

Law And Childhood Studies Vol 14 Current Legal Issues

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Explore the critical intersections of law and childhood studies in Volume 14, focusing on current legal issues impacting children. This edition delves into child rights law, contemporary challenges in juvenile justice, and the evolving landscape of child protection, offering essential insights for practitioners and scholars alike.

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Law and Childhood Studies

Current Legal Issues, like its sister volume Current Legal Problems (now available in journal format), is based upon an annual colloquium held at Univesity College London. Each year leading scholars from around the world gather to discuss the relationship between law and another discipline of thought. Each colloquium examines how the external discipline is conceived in legal thought and argument, how the law is pictured in that discipline, and analyses points of controversy in the use, and abuse, of extra-legal arguments within legal theory and practice. Law and Childhood Studies, the fourteenth volume in the Current Legal Issues series, offers an insight into the state of law and childhood studies scholarship today. Focussing on the inter-connections between the two disciplines, it addresses the key issues informing current debates.

Law and Childhood Studies

Offering an insight into the evolving state of law and childhood studies in the modern age, the latest volume in the Current Legal Issues series brings together an international and interdisciplinary cast to address the key issues informing current debates.

The Palgrave Handbook of Education Law for Schools

This Handbook examines the essential nature of the law within an educational context and asks why there is not greater preparation for this aspect of a teacher's role. Principals and teachers across the world now work in increasingly uncertain and challenging environments involving complex legislative frameworks, with their roles and responsibilities constantly changing to meet these demands: thus, it is imperative that educators adapt and acquire new skills relating to child protection and criminal law. On a daily basis, teachers and practitioners are being challenged to critically examine and evaluate the legal rights and obligations of various stakeholders, including students, parents, educators and administrators. However, if these skills are not developed, the implications will be significant: particularly so if principals are deterred from pursuing innovative education strategies due to potential litigation risks. Consequently, the chapters will empower principals and teachers in the management of these

concerns. This wide-ranging handbook, including case studies from around the world, will be of interest and value to both scholars of education law and practitioners.

A Magna Carta for Children?

This book highlights the importance of law, policy and rights in improving children's lives, combining historical analysis and human rights law.

Law in Society: Reflections on Children, Family, Culture and Philosophy

This collection, written by legal scholars from around the world, offers insights into a variety of topics from children's rights to criminal law, jurisprudence, medical ethics and more. Its breadth reflects the fact that these are all elements of what can broadly be called 'law and society', that enterprise that is interested in law's place or influence in different aspects of real lives and understands law to be simultaneously symbol, philosophy and action. It also testifies to the broad range of vision of Professor Michael Freeman, in whose honour the volume was conceived. The contributions are divided into categories which reflect his distinguished career and publications, over 85 books and countless articles, including pioneering work on children's rights, domestic violence, religious law, jurisprudence, law and culture, family law and medicine, ethics and the law, as well as his enduring commitment to interdisciplinarity.

Research Handbook on Privacy and Data Protection Law

This Research Handbook is an insightful overview of the key rules, concepts and tensions in privacy and data protection law. It highlights the increasing global significance of this area of law, illustrating the many complexities in the field through a blend of theoretical and empirical perspectives.

Mandatory Reporting Laws and the Identification of Severe Child Abuse and Neglect

This book provides the first comprehensive international coverage of key issues in mandatory reporting of child abuse and neglect. The book draws on a collection of the foremost scholars in the field, as well as clinicians and practice-based experts, to explore the nature, history, impact and justifiability of mandatory reporting laws, their optimal form, legal and conceptual issues, and practical issues and challenges for reporters, professional educators and governments. Key issues in non-Western nations are also explored briefly to assess the potential of socio-legal responses to sex trafficking, forced child labour and child marriage. The book is of particular value to policy makers, educators and opinion leaders in government departments dealing with children, and to professionals and organisations who work with children. It is also intended to be a key authority for researchers and teachers in the fields of medicine, nursing, social work, education, law, psychology, health and allied health fields.

