

**National Consultation on Child Rights and Child Protection
Through Community Development**
(A Report)



17th and 18th December 2007
New Delhi

Organised by

**Butterflies on behalf of National Alliance of Grassroots NGOs (NAGN) for
Protection of Child Rights**

Supported by

**DFID, UK's, Poorest Areas Civil Society (PACS) Programme,
Development Alternatives and Pricewaterhouse Coopers**

Report submitted by

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A brief Report



representatives from as many NGOs working in different parts of India participated in the consultation.

The consultations on 'Child Rights and Child Protection through Community Development' culminated with the two-day national consultation organized on 17th and 18th Decemembr 2007, at YMCA, International Conference Center, Jai Singh Road, New Delhi. The consultations have been organized by Butterflies, the national convenor of the NAGN and supported by Poorest Areas Civil Society (PACS) Programme, Management Consultants: Development Alternatives & Pricewaterhouse Coopers (P) Ltd, (supported by UK Department for International Development - DFID). A total of 82

The Chief Guest of the consultation was Mr. Gary Lewis, South Asia Representative, UNODC; the Guests of Honour were Ms. Archana Tamang, Chief, Women's Human Rights and Human Security Unit, UNIFEM, South Asia Regional Office; Ms. Malini Bhattacharya, Member, National Commission for Women; and Ms. Kiran Sharma, Director Programmes, PACS.

Ms. Kiran Sharma informed that PACS has development programme to empower and provide an enabling environment to the most poor in India for last 7 years. Main investment in the project is in capacity building, advocacy and eslf esteem building programme. Through the



learnings, PACS programme realized that programmes for women empowerment, self help groups, panchayati raj institutions, income generation, and poverty eradication must be included and conducted together. NAGN joined PACS at a very opportune moment, it was a great moment to align child rights with panchayati raj, also to define how grassroot NGOs and gram panchayat can combine to ensure child rights. She concluded by saying that, encouraged by the impact achieved in the first phase, DFID has agreed to announce the second phase of PACS programme too.



Mr. Gerry Pinto showed the poor situation of children in India and the goals of government action plan for children in the 11th plan. We cannot have an effective development agenda without including children. The allocation of budget and release of funds is an indicator of the government's seriousness on the development issues of children. Ms. Malini Bhattacharya, member, NCW, informed that the NCW is working on the penalizing aspect of the legislation on trafficking, and on rehabilitation of the victims too. Rehabilitation should include the gram panchayat too. NCW is trying to build guidelines which would include data on every person and every family that is migrating for work, this data will remain at the gram panchayat. The guidelines recommend making a village level committee to track children, and a pilot project is being initiated in two districts of West Bengal. Ms Aruna Sharma, Joint Secretary, National Human Rights Commission, said that the grassroot NGOs need to pressurize the government to slightly dilute the requisites, for example, in order to facilitate forming of JJBs in all districts, instead of an administrative magistrate an executive magistrate should also be allowed. She urged the participating grassroot NGOs to inform the NHRC about irregularities in implementation of programmes. The gram panchayat needs to list each pregnant lady and child, and ensure that benefits of all health programmes reaches them. The programme money that is unused by a district official and goes back to the government is an opportunity lost for the child. 54% children do not get immunized, not because the vaccines are not available, but because of mismanagement, this can be pushed to 100% by monitoring and efforts of grassroot NGOs. All this should be done with zero tolerance. She said that we do not need any new programme because we have the programmes, resources, and delivery mechanism to pass the benefits to the children. Its just a matter of mis-administration.



