

9 The European standard for protection of children rights - resumé

The children rights aren't still reality, not even in mature European territory, whose basic value is protection of human rights. That is why I decided to elaborate a thesis on theme The European standard for protection of children rights.

The purpose of my thesis is to analyse how high is set up the European standard for protection of children rights. Then to find out how factual and binding are the clauses of accepted agreements for protection of children rights, in what way is their performance controlled and what kind of evolution is this standard coming through.

With the comparison of individual international and regional pacts I refer to different modifications of separate areas of protection of children rights. I follow the evolution of international instruments for protection of children rights and related regional instruments, with consideration to European practise of the courts.

The thesis consists of 7 parts. The first part outlines problems of children rights in the past and summarizes efforts and aims of all the thesis. That is followed by determination of fundamental terms, so definiton of the concept child.

The third part focuses on international system for protection of children rights with a view to the United Nations Organization. After outlining the evolution, in the subparts I give attention to separate conventions, which deal just with protection of children rights.

Except of fundamental Convention on the Rights of the Child and its two protocols it is also The United Nations Convention against Transnational Organized Crime, mainly its protocol about sale of people. I investigate primarily obligations that are contained in conventions, their factuality, bindingness and control mechanisms. To complete the system of international protection, in the fourth part there are presented the

international and non-governmental institutions which are concerned primarily with protection of children rights whether universally, or in particular territories. After defining the international system I move to the European area. The fifth part I dedicate to evolution of system for protecting the children rights in European area. There I focus on two basic organisations that deal with protection of children rights, Council of Europe and European Union.

The sixth part presents a brief summary of system for protection of children rights, enforced on the soil of Council of Europe. It is not just about agreements, but also about recommendations from Parliamentary Assembly and Committee of Ministers which are not binding, but they have a moral authority. In the subparts I give attention to separate agreements. First attention is addressed to those agreements which established the European standard for protection of children rights and then I mark especially European Court of Justice as the control mechanism. In further subparts I put my mind to analysis of separate agreements of Council of Europe, but I point out especially obligations that concrete, elaborate and tighten up international standard in identical territories for protection of children rights. I place an emphasis on prevention, cooperation of contracting states and protection of victims.

The conclusions are suggested in the last part. The European standard for protection of children rights elaborates international standard, it makes it more concrete and specific.

The list of children rights is wide and worked out. At the present time is necessary to concentrate oneself on implementation of these rights to domestic system of law and focus on bigger and efficient cooperation among member states and that needs the widest possible acceptance of all the agreements. In the globalized world there will not be possible to promote children rights and protect them without the efficient cooperation among the states.