



Committee: CRC

Topic: Criteria for authorities to separate children from their parents for their best interests

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The United Nations was created in 1945 to have peace in the world, the United Nations are made up of 193 members, and the UN's labor is to guide the objective and the principles of the founding charter, the UN takes care of all the rights of people including the one of children, about the children rights the UN it supports on UNICEF.

UNICEF is the United Nations Children's Fund. The General Assembly was created in 1946. It was built during a crisis of food and healthcare for infants and mothers during World War II. UNICEF is in charge of seeing that the Children's Rights Commission is correctly fulfilled in all the countries where they are located.

In 1989 a convention to ensure the rights of children established that countries make changes to make an obligation to look for the rights of all children. This convention established that every infant receives assistance, and care without intolerance of any kind, which means discrimination by race, religion, color, gender, etc., CRC was created when world leaders made a promise that they would protect and fulfill the rights of children, they recognize that a child needs for their development a circle of people where a child can grow, this need to be under an atmosphere of love, understanding, and happiness inside a family. It is important to acknowledge that cooperation needs to be international to standardize the way a child lives in each country.

That's the reason they agree to 49 articles, the pillars of this convention are the next articles:

- Article 1.- Consider a child any person that is 18 years and under.
- Article 2.- states parties need to ensure that every child's rights can't be discriminated against in any form.
- Article 3.- the principal interest should be the child.
- Article 4.- states parties need laws and measures to apply their rights, with international cooperation.
- Article 6.- all infants have the right to live, develop and survive.
- Article 12.- every child needs to feel to express themselves depending on their age.

These are some important articles of the CRC. The CRC (Convention of the rights for the child) has faculties that help the best interests, another one is to look at the rights to life, survival, and the development needed; always treated with respect.

Advocating criteria for authorities to take children from their parents for their best interests is a topic that has been discussed over the years. Best interests mean the

study of the child's environment to know if the way the infant is living it's really the best option. The best interests of the child depend on diverse circumstances like the presence of the parents, how many years the child has, and how are the circumstances around the infant, etc... To understand what rights mean this is the definition of the American Webster dictionary privileges that a child is just entitled to, this means that you don't have to do anything to have rights.

To know if a child has the best interest requires a certain formal procedure with documents of a specific child according to CRC.

If it is necessary to create a legal case, the following conditions must be met:

The absence of the parents, or can't to fulfill basic responsibilities. Children that don't have a healthy family environment could have big risks, like abuse and sexual exploitation, child labor, military recruitment, deny access to education and basic needs. Another condition is that the current situation will affect the future of the child and the last one is a difficult balance of individual factors and rights that are basic to determine the best interest of the child.

As previously mentioned, Unicef has the power to ensure the rights and guidelines established by the CRC. Children are really important to every nation because the future of each country is on them. The majority of the time a child can't ask or change the situation where is living, that is the reason why guidelines and established procedures are the voice of the children.

The best interest of a child is a formal procedure where the authorized persons study a specific case based on CRC agreements.

This panel of people needs to be experts on this topic, the children's rights, and knowledge of practical and theoretical development on different stages of a child's life; studies of risks and dangers like recruitment, traffic, and violence; knowledge of different cultures and religions bases always on legal argument.

There is no need to be a family to start an investigation about the child's interests, only fill in the right documentation and have a real preoccupation if a child has a healthy environment to grow, in, and live in according to the CRC rights. We can find after the investigation that a child needs a different environment that could lead to a temporary or permanent separation from the parents.

The Convention on the Rights of the Child (CRC) was created to fight for justice for children, as well as their often special needs. It is in charge of defining all the rights that belong to the children.

The CRC is the most checked human rights organization.

The Convention established four guiding principles whose purpose is to assist state parties in interpreting the obligations established. These principles are:

- Every kid has the right to develop, goods, life, and survival.
- The importance of looking and respecting the necessities of the child.
- Non-discrimination
- The priority of a child's best interests in all decisions involving and affecting children.

Later, the CRC settled the "Committee on the Rights of the Child" which was only the committee of 18 experts on children's rights. They meet in Geneva 3 times a year. The Committee provides advice and recommendation for and also keeps track of each state party's compliance with them (CRC) by checking and commenting on the range of treaty obligations, taking action on issues related to children's rights, and keeping an eye on reviews of state parties (the progress).

It is in children's rights to not be separated from their parents. So the UNCRC established Article 9. This Article addresses the family unity of a child and the prevention of a separation involving a child with their parents.

Article 9 is the first article that is specific to children and does not have exact equality in general Human Rights Treaties in all countries.

Although, there is no correct meaning for "Best interest of a child", it means the deliberation that courts assume in the decision of the type of orders, actions, and services that will be the best for the child, also as well for the tutor that will be taking care of the child

It is true that it is a children's right to not be separated from their parents, however, there could be some exceptions that have been established by the UN through the years.

Children separated from their families because of violence cases, natural disasters, or because they do not have a home to live in, are the most vulnerable. Without their parents, these children have lost their protection. They face exploitation and abuse, and their survival may be compromised.

It is considered that this happens when the children's physical and emotional integrity is in danger.

Not only physical violence is the only reason to act. Psychological violence and emotional damage can generate disorders that will bring consequences for society in the future. A child needs to have the right to live without fear, and to feel secure, even if their parents are not with them.

There is a possibility in migrant families where the parents or the tutor could not provide the adequate necessities that are required. It is estimated that 19,5% of all the countries around the world live in a poverty situation, which means 385 million children, in a study made by UNICEF in 2013.

An evaluation must be conducted in order to establish the proportion of the family separation. This needs to be carried out as seriously as the situation is of any emergency.

It is checked that security and confidence are the basis for a human being to develop in a society and it is learned primarily through the family. Is the first place where children learn to relate, develop their personalities, and where they acquire the most important values, but without a home, this "environment" could not happen, your delegation needs to provide it for the child whose formation is in the process, either in temporary homes or temporary institutions for them.

If in case one or both parents, decide to take some action as well as go to therapy and let a special advisor or an authority supervise them periodically, that could be a motive to reconsider sending the child back to their home, as long as it exists a finding that those parents are able to care for their children.

Does your delegation implement methods and programs to separate or assign children to a prepared tutor? How can your delegation make this happen all around the world?

Even though the best interest and children's rights have been constantly expanding, it is still a problem in the world, and many children continue to struggle in getting out of a dysfunctional family which is why we encourage your delegation to get a solution and an action plan to make this happen all around the world.

Some values in society need to be considered universal. The security and integrity of a minor should be one of them. These kids are the future judges, presidents, educators, leaders, parents, and inspirers of tomorrow.

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