

EU Directive on combating sexual abuse and sexual exploitation of children, and child pornography and the obstacles to its full implementation in member states

Sustainable Criminal Justice Solutions (SCJS)
David Crispin

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Sustainable Criminal Justice Solutions (SCJS)

- SCJS is a not-for-profit Community Interest Company based in the United Kingdom.
- Focuses on supporting Criminal Justice processes across the European Union as well as in Accession and Candidate Countries.
- Seek to improve public safety by delivering projects that support victims and witnesses of crime.
- Specialise in delivering capacity building initiatives, transnational projects, impact assessments and providing advisory services within the criminal justice sector.

Background to Directive 2011/93/EU

- Council Framework Decision 2004/68/JHA of 22 December 2003 on combating the sexual exploitation of children and child pornography
- Stockholm Programme — Prioritises combating the sexual abuse and sexual exploitation of children and child pornography
- Require a comprehensive approach covering the prosecution of offenders, the protection of child victims, and prevention of the phenomenon.

Overview of Directive 2011/93/EU

- On combating sexual abuse and sexual exploitation of children, and child pornography, replacing the Council Framework- Decision 2004/68/JHA
- EU Member States should have implemented the decision by 18th December 2013
- Sets out a minimum standards for assistance for victims by ensuring that those persons seeking to work (paid or voluntarily) and have **direct and regular** contact with children are safe to do so

Overview of Directive 2011/93/EU

- Information transmitted in accordance with the procedures set out in Council Framework Decision 2009/315/JHA
- Requested with consent of the person concerned
- Network of EU Central Authorities for the exchange of criminal records
- Improves timeliness of responses

Emerging Challenges

- Other offences not specifically included which may prevent authorities from employing persons who have direct and regular contact with children
- Challenges with identification procedures
- Third Country Nationals (TCN)

Summary

- Directive 93 has been in force since 19th December 2013
- As of February 2014 - 13 out of 27 are EU Member States are operational
- Improves protection of children by restricting access
- Reduces the amount of child victims from abuse and exploitation

Questions?

dave.crispin@scjs.eu

www.scjs.eu