Children's Rights

This Commentary is a fully up-to-date, solid legal work on children's rights. It offers a contemporary legal perspective on the inherently interdisciplinary field of children's rights. It responds to the scarcity of legal commentaries in a landscape where several handbooks covering different disciplines have been published in recent years. It is succinct and seeks to capture the essence, yet offers a sophisticated analysis of children's rights law and branches out into other disciplines where relevant in light of the recent legal and social developments.

European Privacy and Data Protection Law

Derived from the renowned multi-volume International Encyclopaedia of Laws, this practical guide to privacy and data protection law in the EU covers every aspect of the subject, including the protection of private life as a fundamental – constitutional – right, the application of international and/or regional conventions protecting the right to privacy, privacy rights in the context of electronic communications or at the workplace, and the protection of individuals regarding the processing of personal data relating to them. Following a general introduction, the monograph assembles its information and guidance in two parts: (1) protection of privacy, including an in-depth overview of the case law of the European Court of Human Rights and an analysis of the European e-Privacy Directive regarding the protection of privacy in electronic communications; (2) personal data protection, including a detailed analysis of the provisions of the GDPR, an up-to-date overview of the case law of the Court of Justice of the EU and of the opinions and guidelines of the European Data Protection Board (EDPB).

Child Safety, Welfare and Well-being

This volume presents the unique features of child abuse and neglect and discusses proposed as well as experimented protective measures to create awareness about child rights and their implementation. Divided into four sections, the volume discusses (a) the nature and prevalence of child abuse and neglect, risk factors and impact; (b) issues pertaining to child rights with regard to nutrition, health and education; (c) rights of children with disabilities, HIV/AIDS, and in circumstances like disaster and adoption; and (d) field-based experiences of researchers in protecting child rights and preventing child abuse. The most important contribution of this volume is in providing an analysis of the current legal scenario of child protection, emphasizing the rights of different sections of vulnerable children. Professionals and academics specializing in this area from different academic backgrounds and regions have contributed chapters to this volume, creating a global and multidisciplinary forum for discussion. This volume is important for a wide range of professionals and researchers from the social sciences, law, medicine, and behavioral sciences. It is also beneficial for policy makers and law enforcement agencies working with children.

Children and the Environment

This work provides a unique legal perspective on the global, topical issue of children and the environment.

Philosophical Foundations of Children's and Family Law

This collection is the first of its kind to examine the ethical foundations of family law. Topics include the value of marriage, the scope of parental control rights, the protection of children's interests, and the role of religious freedom in the legal attitude to family relationships.

Apply legal and ethical parameters to nursing practice

This learner guide describes the skills and knowledge required to within work legal and ethical parameters in professional nursing practice, including supporting rights and meeting duty of care requirements.

Law and Global Health

Law and Global Health is the latest volume in the Current Legal Issues series. It contains a broad range of articles from scholars and public health experts discussing the interaction between law and public health in low-, middle- and high-income countries.

The Family in Law

This book challenges conventional boundaries of family law providing a solid foundation and edge to students' understanding of the topic.

Reimagining Equality

"Developmental equality—whether every child has an equal opportunity to reach their fullest potential—is essential for children's future growth and access to opportunity. In the United States, however, children

of color are disproportionately affected by poverty, poor educational outcomes, and structural discrimination, limiting their potential. In *Reimagining Equality*, Nancy E. Dowd sets out to examine the roots of these inequalities by tracing the life course of black boys from birth to age 18 in an effort to create an affirmative system of rights and support for all children." -- Publisher's description

Enhancing Children's Rights

This volume explores how children's rights has influenced research with children and how research can in turn shape policies and practices to enhance children's rights. The book examines the impact children's rights and Childhood Studies has had on how children are constructed and regulated internationally.

