

Changes to legislation: There are currently no known outstanding effects for the Rights of Children and Young Persons (Wales) Measure 2011, Paragraph 3. (See end of Document for details)

SCHEDULE **W**

THE CONVENTION, PROTOCOLS, DECLARATIONS AND RESERVATIONS

PART 1 **W**

PART I OF THE CONVENTION

Modifications etc. (not altering text)

- C1** Sch. Pt. 1 applied (2.11.2020 for specified purposes, 1.9.2021 for specified purposes, 1.1.2022 for specified purposes, 1.9.2022 for specified purposes) by [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018 \(anaw 2\), ss. 7\(2\)\(a\), 100\(3\)](#); [S.I. 2020/1182, reg. 3\(2\)\(b\)](#); [S.I. 2021/373, arts. 3, 4, 6, 7](#) (as amended by [S.I. 2021/938, art. 2](#)); [S.I. 2021/1243, art. 3 \(with arts. 4-23\)](#) (as amended by [S.I. 2021/1428, art. 2](#)); [S.I. 2021/1244, art. 3 \(with arts. 4-21\)](#) (as amended by [S.I. 2021/1428, art. 3](#)); [S.I. 2021/1245, arts. 3, 4 \(with art. 1\(4\)\)](#); [S.I. 2022/891, art. 3 \(with arts. 4-25\)](#); [S.I. 2022/892, arts. 2, 3 \(with arts. 4-18\)](#); [S.I. 2022/893, art. 4](#); [S.I. 2022/894, art. 3](#); [S.I. 2022/895, arts. 3, 4](#); [S.I. 2022/896, art. 3 \(with arts. 1\(7\), 4-22\)](#); [S.I. 2022/897, art. 3 \(with arts. 1\(8\), 4-21\)](#); [S.I. 2022/898, arts. 2, 3](#)

Article 40

- 3 States Parties shall seek to promote the establishment of laws, procedures, authorities and institutions specifically applicable to children alleged as, accused of, or recognized as having infringed the penal law, and, in particular:
- (a) the establishment of a minimum age below which children shall be presumed not to have the capacity to infringe the penal law;
 - (b) whenever appropriate and desirable, measures for dealing with such children without resorting to judicial proceedings, providing that human rights and legal safeguards are fully respected.

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