

**UČNI NAČRT PREDMETA / COURSE SYLLABUS**

<b>Predmet:</b>	Mednarodno varstvo otrokovih pravic
<b>Course title:</b>	International Protection of Children's Rights

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Študijski program 3. stopnje Pravo		2.	Zimski ali letni
Study programme of 3 degree - Law		2.	Autumn or Spring

**Vrsta predmeta / Course type**

**Univerzitetna koda predmeta / University course code:**

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
20	10				240	9

**Nosilec predmeta / Lecturer:**

<b>Jeziki / Languages:</b>	<b>Predavanja / Lectures:</b>	<input type="text" value="Slovenščina / Slovene"/>
	<b>Vaje / Tutorial:</b>	<input type="text" value="Slovenščina / Slovene"/>

**Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:**

**Prerequisites:**

Poznavanje osnov družinskega / otroškega prava

Basic knowledge of family / child law.

**Vsebina:**

**Content (Syllabus outline):**

1. Uvod in cilji mednarodnega varstva otrokovih pravic
2. Mednarodni dokumenti za varstvo otrok
3. Mednarodni akterji na področju varstva otrokovih pravic
4. Področja varstva otrokovih pravic
  - 4.1. Civilne pravice in svoboščine
  - 4.2. Razvoj in preživetje otroka (zdravje, dobrobit, izobrazba, prosti čas ...)

1. Introduction and objectives of International Protection of Children's Rights
2. International documents on child protection
3. International actor in the field of child protection
4. The Scope of International Protection of Children

<p>4.3. Zaščita otroka v družinskem okolju in v alternativni skrbi</p> <p>4.4. Zaščita otrok v oboroženih spopadih</p> <p>4.5. Zaščita otrok brez spremstva in ločenih otrok (begunci, iskalci azila,...)</p> <p>4.6. Zaščita otrok na delovnem mestu</p> <p>4.7. Zaščita otrok, ki pripadajo ranljivim skupinam (manjšine, prvobitno prebivalstvo, LGBT...)</p>	<p>4.1. Civil rights and freedoms</p> <p>4.2. Development and Survival of the Child (health, welfare, education, leisure ...)</p> <p>4.3. Protection of Children in Family Environment and Alternative Care</p> <p>4.4. Protection of Children in Armed Conflict</p> <p>4.5. Protection of Unaccompanied or Separated (Refugees, asylum seekers...)</p> <p>4.6. Protection of Children in the Workplace</p> <p>4.7. Protection of Children Belonging to Vulnerable Groups (minorities, indigenous, indigenous, LGBT...)</p>
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### Temeljni literatura in viri / Readings:

- \*Kilkelly, U. & Liefwaard, T. (Eds.) (2019) *International Human Rights of Children*, Springer.
- \*Cvejic Jancic, O. (Ed.) (2016), *The Rights of the Child in a Changing World - 25 Years after The UN Convention on the Rights of the Child*, Springer.
- \*Tobin, J. (eds.) *The UN Convention on the Rights of the Child - A Commentary*, 2019, Oxford University Press
- \*Kraljić, S. (2017). International adoption - does corruption undermine its noble purpose?. V: KRALJIĆ, Suzana (ur.). *Corruption - a deviation or an inherent part of human society? : some legal considerations : (conference proceedings)*. Maribor: University of Maribor Press. 2017, str. 63-78.
- \*Roche, J. (1995) Children's rights: In the name of the child, *Journal of Social Welfare and Family Law*, 17:3, 281-299.
- \*Hedlund D. & Salmonsson L. (2018) Challenges in the Guardianship of Unaccompanied Minors Seeking Asylum, *The International Journal of Children's Rights*, Volume 26: Issue 3.
- \*Stoecklin, D. (2018) Institutionalisation of Children's Rights: Transformability and Situated Agency, *The International Journal of Children's Rights*. Volume 26: Issue 3.
- \*De Felice, D. (2017) The Right to Security of Online Childhood, *The International Journal of Children's Rights*, Volume 25: Issue 3-4
- \* KRALJIĆ, Suzana. Operation of the Hague 1980 child abduction convention in Slovenia. V: ŽUPAN, Mirela (ur.). *Private international law in the jurisprudence of European courts - family at focus = Međunarodno privatno pravo u praksi evropskih sudova - obitelj u fokusu*, 11th Regional Private International Law Conference: Private International Law in the Jurisprudence of European Courts - Family at Focus (Osijek, Croatia), 11-12 June 2014. Osijek: Pravni fakultet Sveučilišta Josipa Jurja Strossmayera: = Faculty of Law, Josip Juraj Strossmayer University. cop. 2015, str. 273-280.
- \*KRALJIĆ, Suzana, KOBAL, Aleš. Verschärfung der Gesetzgebungsansätze zur Impfung in ausgewählten Staaten. *Zbornik Pravnog fakulteta u Zagrebu*, ISSN 0350-2058, ruj. 2018, vol. 68, br. 3/4, str. 431-464.
- \*KRALJIĆ, Suzana. Resna nevarnost kot razlog za zavrnitev vrnitve protipravno odpeljanega ali zadržanega otroka. *Pravosodni bilten*, ISSN 1318-1459, 2015, letn. 36, št. 3, str. 59-77.
- \*KRALJIĆ, Suzana. Obrezovanje deklic : kršitev pravic ali kulturna raznolikost?. *Zbornik Pravne fakultete Univerze v Mariboru*, ISSN 1854-3103, 2010, letn. 6, str. 161-178.