Children's Environmental Rights Under International and EU Law

This book is dedicated to a topic which has for a long time lacked the attention it deserves within the academic world. It intends to address in a coherent and comprehensive manner the problem of the environmental rights of the child, which are not identical to the ones of adults whose environmental rights have been appraised from a general point of view. In the absence of any international law instrument explicitly granting a child the right to a clean environment, drawing on an extensive and original analysis of the UN Convention on the Rights of the Child and the practice of its monitoring body, this book undertakes an assessment of the extent to which these challenges may be overcome through a greater engagement between international law on the rights of the child and international environmental law. The result is the first comprehensive study on the manner in which these two mutually reinforcing legal regimes can interact to strengthen the protection of children's environmental human rights at stake in the increased strategic environmental and climate litigations at both the national and international level. The book is recommended reading for, amongst others, policy makers, international environmental lawyers and human rights lawyers and practitioners. Additionally, lecturers, students and researchers from a range of disciplines will also gain from seeing how new legal scholarship and intertwined branches of international law contribute to the continual development of the living rights of the human rights conventions. Francesca Ippolito is Associate Professor of International Law in the Department of Political and Social Science of the University of Cagliari, Italy. She holds the Jean Monnet Chair on European Climate of Change - REACT for 2021-2024.

Understanding Children and Childhood

Emphasising the voices and rights of children, international expert Anne Smith examines the latest thinking on children's learning and development. Contemporary theories and research about children and childhood are explained, using observations from children's everyday experiences and debates about policy. A sociocultural perspective presents development as driven by a child's learning, supported by opportunities for reciprocal social interaction across diverse cultural contexts.

Handbook of Children's Rights

While the notion of young people as individuals worthy or capable of having rights is of relatively recent origin, over the past several decades there has been a substantial increase in both social and political commitment to children's rights as well as a tendency to grant young people some of the rights that were typically accorded only to adults. In addition, there has been a noticeable shift in orientation from a focus on children's protection and provision to an emphasis on children's participation and self-determination. With contributions from a wide range of international scholars, the *Handbook of Children's Rights* brings together research, theory, and practice from diverse perspectives on children's rights. This volume constitutes a comprehensive treatment of critical perspectives concerning children's rights in their various forms. Its contributions address some of the major scholarly tensions and policy debates comprising the current discourse on children's rights, including the best interests of the child, evolving capacities of the child, states' rights versus children's rights, rights of children versus parental or family rights, children as citizens, children's rights versus children's responsibilities, and balancing protection and participation. In addition to its multidisciplinary focus, the handbook includes perspectives from social science domains in which children's rights scholarship has evolved largely independently due to distinct and seemingly competing assumptions and disciplinary approaches (e.g., childhood studies, developmental psychology, sociology of childhood, anthropology, and political science). The handbook also brings together diverse methodological approaches to the study of children's rights, including both quantitative and qualitative perspectives, and policy analysis. This comprehensive, cosmopolitan, and

timely volume serves as an important reference for both scholarly and policy-driven interest in the voices and perspectives of children and youth.

Parental Guidance, State Responsibility and Evolving Capacities

In this book leading international scholars provide fascinating insights into the vital but enigmatic role of Article 5 of the Convention on the Rights of the Child.

Moral Change

How does moral change happen? What leads to the overthrow or gradual transformation of moral beliefs, ideals, and values? Change is one of the most striking features of morality, yet it is poorly understood. In this book, Cecilie Eriksen provides an illuminating map of the dynamics, structure, and normativity of moral change. Through eight narratives inspired by the legal domain and in dialogue with modern moral philosophy, Eriksen discusses moral bias, conflict, progress, and revolutions. She develops a context-sensitive understanding of ethics and shows how we can harvest a knowledge of the past that will enable us to build a better future.

The United Nations Convention on the Rights of Persons with Disabilities

This Commentary provides the first comprehensive legal article-by-article analysis of the provisions of the Convention on the Rights of Persons with Disabilities (CRPD). The Convention is the key international human rights instrument exclusively devoted to persons with disabilities and the centerpiece of international efforts to address inequalities and barriers they encounter to the full enjoyment of human rights. The book discusses the Convention's position within existing international human rights law and within the framework of the United Nations measures to protect the rights of people with disabilities. Starting with the background of all the Convention's articles, including the travaux préparatoires, this Commentary examines each provision's substance and interpretation, and explores the significance of each right, its legal scope and relationship with other international legal norms and principles. A unique contribution also analyzes the Optional Protocol to the Convention. In addition to enriching academic studies of international human rights law, the book provides insights into the practical operation of the Convention's provisions by assessing the practice of the CRPD Committee, the activities of relevant international and regional human rights bodies in enforcing the rights of persons with disabilities and the contracting parties' implementation practices. Relevant European Court of Human Rights, the Court of Justice of the European Union and, if appropriate, other regional jurisdictions' case law, as well as the jurisprudence of domestic courts, are taken into consideration. Contributions from leading scholars and international experts make this book an indispensable resource for lawyers, academics, students, journalists, international organizations, NGOs and other stakeholders wanting to better understand the rights of people with disabilities. Furthermore, it makes a valuable contribution to appraising the impact of the Convention in the legal orders of contracting parties and to charting the way forward in the protection of the rights of persons with disabilities.

