

Form for submitting information to the Special Rapporteur on the sale of children, child prostitution and child pornography

What is the purpose of this form?

The Special Rapporteur seeks to receive credible and reliable information on violations of rights falling under their area of competence from individuals, groups, civil society organizations, NGOs, specialized agencies, Governments, United Nations bodies, and intergovernmental organizations.^[SEP] ^[SEP] Dialogue established with Governments by the Special Rapporteur and the transmission of allegations concerning their countries in no way implies any kind of accusation or value judgment on the part of the Special Rapporteur, but rather a request of clarification with a view to trying to ensure, along with the Government concerned, the protection of human rights.

What will the Special Rapporteur do with the information received?

Sending information to the Special Rapporteur through the form below represents a way to gather information on alleged violations (with the aim to analyze possible trends or emerging patterns of violations of rights relevant to the Special Rapporteur's mandate), and can also be a way to bring single cases to the attention of the Government concerned and, at a later stage, of the international community.

If the Special Rapporteur decides to act on information received, he/she sends a letter containing the information to the relevant Government to request their comments and observations on the matter. *The identity of the source of the information will remain confidential.* Summaries of the letters sent and the replies of the Governments are then included in the yearly report that the Special Rapporteur presents to the Human Rights Council; at this stage the information received by the Special Rapporteur is made public. *In the public report, the names of victims under the age of 18 and victims of sexual violence will not be disclosed, but initials will be used*

What are some examples of specific issues that fall under the competence of the Special Rapporteur?

Some issues/activities that could serve as the basis for action by the mandate on the *sale of children, child prostitution and child pornography* include, but are not limited to:

- Sale of children, including for the following purposes: trafficking, use in armed conflict, sexual exploitation (eg. prostitution or pornography), adoption, use in criminal activities, begging, for sports, forced labour, for adoption, for marriage, for the transfer/use of their organs, etc.
- Child prostitution
- Child pornography
- Where a child is at serious risk of being victim of such offences

**1. IDENTITY OF THE PERSON OR INSTITUTION SUBMITTING THIS FORM
(This information will remain confidential).**

(a) Name of person/organization^[1]_{SEP}

- Family Name:
- First Name:
- Name and type of organization:

(b) Relationship to victim (s)

(c) Address:

(d) Contact details (please indicate country and area code)

- Fax:
- Tel:
- e-mail:
- website:

2. ALLEGED INCIDENT

I. General information

-Does the incident involve an individual or a group? ^[1]_{SEP}-If it involves a group please state the number of people involved and the characteristics of the group:

II. Information about the victim(s):

(a) Name:

(b) Sex:

(c) Date of Birth or Age (at the time of the incident)

(d) Nationality:

(e) Occupation:

(f) Ethnic / religious / social background, if relevant:

(g) Address:

(h) Other relevant information:

(i) Has the victim(s) given you her consent to send this communication on his or her behalf? *Please make sure you obtain the victim's consent, whenever possible*

(j) Has the victim(s) been informed that, if the Special Rapporteur decides to take action on his or her behalf, a letter concerning what happened to him or her will be sent to the authorities?

(k) Is the victim(s) aware that, if this communication is taken up, a summary of what happened to him/her will appear in a public report of the Special Rapporteur?

(l) Would the victim(s) prefer that her full name or merely her initials appear in the public report of the Special Rapporteur?

III. Information regarding the incident:

(a) Detailed description of human rights violation:

(b) Date:

(c) Time:

(d) Location (town and country or countries):

(e) Number of perpetrators:

(f) Are the perpetrator(s) known or related to the victim? If so, how?

(g) Name or nickname of perpetrator(s) and information about their identity (description, scars or body marks such as tattoos, clothes/uniform worn, title/status, vehicle used):

(h) Does the victim believe she was specifically targeted because of her race, age, or gender? If yes, why?

(i) If there are witnesses to the incident, indicate their names, age, relationship and contact address. If they wish to remain anonymous, indicate if they are relatives, by-passers, etc.; if there is evidence, please specify.

(j) Has the victim(s) seen a doctor after the incident took place? Are there any medical certificates/notes relating to the incident concerned?

IV. Information regarding the alleged perpetrators

(a) Was the violation committed by private individuals or groups (rather than government officials)? If so, include any information which might indicate that the Government failed to exercise due diligence to prevent, investigate, punish, and ensure compensation for the violations.

(b) If it is unclear whether they were state or non-state agents, please explain why.

(c) If the perpetrators are believed to be State-agents, please specify (military, police, agents of security services, unit to which they belong, rank and functions, etc.), and indicate why they are believed to be responsible; be as precise as possible.

(d) If identification as State agents is not possible, do you believe that Government authorities or persons linked to them, are responsible for the incident, why?

V. Steps taken by the victim, his/her family or anyone else on his/her behalf

(a) Has the incident been reported to the relevant State authorities? Indicate if complaints have been filed, when, by whom, and before which State authorities

or competent bodies (i.e, police, prosecutor, court)

(b) Have the State authorities taken any action after the incident?

- If so, which State authorities?
- What action did they take?
- When did they take this action (date and time)?

VI. Laws or policies which are or are likely to cause or contribute to this particular human rights violation

If your submission concerns a law or policy, please summarize it and the effects of its implementation on human rights. Provide concrete examples, when available.

In this regard, in order to carry out their work regarding **root causes** of violations, the Special Rapporteur is interested in receiving information and/or texts of draft laws relating to or affecting human rights, as they relate to the mandate, in particular regarding the issues listed in the section ""What are some examples of specific issues that fall under the competence of the Special Rapporteur?"

Moreover, the Special Rapporteur would also be interested in receiving information on laws or policies related to the rights of the child in general, as well as to social assistance, rehabilitation, reintegration of child victims of sexual exploitation.

Please inform the Special Rapporteur of any further information which becomes available after you have submitted this form, including if your concern has been adequately addressed, or a final outcome has been determined in an investigation or trial, or an action which was planned or threatened has been carried out.

Date

Signature of author

Please send by fax to +41 22 917 90 06, by e-mail to urgent-action@ohchr.org, or by postal mail to:

The Special Rapporteur on the Sale of Children, Child Prostitution and Child Pornography,
Special Procedures Branch,
Office of the High Commissioner for Human Rights,
OHCHR - UNOG, 1211 Geneva 10, Switzerland