Ms. Shalini Prasad, Member Secretary, National Commission for Protection of Child Rights, said that discrimination is directly related to gram panchayat and should be avoided through

registration of birth and family at the gram panchayat. The issue of development is again directly with the gram panchayat. In Kerala, 40% of funds for child development were shifted to gram panchayats. In Nagaland, the state transferred all resources and decision making and implementation to the people of the community. Like, the choice of medicine, we talk of health for community but do not focus on children. For example, in HIV, we do not have a paediatric dose, we have crocin but not its paediatric dose. Each gram panchayat needs to look at the programmes



through a child rights lens. Mr. T. R. Raghunandan, JS (PR), Ministry of Panchayati Raj, Government of India, said that panchayati raj should not be a one-man show controlled by the Sarpanch, it should be an institutional action. First few steps are always backwards when changes are introduced. Within one year 1000 gram panchayats out of 5600 in Karnataka will have a child component in them. The Backward Region Grant Fund (BRGF) by the Ministry of Panchayati Raj has a budget of Rs.4670 crores for 250 districts. Rs.250 crore is for capacity building, rest is passed to the gram panchayat for development work with no restrictions except they cannot use it to build a religious structure and cannot build a welcome arch at the main entrances to the village. NGOs should be monitoring the programmes in their area, they should engage with the gram panchayat not compete with them. Mr. Sanat Kumar Sinha, Director, Bal Sakha, Patna, Bihar, said that the 2006 amendment in JJ act has provided a legal space for NGOs. However, the partnership is not on equal

footage yet. NGOs have a great role to play in administering and functioning of JJBs and CWCs, in disposal of cases, placement and rehabilitation of children, social mobilization and delinquency prevention programme. Mr. Sinha shared the initiatives that his organization 'Bal Sakha' has taken to support juvenile justice administration in Bihar and Jharkhand.



Dr Rajesh Sinha, NREGA Programme Coordinator, PRIA, said that

employment is accepted as a right of an individual instead of allocation. The demand for work is not documented as of now which results in a poor demand statistics. Local level needs of development are missing. To overcome the challenges in NREG implementation, the grassroot NGOs, the government and the gram panchayat need to – have a large scale awareness for demand generation, creation of cadre of educated youth in villages as barefoot engineers for demystifying estimation and measurement of work, continuous training and skill development at regular interval of implementing



people, revising rate, labour and wage schedules, orientation and monitoring of vigilance and monitoring committee, and social audit through gram sabha. Ms. Shushmita Dutt, Project Officer – Education, UNICEF, said that Unicef is working in villages with local NGOs to spread awareness about education. Main challenges for today are – hard to reach groups, focusing on older and vulnerable children with mainstreaming being the focus. Education is something that gives people money after many years, but the poor want to have the money in hand today.

They are not interested in IMR or MMR reduction through knowledge after two generations. The SC and ST children need to be enrolled and taught in the schools, they should be encouraged to participate in the class and made to eat the same meal during the distribution of midday meal in the school. Dr. Syeda S. Hameed, Member, Planning Commission, Government of India, said that for the first time, NGOs were

invited to give recommendations while formulating the 11th plan. Main objective was to get recommendations to know about the issues that repeatedly get neglected or modifications required to improve programme implementation. Crores of rupees get spent to address development issues, and the hope that it eventually will be fruitful comes from partnering gram panchayats and grassroot NGOs and together accomplishing the



objectives that have been set out. The children are no longer invisible for the planning commission now. Within a short time 11th plan will be available, it includes a chapter on child protection. Adequate funding has been provided and the states have been informed too.

The chief guest Mr. Gary Lewis, South Asia Representative, UNODC, said that India has 20% of world's children. If we get it wrong for the children we get it wrong for the future of the nation and the world. We need to seriously work to ensure gender rights, and protection of children from modern day slavery – trafficking. The UNODC works through CSOs and governments. We sensitize the police that trafficking not the same as prostitution. UNODC has launched a new initiative called the GIFT – Global Initiative to Fight Trafficking. Bollywood actors and movies have also been involved to spread awareness about human trafficking. Small programmes have been

started to give opportunities to people of vulnerable families so that they do not need to sell one of their daughter to feed their other children.

