Contents

| 1 | Introduction to Child Rights | | | | | |
|---|---|---|----|--|--|--|
| | 1.1 | Introduction to Child Rights | 1 | | | |
| | 1.2 | The Notion of Human Rights | 4 | | | |
| | 1.3 | Philosophical Analysis of the Concept of Human Rights | 5 | | | |
| | 1.4 | Scope of Human Rights Duties. | 8 | | | |
| | 1.5 | The Emergence of the Idea of Child Rights | 10 | | | |
| | 1.6 | Should Children Have Rights: The Philosophical | | | | |
| | | Arguments | 11 | | | |
| | 1.7 | Who Is a Child? | 14 | | | |
| | 1.8 | India's International Commitment Towards Children | 15 | | | |
| | | 1.8.1 The UN Convention on the Rights of the Child | 16 | | | |
| | | 1.8.2 Human Development Index | 19 | | | |
| | | 1.8.3 Millennium Development Goals (MDGs) | 20 | | | |
| | 1.9 | Strengthening Families for Protecting Child Rights | 21 | | | |
| | Refe | rences. | 22 | | | |
| 2 | The Situation of the Child in India: Quest for Equity | | | | | |
| | 2.1 | Childhood in Indian Context | 25 | | | |
| | 2.2 | Status of Children in India | 28 | | | |
| | 2.3 | Constitution Framework Supporting Children in India | 35 | | | |
| | 2.4 | Policies for Children in India | 36 | | | |
| | 2.5 | Non-Government Organisations: Role in Social | | | | |
| | | Development | 39 | | | |
| | Refe | rences. | 42 | | | |
| 3 | Early Childhood Care and Education: Right to Survival | | | | | |
| | | Development | 45 | | | |
| | 3.1 | Salience of Early Childhood Years | 46 | | | |
| | 3.2 | Early Childhood Development | 48 | | | |
| | 3.3 | Status of Early Childhood Care and Education Services | .0 | | | |
| | - | in India | 55 | | | |
| | | | 20 | | | |

| | 3.4 | ECCE a | as Per Costitution and the Legal Framework | 55 |
|---|-------|--------------------------|--|-----|
| | 3.5 | Linking | g Early Childhood Care with Child Protection | 56 |
| | 3.6 | Govern | ment Programmes for Children | 56 |
| | | 3.6.1 | Integrated Child Development Services (ICDS) | 56 |
| | | 3.6.2 | Government Health Programmes for the Mother | |
| | | | and the Child | 60 |
| | | 3.6.3 | Rajiv Gandhi Creche Scheme | 62 |
| | | 3.6.4 | Sarva Shiksha Abhiyan (SSA) | 64 |
| | | 3.6.5 | Midday Meal Programme. | 67 |
| | | 3.6.6 | Right to Education: Elementary Education | |
| | | | Is Now a Right of Every Child. | 67 |
| | 3.7 | Interver | ntions and Strategies by Non-Government | |
| | | Organis | sations in Early Childhood Development | 70 |
| | Refer | | | 75 |
| | | | | |
| 4 | Chile | dren in E | Especially Difficult Circumstances: | |
| | Righ | t to Prot | tection and Participation | 77 |
| | 4.1 | Childre | n in Especially Difficult Circumstances | 77 |
| | | 4.1.1 | Homeless Children | 79 |
| | | 4.1.2 | Orphaned and Abandoned Child | 79 |
| | | 4.1.3 | Migrant Children | 80 |
| | | 4.1.4 | Child Labour | 80 |
| | | 4.1.5 | Bonded Child Labour | 81 |
| | | 4.1.6 | Domestic Child Worker | 81 |
| | | 4.1.7 | Street Children | 82 |
| | | 4.1.8 | Child Beggars | 82 |
| | | 4.1.9 | Child Sex Workers | 83 |
| | | 4.1.10 | Child Suffering from Abuse | 83 |
| | | 4.1.11 | Children with AIDS | 84 |
| | | 4.1.12 | Children in Conflict with Law | 85 |
| | | 4.1.13 | Children with Disabilities. | 85 |
| | 4.2 | Child F | Protection | 87 |
| | | 4.2.1 | Existing Child Protection Mechanisms | |
| | | | and the Gaps | 89 |
| | | 4.2.2 | Integrated Child Protection Scheme (ICPS) | 91 |
| | 4.3 | Legisla | tive Support for Children in India | 95 |
| | Refe | rences. | · · · · · · · · · · · · · · · · · · · | 99 |
| | | | | |
| 5 | | - | g and the Street Children: Where Is the Child? | 101 |
| | 5.1 | | stent of the Problem | 101 |
| | 5.2 | Defining Child Labour 10 | | |
| | 5.3 | | ication of Child Labour | 106 |
| | 5.4 | | of Child Labour | 108 |
| | 5.5 | Comba | ting Child Labour | 113 |

