

STATES OF JERSEY



COMMON STRATEGIC POLICY 2024- 2026 (P.21/2024): FOURTH AMENDMENT (P.21/2024 AMD.(4)) – CHILDREN’S RIGHTS IMPACT ASSESSMENT

**Presented to the States on 7th May 2024
by the Children, Education and Home Affairs Scrutiny Panel**

STATES GREFFE

CHILDREN'S RIGHTS IMPACT ASSESSMENT (CRIA)

PART 1: SCREENING

Name and title of Duty Bearer:	Children, Education and Home Affairs Scrutiny Panel
Type of Duty Bearer: (Minister, Elected Member or States Assembly Body)	Scrutiny Panel
Assessment completed by (if not completed by duty bearer):	Committee and Panel Officer
Date:	7th May 2024

<p>1) Name and brief description of the proposed decision</p> <p>The subject of your CRIA may be a proposed law, policy or proposition and in accordance with the Law is referred to in this template as the 'decision'</p> <ul style="list-style-type: none"> • What is the problem or issue the decision is trying to address? • Do children experience this problem differently from adults?
<p>The amendment seeks a commitment from Government to modernise the educational estate in St. Helier, where problems have been identified with the suitability and quality of the buildings used to provide education.</p> <p>Children will experience this problem differently to adults, as it will influence the education that they receive.</p>
<p>2) Which groups of children and young people are likely to be affected?</p> <p>Groups of children could include early years, primary or secondary education; young adults; children with additional learning needs; disabled children; children living in poverty; children from particular ethnic backgrounds; migrants; refugees; care experienced children and LGBTQ+ children</p>
<p>The proposed amendment could impact all children living in Jersey, but it is anticipated that it would have most impact on those living in or around the St. Helier catchment areas and / or attending the schools in St. Helier.</p>
<p>3) What is the likely impact of the proposed decision on children and on their rights?</p> <ul style="list-style-type: none"> • Identify any potential positive OR negative impacts and include indirect impacts on children and their rights as described in the UNCRC • Will different groups of children be affected differently by this decision?
<p>The Panel believes that the amendment would have a positive impact on children and their rights, as it would invest in the physical infrastructure used to support their education.</p> <p>The following articles of the UNCRC may be relevant:</p> <ul style="list-style-type: none"> • Article 28: State Parties recognize the right of a child to education, with a view to achieving this right progressively and on the basis of equal opportunity. <p>The physical infrastructure used for education, and distance from home can impact the school experience. Children living in St. Helier may not receive equal opportunities with regards to their learning environment in comparison to children attending a rural school, where there are typically more modern facilities and larger outdoor play spaces. The new town school is proposed</p>

<p>to have an Additional Resource Centre that will support some children with additional learning needs and be a replacement for La Passerelle.</p> <ul style="list-style-type: none"> • Article 29: Recognition of how a child’s education should be directed.
<p>4) Is a full Children’s Rights Impact Assessment required? If you have identified impacts on children and their rights, a full CRIA should be completed. If no impacts are identified then a Full CRIA is not required, but please explain your rationale and how you reached this conclusion</p>
<p>The screening has identified that the amendment does impact on children and their rights, however, Article 7(4) of the Children (Convention Rights) (Jersey) Law 2022 states that:</p> <p><i>In the case of a decision falling under Article 6(2) that relates to the formulation of an amendment to a proposition, an Article 6 duty-bearer is not required to complete a full assessment even if the preliminary assessment determines that the decision is likely to have a direct or indirect impact on children, but an Article 6 duty-bearer may, nevertheless, complete a full assessment should that duty-bearer wish to do so.</i></p> <p>The Panel has not completed the full assessment due to the time available to it before lodging this amendment.</p>