\*KRALJIĆ, Suzana. 12. člen KOP - pravica otroka do svobodnega izražanja v sodnih in upravnih postopkih. *Pravosodni bilten*, ISSN 1318-1459, 2016, letn. 37, št. 1, str. 11-30.

\*KRALJIĆ, Suzana. Operation of the Hague 1980 child abduction convention in Slovenia. V: ŽUPAN, Mirela (ur.). *Private international law in the jurisprudence of European courts - family at focus = Međunarodno privatno pravo u praksi evropskih sudova - obitelj u fokusu*, 11th Regional Private International Law Conference: Private International Law in the Jurisprudence of European Courts - Family at Focus (Osijek, Croatia), 11-12 June 2014. Osijek: Pravni fakultet Sveučilišta Josipa Jurja Strossmayera = Faculty of Law, Josip Juraj Strossmayer University. cop. 2015, str. 273-280.

*Študenti bodo o novejši literaturi obveščeni tudi na predavanjih / konzultacijah.*

**Cilji in kompetence:**

Cilj predmeta je pridobitev poglobljenega znanja iz mednarodnega varstva otrokovih pravic ter razumevanje poglobljenih pravnih problemov, povezanih s tem področjem.

**Objectives and competences:**

The course aim is the acquisition of the in-depth knowledge on the international protection of children's rights. The student will be also able of understanding the higher complexity of the subject matter.

**Predvideni študijski rezultati:**

Znanje in razumevanje:  
študent pridobi sposobnost razumevanja kompleksnosti tematike predmeta, vrednotenja različnih teoretičnih in praktičnih stališč, uporabo primerjalno pravne metode ter kritične analize prakse s področja predmeta

**Intended learning outcomes:**

Knowledge and understanding:  
Student acquires an ability of an understanding the course complexity, an assessment of different theoretical and practical positions, application of comparative legal method, critical analysis of court case-law related to subject

**Metode poučevanja in učenja:**

\*predavanja z aktivno udeležbo študentov (diskusija, razlaga, vprašanja, primeri, reševanje problemov);  
\*seminarske vaje (projektno in timsko delo);  
\*individualne konzultacije (dodatna razlaga, ...)  
\*analiza sodnih odločitev

**Learning and teaching methods:**

\*lectures with student's active participation (discussion, explanation, questions, cases, problem-solving);  
•seminars (project and team work);  
•individual consultations (additional explanation, ...)  
\*anlyzis of court case law

Delež (v %) /

**Načini ocenjevanja:**

Weight (in %) **Assessment:**

ustni izpit seminarska naloga na znanstvenem nivoju		oral exam scientific written paper
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**Reference nosilca / Lecturer's references:**

KRALJIĆ, Suzana, KOBAL, Aleš. Verschärfung der Gesetzgebungsansätze zur Impfungen in ausgewählten Staaten. *Zbornik Pravnog fakulteta u Zagrebu*, ISSN 0350-2058, ruj. 2018, vol. 68, br. 3/4, str. 431-464.

KRALJIĆ, Suzana. Same-sex relationships in Eastern Europe : marriage, registration or no regulation?. V: BOELE-WOELKI, Katharina (ur.), FUCHS, Angelika (ur.). *Same-sex relationships and beyond : gender matters in the EU*, (European family law series, 42). Fully revised 3rd ed. Cambridge; Antwerp; Portland: Intersentia. cop. 2017, str. 55-75.

KRALJIĆ, Suzana, STOLZ, Armin-Bernhard. Indigenous peoples : from unrighteousness to the right to self-government. *Lex localis : revija za lokalno samoupravo*, ISSN 1581-5374. [Tiskana izd.], januar 2010, letn. 8, št. 1, str. 35-63.

KRALJIĆ, Suzana, RIJAVEC, Vesna. *Slovenia*, (International Encyclopaedia of Laws, Suppl. 68 (2014)). Alphen aan den Rijn: Wolters Kluwer Law & Business: Kluwer Law International, cop. 2014. 224 str.

REPAS, Martina (avtor, urednik), RIJAVEC, Vesna (avtor, urednik), KNEZ, Rajko, KRALJIĆ, Suzana, KERESTEŠ, Tomaž, IVANC, Tjaša, SLADIČ, Jorg, EKART, Andrej. *Mednarodno zasebno pravo Evropske unije*. 1. natis. Ljubljana: Uradni list Republike Slovenije, 2018.

KRALJIĆ, Suzana. Slovenia. V: BEAUMONT, Paul R. (ur.), et al. *Cross-border litigation in Europe*, (Studies in private international law, Vol. 20). Portland, Oregon: Hart Publishing. 2017, str. 441-452.

KRALJIĆ, Suzana. International adoption - does corruption undermine its noble purpose?. V: KRALJIĆ, Suzana (ur.). *Corruption - a deviation or an inherent part of human society? : some legal considerations : (conference proceedings)*. Maribor: University of Maribor Press. 2017, str. 63-78.

KRALJIĆ, Suzana, BURKELC JURAS, Lina. Child maintenance for adult children who are studying : Slovenian legal regulation and the contemporary case-law. V: ATKIN, Bill (ur.). *The international survey of family law : published on behalf of the International Society of Family Law*. 2016 ed. Bristol: Jordan Publishing, Family Law. cop. 2016, str. 411-455.