Shared Physical Custody

This open access book provides an overview of the ever-growing phenomenon of children in shared physical custody thereby providing legal, psychological, family sociological and demographical insights. It describes how, despite the long evolution of broken families, only the last decade has seen a radical shift in custody arrangements for children in divorced families and the gender revolution in parenting which is taking place. The chapters have a national or cross-national perspective and address topics like prevalence and types of shared physical custody, legal frames regulating custody arrangements, stability and changes in arrangements across the life course of children, socio economic, psychological, social well-being of various family members involved in different custody arrangements. With the book being an interdisciplinary collaboration, it is interesting read for social scientists in demography, sociology, psychology, law and policy makers with an interest family studies and custody arrangements.

Advanced Introduction to Children's Rights

This Advanced Introduction offers a succinct yet comprehensive introduction to the multidisciplinary field of children's rights. Inspired by the dilemma of difference in the discussion of children's rights, chapters explore the equal rights that children share with adults as well as their differentiated and special rights.

Routledge International Handbook of Children's Rights Studies

Since the adoption of the UN Convention on the Rights of the Child (1989) children's rights have assumed a central position in a wide variety of disciplines and policies. This handbook offers an engaging overview of the contemporary research landscape for those people in the theory and practice of children's rights. The volume offers a multidisciplinary approach to children's rights, as well as key thematic issues in children's rights at the intersection of global and local concerns. The main approaches and topics within the volume are: • Law, social work, and the sociology of childhood and anthropology • Geography, childhood studies, gender studies and citizenship studies • Participation, education and health • Juvenile justice and alternative care • Violence against children and female genital mutilation • Child labour, working children and child poverty • Migration, indigenous children and resource exploitation The specially commissioned chapters have been written by renowned scholars and researchers and come together to provide a critical and invaluable guide to the challenges and dilemmas currently facing children's rights.

The Hague Child Abduction Convention

International child abduction is one of the most emotionally charged and fascinating areas of family law practice. The 1980 Hague Convention on the Civil Aspects of International Child Abduction was the response of the international community to the increase in the phenomenon of parental child abduction. However, behind the widely acclaimed success of this Convention - which has now been ratified by more than 90 states - lie personal tragedies, academic controversy and diplomatic tensions. The continuing steady flow of case-law from the various Member States has resulted in the emergence of different approaches to the interpretation of key concepts in the Convention. In addition, over the years other global and regional legal instruments and the recommendations of the Special Commissions have had an impact on the implementation of the Convention. This book brings together all these strands and provides an up-to-date, clear and highly readable discussion of the international operation of the Abduction Convention together with in-depth critical academic analysis in light of the objectives of the Convention and other relevant legal norms, such as the 1989 UN Convention on the Rights of the Child. Throughout the book, examples are brought from case law in many jurisdictions and reference is made to relevant legal and social science literature and empirical research. Over the past decade, increasing focus has been placed on what might be seen as procedural issues, such as separate representation for children, undertakings, judicial liaison and mediation. The book analyses the significance of these developments and the extent to which they can help resolve the continuing tension between some of the objectives of the Convention and the interests of individual children. This book will be essential reading for judges, practitioners, researchers, students, policy-makers and others who are seeking a critical and informed analysis of the latest developments in international abduction law and practice. From the Foreword by Brenda Hale, Justice of the Supreme Court of the United Kingdom 'This book is, as far as I am aware, the first scholarly monograph to study the interpretation and application of the Convention across the whole legal space which it occupies and to critically assess these in light of the object and purposes of the Convention and other relevant legal norms. Cases are drawn from many jurisdictions to discuss how different countries interpret the Convention and links are made with relevant statistical, social and psychological research in a thoughtful discussion of the significance of such material both to judicial decision-making and to policy development...a study which deserves to be read by anyone with an interest in the modern phenomenon of international child abduction, whether judge, practitioner, policy-maker, parent, researcher or scholar. There is plenty for us all to think about.'

