultural activities (including education provision, additional support for learning, sex education, informal exclusions, anti-bullying, recreation leisure and play)	
Other (please specify)		
How would you describe your	organisation?	
National NGO (national charity)	Individual	Public body (social work)
Local NGO (local charity)	Public body (health)	
Academic	Public body (education)	
Other (please specify)		

All Scottish Local Authorities	East Renfrewshire Council	Orkney Islands Council
Aberdeen City Council	Edinburgh City Council	Perth and Kinross Council
Aberdeenshire Council	Falkirk Council	Renfrewshire Council
Angus Council	Fife Council	Scottish Borders Council
Argyll and Bute Council	Glasgow City Council	Shetland Islands Council
Clackmannanshire Council	Highland Council	South Ayrshire Council
Dumfries and Galloway Council	Inverclyde Council	South Lanarkshire Council
Dundee City Council	Midlothian Council	Stirling Council
East Ayrshire Council	Moray Council	West Dunbartonshire Council
East Dunbartonshire Council	North Ayrshire Council	West Lothian Council
East Lothian District Council	North Lanarkshire Council	Western Isles Council



Thank You!

Thank you for taking the time to complete this survey.