Dr. Vasanthi Raman, National Convenor, FORCES, said that childhood is a crucial time for a child for his mental growth. The government of India started the ICDS more than three decades ago and the government's foresight needs to be praised for this programme. The challenges at macro level are serious, liberalization and globalization



policies have had a great challenge for the child. The issue thrown up for a child is – survival. A major contradiction in the policy is high growth rate of economy of 8-10%, however the social upgrade is falling. In 2003, IMR was 58 but on further inspection Urban IMR is 30 but Rural IMR is 66 and SC, ST IMR is 83. NFHS-3 says a large number of children are underweight, stunted and wasted. All this data gives a stark different picture, it becomes clear that the development of India is concentrated only in certain parts of India. There are virtually two India, children of one India are healthy and the other India are starving. In the 11th plan, the girl child and sex ratio is being called a



national emergency. The governance is being decentralized, there are only a few issues now – the power has to be devolved to the PRIs, and the resources need to be provided to the gram panchayats. The protective environment of families is dysfunctional because there is migration for work. We the grassroot NGOs need to link up the issues like the child issue cannot be separated from landrights issue, the employment and NREG issue, etc. Dr. Geeta Sekhon, Project Officer, Anti Human Trafficking, UNODC, said that fake marriage, abduction,

luring can all be trafficking. It is much more than prostitution. Children are the most severely hit by trafficking, for sex, manual labour, begging, adoption, etc, transplant of organs is another objective for trafficking. Current government schemes and programmes are inadequate. Prosecution is almost nil, and witness protection is not considered while formulating the law. Government rehabilitation schemes are only for women and girl children, but boy children are also victims in a large number. Responses that we can adopt are – Social level – change of mindset towards girl child, education of child in the society; Economic level – employment to adults, holistic education for the child, reducing poverty by providing work opportunities; Political level – child rights need to be included

in the national agenda; Legal level – new and stronger laws, stringent implementation, and need of victim-friendly legal procedures.



Mr. Shaheed Mizan, Director, Child Labour Programme, Ministry of Labour, Government of India, said that in the 11th plan it is proposed to cover all districts in India. In the revision of NCLP scheme there would be residential schools in big cities, imparting employable skills to adolescents, market survey to identify marketable skills, tracking and monitoring of NCLP projects, State level monitoring and involvement, convergence with development programmes of other ministries. Gram panchayats are better in

identifying and mainstreaming the children engaged in labour, and in mobilization of community. However, a gram panchayat is usually pre-occupied with many issues on their hand, this makes the department skeptical about the extent of support from the PRIs. Mohd. Shafique, Gram Pradhan, Mithakari Village, Andaman and Nicobar Islands, informed that he has declared the gram panchayat in Mithkari as a child friendly panchayat. The tsunami has pushed the development of the ANI by 20 years. All government departments shrug off their responsibility by blaming the PRIs for poor implementation of programmes at the grassroots. The government however forgot to train the



gram panchayats so that the panchayat can become aware of the schemes, and able to implement them in the village to bring the benefits of the scheme to the people. The Mithakari village panchayat took many initiatives, for example- school teachers were made to attend school on time, rallies against alcoholism, organizing exhibition by children to effectively reduce alcoholism, etc. Midday meal was monitored through Mother-Teacher-Association, two mothers were appointed for each working day. One of the achievements has been that in education they have been successful

in achieving zero dropout from schools in their village. A gram panchayat is willing to partner grassroot NGOs to work together for the development issues related to children.

Group Work

As grassroots NGOs we need to work at the following points to focus effort on child rights, involve PRIs, national and state commissions, improve programme implementation, and strengthening the alliance –

1. Awareness – we need to develop alliances and partnerships with many organizations and individuals in a village. The approach should be to make a collective effort instead of working alone. We need to approach and involve influential people in the area, people's representatives, teachers, doctors, SHGs.
2. Capacity building – we need to build capacities of grassroots NGOs, share learnings of successful efforts at the grassroots, be friendly in transparent in every work that we do.
3. Data collection – we should collect data at the grassroots to assess development and current status of children in our area. Actual data needs to be collected in programmes like ICDS and SSA to bring out the real picture in front of the government. We should involve academic and professional organizations, and qualified individuals to develop a good database; a core team has to be constituted for developing good data collection formats which can be disseminated to all; developing software, mobilizing resources, collecting and analyzing grassroots data.
4. Ensuring child rights get included in the state agenda – this should be achieved by-preparing case studies of children, making the local bodies more sensitive and aware of child rights, involving electronic and print media to take the issues of children to the public, and coordinating with government bodies and institutions.