| | 5.6 | Street | Children | 117 |
|---|-------|-------------------------------------|---|-----|
| | 5.7 | | s Which Render Children on the Street | 121 |
| | 5.8 | | aches to Rehabilitate the Street | |
| | | and W | Vorking Children | 122 |
| | 5.9 | Consti | tutional Provisions for Child Labour. | 124 |
| | 5.10 | UN Co | onvention on the Rights of the Child | 124 |
| | 5.11 | | ative Support | 125 |
| | 5.12 | | al Policy on Child Labour | 130 |
| | 5.13 | Interve | entions and Strategies by Non-Government | |
| | | | isations for Working and Street Children | 131 |
| | Refer | rences | | 134 |
| 6 | Chilo | lren in | Conflict with Law: The Child Offender | 137 |
| | 6.1 | Factors | s Responsible for Children Coming in Conflict | |
| | | | .aw | 138 |
| | 6.2 | What 1 | Do We Mean by 'Juvenile Justice'? | 140 |
| | 6.3 | Legal | Reforms Recommended in Laws for Juvenile | |
| | | Offend | lers | 143 |
| | 6.4 | The In | dian Law | 144 |
| | | 6.4.1 | The Juvenile Justice Act, 1986 | 144 |
| | | 6.4.2 | The Juvenile Justice Act, 2000 | 146 |
| | | 6.4.3 | Provisions for Rehabilitation of the | |
| | | | Child—Institutional Care Options in the JJ Act | 148 |
| | | 6.4.4 | Non-institutional Care Support and Rehabilitation | |
| | | | Services—Adoption, Foster Care and Sponsorship | |
| | | | in the JJ Act | 149 |
| | | 6.4.5 | Areas of Concern in the Implementation | |
| | | | of the JJ Act | 156 |
| | 6.5 | Proposed Juvenile Justice Bill 2014 | | |
| | 6.6 | | | |
| | | 0 | sations in Need of Care and Protection | 160 |
| | Refer | ences | | 163 |
| 7 | | | in India: The Battered Child | 165 |
| | 7.1 | | ion of Child Abuse | 167 |
| | 7.2 | Factors | s Contributing to Child Abuse | 169 |
| | 7.3 | | ting Child Sexual Abuse | 170 |
| | 7.4 | | of Child Abuse in India | 171 |
| | 7.5 | | Frame Work for Protection of Children | |
| | _ | | Are Abused | 175 |
| | 7.6 | | ntions and Strategies by Non-Government | |
| | _ | | sations for Protection from Child Sexual Abuse | 179 |
| | Refer | ences | | 181 |
| | | | | |

| | ٠ | ٠ | |
|----|---|---|---|
| xν | ı | 1 | 1 |
| | - | - | - |

| 8 | | Trafficking: The Victimised Child | | | |
|---|--------|--|----------------|--|--|
| | 8.1 | What Is Trafficking? 18 | | | |
| | 8.2 | Purposes of Child Trafficking 18 | | | |
| | 8.3 | | 91 | | |
| | 8.4 | |) 3 | | |
| | 8.5 | Fundamental Principles of Any Intervention | | | |
| | | on Child Trafficking 19 |) 5 | | |
| | 8.6 | Child Tracking System 19 |) 6 | | |
| | 8.7 | | 97 | | |
| | 8.8 | Intervention Strategies by Non-Government Organisations | | | |
| | | Against Child Trafficking 20 | | | |
| | Refere | ences |)2 | | |
| 9 | Child | ren with Disabilities—The Invisible Child |)5 | | |
| | 9.1 | Introduction |)5 | | |
| | 9.2 | The Constitution of India and Persons with Disabilities 20 |)7 | | |
| | 9.3 | Understanding Disability 20 |)8 | | |
| | | 9.3.1 Concept |)8 | | |
| | | 9.3.2 Historical Understanding 21 | 10 | | |
| | | 9.3.3 Models of Disability 21 | 1 | | |
| | | 9.3.4 Definitions of Disability 21 | 16 | | |
| | 9.4 | Magnitude of Disability in India | | | |
| | 9.5 | Polices for Children with Disabilities | 22 | | |
| | | 9.5.1 At the National Level 22 | 22 | | |
| | | 9.5.2 CWD and International Declarations | 24 | | |
| | 9.6 | Major Legislations for PWD in India 22 | 26 | | |
| | | 9.6.1 The Persons with Disabilities (Equal Opportunities, | | | |
| | | Protection of Rights and Full Participation) | | | |
| | | Act, 1995 22 | 26 | | |
| | | 9.6.2 National Trust for the Welfare of Persons | | | |
| | | with Autism, Cerebral Palsy, Mental Retardation | | | |
| | | and Multiple Disabilities Act (1999) | 29 | | |
| | | 9.6.3 Rehabilitation Council of India Act (1992) | 30 | | |
| | 9.7 | Government Facilities and Services for Persons | | | |
| | 2.17 | with Disabilities | 11 | | |
| | 9.8 | Interventions and Strategies by Non-government | • • | | |
| | 2.0 | Organisations in Disability | 12 | | |
| | Refere | ences | | | |
| | Refere | леев | 10 | | |