

ADVANCE UNEDITED VERSION

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Committee on the Rights of the Child

List of issues in relation to the report submitted by Finland under article 12 (1) of the Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography*

1. The State party is requested to submit in writing additional, updated information (10,700 words maximum), if possible before 15 February 2023. The Committee may take up all aspects of children's rights set out in the Optional Protocol during the dialogue with the State party.
2. Please provide statistical data (disaggregated by sex, age, nationality, socioeconomic background and urban and rural residence) for the past three years on the number of:
 - (a) Reported acts of sale of children, child prostitution and child pornography, as well as other forms of exploitation, including sexual exploitation of children in travel and tourism, child marriage and online sexual exploitation, with additional information on the type of action taken as a result, including the prosecution of perpetrators and the sanctions imposed on them;
 - (b) Children trafficked to or through the State party and children trafficked within the country for the purpose of sale, prostitution, engagement in forced labour, illegal adoptions, organ transfer or pornography as defined in article 3, paragraph 1, of the Optional Protocol;
 - (c) Children offered, delivered, accepted by whatever means for the purpose of prostitution, engagement in forced labour, illegal adoptions, organ transfer, pornography or marriage;
 - (d) Child victims who have received assistance with reintegration or have received compensation;
3. Please provide information on the progress made towards establishing a centralized system for the compilation of data within all the State party's agencies involved in child protection under the Optional Protocol. Please also provide information about the resources specifically allocated for the implementation of the Optional Protocol.
4. Please explain the measures taken:
 - (a) To designate a federal mechanism with the mandate, capacity, authority and resources to coordinate the implementation of the Optional Protocol;
 - (b) To protect the rights of child victims of offences covered by the Optional Protocol, including by ensuring that they are treated as victims and that specialized support services are available in all cases;

* Adopted by the pre-sessional working group on 30 September 2022

- (c) To ensure that child victims of sexual exploitation in prostitution are not criminalized and are protected by the Criminal Code, including children aged 16 to 18;
- (d) To consider extending to 18 years of age the measures of Non-Violent Childhoods (2020-2025);
- (e) To strengthen referral mechanisms for identifying children who are victims of trafficking and sexual exploitation, including through the effective implementation of the new action plan against human trafficking and the action plan for the national implementation of the Convention on the Protection of Children against Sexual Exploitation and Abuse;
- (f) To prevent and combat online sexual exploitation of children and child sexual abuse material, including concrete measures taken to implement the Act on Measures to Prevent the Distribution of Child Sexual Abuse Material.

5. Please inform the Committee about the strategies and current action plans that specifically aim to prevent and counter the offences covered under article 3 of the Optional Protocol, in particular the forced labour, sexual exploitation and prostitution of children. Please also report on the human, technical and financial resources allocated to the implementation of these strategies and plans.

6. Please provide information on the National Child Strategy referred to in paragraphs 76 and 77 of the State party's report and the status of its implementation.

7. Please inform the Committee about the measures taken to define and criminalize the sale of children separately from the offence of human trafficking and clarify whether all the offences covered by the Optional Protocol are defined and classified in the Criminal Code.

8. Please indicate whether policies and laws have been formulated concerning sale in the context of transfer of organs, forced labour and sexual exploitation of children in travel and tourism.

9. Please inform the Committee about the measures taken to establish extraterritorial jurisdiction over all the offences referred to in the Optional Protocol when committed by a citizen of the State party abroad or by a person who habitually resides in the State party and provide information on corresponding cases. Please also report on the measures taken to reduce delays in court proceedings and clarify the legal basis applicable to repatriation or when the victim is a national of the state party.