5. Suggestions for strengthening of NAGN – increase membership in each state, form a lead agency at village panchayat, block, and district; all participating agencies should be like-minded, with common objectives, and understanding of the aims of NAGN; organizing national level issue based workshops,

- trainings, and seminars; regular meetings and sharing experiences; collectively planning a common minimum programme with the community, involving the panchayat, social workers, and people of the community; backward and forward linkages to share information and establish a documentation and information center; exposure visits, publishing a common newsletter to share learnings and best practices with all members, building pressure groups at state and national level for interventions in policy and practice. improving the capacity and thereby the quality of work of alliance members; formulating issue based programmes; involving media, people's representatives, prominent people, and other organizations in the community to pressurize the government.
6. State level commission / State level NGO network – pressure group to be created to set up boards to ensure effective implementation; information on role of state level commissions, responsibilities at grassroot level; identifying partners like grassroot NGOs, academic institutions for training, resource people, etc, to develop a state network. Regular contact with NCPCR; Working closely with State Child Rights Commission; Involvement of Academic institutions; formation of State level commissions and Juvenile justice boards.
 7. NREG – Corruption in NREG should be checked by rural youth and social audit of job cards by grassroot NGOs and SHGs; checking fake data like in midday meal enrolment number and actual presence of children getting the meal; regular monitoring by the members of SHGs and the youth; involving gram panchayat sarpanch and members to make development plans for the village; need to consider the age of a manual labourer too while fixing quantum of labour for minimum wages, it needs to be sensitive to people with old age. NGO's should be involved in social audit of government programmes.
 8. Panchayati Raj institutions – activation of panchayat health and education committees through sensitization and awareness; sensitizing the panchayat about importance of quality education, and including survival rights of children; activation of anganwadi centers and motivating panchayats to open mini anganwadi centers at work sites like brick kilns, and carpet industries.
 9. Juvenile Justice Act – sensitization and awareness of masses, and panchayats and local self governance system to generate pressure to constitute functional commission on children; Involving like minded NGOs, people and members of political parties; ensure that CWC and JJBs are formed at all places.
 10. Regular contact with NCPCR; Working closely with State Child Rights Commission; Involvement of Academic institutions; formation of State level commissions and Juvenile justice boards.

Participants' responses and suggestions –

1. We must pick up an issue in our area and for one whole year and go all out for it; we should raise the issue in media, at gram panchayats, at district level meetings, and in alliances too.
2. The report of all activities should be shared with all participants so that we can share the learnings with other NGOs or gram panchayats that could not participate in the consultation.
3. We should also celebrate a grassroots NGO alliance day.
4. Training sessions to build capacities of PRIs and NGOs that want to work at grassroots.
5. Forming an e-group for instant sharing of information.
6. Mr. Pinto added that picking up a theme issue and concentrating all efforts on it for a year is a great idea. The effort will not be to abolish the issue but to focus the issue in meetings, media and at all levels.
7. The alliance members decided that to prioritize the issues, in the first year all grassroots



NGOs would collect data on children in their area to build an evidence based database.

The national consultation concluded with Mr. Junned Khan, Butterflies, thanked all participants for their valuable input and contribution to give recommendations, the resource people for sharing their insights on selected issues and guiding the discussion, the NAGN members, the state convenors of NAGN, Ms. Kiran Sharma of PACS for her support and pledge of support to

NAGN in future, Mr. Gerry Pinto for his invaluable ideas, Ms. Rita Panicker of Butterflies the national convenor of NAGN, the YMCA International Conference Center and all its staff, and finally the Butterflies team.

National Consultation

Child Rights and Child Protection through Community Development

17th -18th December 2007, YMCA International Conference Centre, Jai Singh road, New Delhi

Organized by: Butterflies –Programme with Street & Working Children

Supported By: Poorest Areas Civil Society (PACS) Programme – Management Consultants: Development Alternatives & Pricewaterhouse Coopers (P) Ltd. (supported by UK Department for International Development - DFID)

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