The ABC of the OPT

A lexicon of the legal, administrative, and military terms and concepts central to the Israeli occupation of the Palestinian Territories.

Handbook of Child Maltreatment

This Handbook examines core questions still remaining in the field of child maltreatment. It addresses major challenges in child maltreatment work, starting with the question of what child abuse and neglect is exactly. It then goes on to examine why maltreatment occurs and what its consequences are. Next, it turns to prevention, treatment and intervention, as well as legal perspectives. The book studies the issue from the perspective of the broader international and cross-cultural human experience. Its aim is to review what is known, but even more importantly, to examine what remains to be known to make progress in helping abused children, their families, and their communities.

Childhood, Youth and Activism

Considering the meanings of activism by and for children and young people in the twenty-first century, this edited collection is a valuable resource for scholars, educators and practitioners interested in the intersections of childhood and youth studies, activism and movements for social change.

Decolonizing Childhoods

European colonization of other continents has had far-reaching and lasting consequences for the construction of childhoods and children's lives throughout the world. Liebel presents critical postcolonial and decolonial thought currents along with international case studies from countries in Africa, Latin America, and former British settler colonies to examine the complex and multiple ways that children throughout the Global South continue to live with the legacy of colonialism. Building on the work of Cannella and Viruru, he explores how these children are affected by unequal power relations, paternalistic policies and violence by state and non-state actors, before showing how we can work to ensure that children's rights are better promoted and protected, globally.

Childhoods of the Global South

Children in the Global South continue to be affected by social disadvantage in our unequal post-colonial world order. With a focus on working-class children in Latin America, this book explores the challenges of promoting children's rights in a context of decolonization. Liebel and colleagues give insights into the political lives of children and demonstrate ways in which the concept of children's rights can be made meaningful at the grassroots level. Looking to the future, they consider how collaborative research with children can counteract their marginalization and oppression in society.

The UN Convention on the Rights of the Child

The United Nations Convention on the Rights of the Child is the most extensive and widely ratified international human rights treaty. This Commentary offers a comprehensive analysis of each of the substantive provisions in the Convention and its Optional Protocols on Children and Armed Conflict and the Sale of Children, Child Prostitution and Pornography. It offers a detailed insight into the drafting history of these instruments, the scope and nature of the rights accorded to children and the obligations imposed on states to secure the implementation of these rights. In doing so, it draws on the work of the Committee on the Rights of the Child, international, regional and domestic courts, academic and interdisciplinary scholarly analyses. It is of relevance to anyone working on matters affecting children including government officials, policy makers, judicial officers, lawyers, educators, social workers, health professionals, academics, aid and humanitarian workers, and members of civil society.

Children's Law Handbook

Patients and medical professionals alike are slowly growing into the digital advances that are revolutionizing the ways that medical records are maintained in addition to the delivery of healthcare services. As technology continues to advance, so do the applications of technological innovation within the healthcare sector. The Encyclopedia of E-Health and Telemedicine is an authoritative reference source featuring emerging technological developments and solutions within the field of medicine. Emphasizing critical research-based articles on digital trends, including big data, mobile applications, electronic records management, and data privacy, and how these trends are being applied within the healthcare sector, this encyclopedia is a critical addition to academic and medical libraries and meets the research needs of healthcare professionals, researchers, and medical students.

Encyclopedia of E-Health and Telemedicine

Corporal Punishment of Children - Comparative Legal and Social Developments towards Prohibition and Beyond provides insights into the views and experiences of prominent academics, and political, religious, and human rights activists from Australia, Canada, Germany, Ireland, Israel, New Zealand, Norway, South Africa, Sweden, the UK, and the US. Country-specific and thematic insights in relation to children's ongoing experience of corporal punishment are detailed and discussed, and key questions are raised and considered with a view to advancing progress towards societies in which children's human rights to dignity and optimal development are more fully recognised.

Corporal Punishment of Children

This book presents a model for reforming and developing Indigenous related legislation and policy, not only in Australia, but also in other jurisdictions. The model provides guidance about how to seek, listen to and respond to the voices of Indigenous children and young people. The participation of Indigenous children and young people, when carried out in a culturally and age-appropriate way and based on free, prior and informed consent, is an invaluable resource capable of empowering children and young people and informing Indigenous related legislation and policy. This project contributes to the emerging field of robust, ethically sound, participatory research with Indigenous children and young people and proposes ways in which Australian and international legislators and policymakers can implement the principle of children's participation by involving Aboriginal children and young people in the development of law and policy pertaining to their lives. This book provides accounts from Aboriginal children and young people detailing their views on how they can be involved in law and policy development in the future. It shows the latest state of knowledge on the topic and will be of interest to researchers, academics, policymakers, legislators, and students in the fields of human rights law, children's rights, participation rights, Indigenous peoples' law, and family, child and social welfare law.

Indigenous Children's Right to Participate in Law and Policy Development

The UN Convention on the Rights of the Child is acknowledged as a landmark in the development of children's rights. Article 3 makes the child's best interests a primary consideration in all actions concerning children and requires States Parties to ensure their care and protection. This volume, written by experts in children's rights from a range of jurisdictions, explores the implementation of Article 3 around the world. It opens with a contextual analysis of Article 3, before offering a critique of its implementation in various settings, including parenting, religion, domestic violence and baby switching. Amongst the themes that emerge are the challenges posed by the content of 'best interests', 'welfare' and 'well-being'; the priority to be accorded them; and the legal, socioeconomic and other obstacles to legislating for children's rights. This book is essential for all readers who interact with one of the Convention's most fundamental principles.

Implementing Article 3 of the United Nations Convention on the Rights of the Child

This new title provides clear, authoritative commentary on good practice, law and current research for both lawyers and other professionals who are involved in modern day safeguarding practice. Highly topical issues covered include: * The Child Protection Process and the Family Justice System * Fact Finding * Neglect * Domestic Abuse * Trafficking and Modern Day Slavery * Child Sexual Exploitation * Forced Marriage and Honour-Based Violence * Child Radicalisation * Female Genital Mutilation (FGM) * Voice of the Child and the Child's Journey Through the Family Justice System These topics raise complex and contemporary issues for family justice and social work, thereby generating recent legislative change, and bringing a new range of conceptual and practical problems for lawyers, social workers and health care professionals alike. Each section begins with a clear narrative identifying the issues, followed by a comprehensive consideration of the applicable legal framework and an up-to-date review of the contemporary research that is available on each subject area, before a full discussion of the child's journey through this is considered, alongside any implications that this raises for practice.

A Child's Journey Through Contemporary Issues in Child Protection

This book presents papers from an International Symposium on Contact Disputes and Allegations of Domestic Violence: Identifying Best Practices, held in London in May 2017. The editors invited a group of international experts to explain the approaches taken in their jurisdictions to allegations of domestic violence in child contact cases, with a view to identifying international best practices in such cases. The book includes contributions from England and Wales, Scotland, Ireland, Canada, Sweden and Spain, as well as information presented at the symposium from New Zealand and Australia. The chapters include attention to particular issues such as specialist domestic violence courts, judicial training and hearing children's voices. Collectively, the chapters identify a set of common problems experienced across all of the jurisdictions, including an overwhelming emphasis on the value of children's ongoing contact with non-resident parents and the consequent minimisation of domestic violence and the muting of the voices of children who do not wish to have contact with abusive parents. Best practices in taking domestic violence seriously and providing adequate protection from further abuse for children and non-abusive parents were less in evidence. However, the concluding chapter draws together details of several initiatives and approaches which offer promising ways forward. The chapters in this book were originally published as a special issue of the Journal of Social Welfare and Family Law.

Domestic Abuse and Child Contact