

# Resources Guide for Legal Practitioners Working with Refugee Children

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FUNDED BY

The logo for the Diana Princess of Wales Memorial Fund, featuring the name 'Diana' in a purple, cursive script.

Princess of Wales Memorial Fund

THE WORK CONTINUES

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## **Using this Guide**

The Immigration Law Practitioners' Association (ILPA) is a professional association with some 900 members (individuals and organisations), the majority of whom are barristers, solicitors and advocates practising in all aspects of immigration, asylum and nationality law. Established over 25 years ago, ILPA exists to promote and improve advice and representation in immigration, asylum and nationality law, through an extensive programme of training and disseminating information and by providing evidence-based research and opinion. ILPA is represented on numerous Government, including UK Border Agency and other, 'stakeholder' and advisory groups.

ILPA runs a Refugee Children Project, funded by The Diana, Princess of Wales Memorial Fund. The project aims to improve advice and representation for refugee children through the provision of training and resources. This guide, which developed out of preparatory work for the training courses, is made available as a resource for all practitioners as part of that work.

This guide is aimed at legal practitioners working with refugee children. It provides a list of child-specific resources covering legislation, policy and research based publications on a variety of themes.

Legal and policy documents have been compiled into international, regional and national instruments. Documents include hard and soft law, guidance and instructions and good practice publications.

National documents presented include children specific legislation; immigration legislation; immigration rules; UK Border Agency guidance and instructions; asylum policy notices; asylum support policy bulletins; UK Border Agency enforcement instructions and guidance; UK Border Agency detention service orders; as well as guidance produced by other government departments and the Courts and Tribunals.

The resources guide lists reports produced by official bodies, such as by the HM Chief Inspector of Prisons and the Children's Commissioner for England. All relevant ILPA publications and information sheets that are child-specific have also been included.

Finally, reports by NGOs and academic articles have been compiled and are presented on a thematic basis covering areas such as detention, trafficking, education, age disputes, child poverty and mental health.

This resources guide is accurate as of November 2011. Law, policy and practice change over time, as do web links – full titles have been provided for all documents to make searching easier when a link no longer functions. All entries are listed in reverse chronological order.

ILPA intends that by gathering all these resources together, to save busy practitioners time and to ensure that they are able to draw on a wide range of resources in their work. This guide can be downloaded and there is thus the possibility for the user to cut and paste particular extracts from the document cited into the body of the guide, or to add links of their own. It can also be used to develop an index to a file of hard copy resources if desired.

ILPA welcomes suggestions for links or topics to be included in future editions of this guide.

Our thanks to The Diana, Princess of Wales Memorial Fund for funding this guide.

# Resources Guide

## International Law

The following lists the key international legislation and conventions relevant to working with refugee children either as separated or part of a family unit and associated published guidelines and comments.

### Conventions and Protocols

Council of Europe Convention on the Protection of Children against Sexual Exploitation and Sexual Abuse, Lanzarote, 25.X.2007, Council of Europe Treaty Series No.201 (2008)  
[http://book.coe.int/EN/ficheouvrage.php?PAGEID=36&lang=EN&produit\\_aliasid=2253&ei=DVGsR-DgLIbgwgHelLT8CA&usg=AFQjCNGzHvWDL1c\\_aeCEpbtOCjRwcT6\\_5g&sig2=k826p3HxkGUgOA38GQ](http://book.coe.int/EN/ficheouvrage.php?PAGEID=36&lang=EN&produit_aliasid=2253&ei=DVGsR-DgLIbgwgHelLT8CA&usg=AFQjCNGzHvWDL1c_aeCEpbtOCjRwcT6_5g&sig2=k826p3HxkGUgOA38GQ)

Optional Protocol to the Convention on the Rights of Persons with Disabilities (2007)  
<http://www2.ohchr.org/english/law/disabilities-op.htm>

UN Convention on the Rights of Persons with Disabilities (2006)  
<http://www2.ohchr.org/english/law/disabilities-convention.htm>

Council of Europe Convention on Action against Trafficking in human beings (2005)  
<http://conventions.coe.int/treaty/en/treaties/html/197.htm>

Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography (2000)  
<http://www2.ohchr.org/english/law/crc-sale.htm>

Protocol to Prevent, Suppress and Punish Trafficking in Persons Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime (2000)  
<http://www2.ohchr.org/english/law/protocoltraffic.htm>

Optional Protocol on the involvement of children in armed conflict (2000)  
<http://www2.ohchr.org/english/law/crc-conflict.htm>

Worst Forms of Child Labour Convention (International Labour Organisation Convention 182) (1999)  
<http://www2.ohchr.org/english/law/pdf/childlabour.pdf>

UN Convention on the Rights of the Child (1989)  
<http://www2.ohchr.org/english/law/crc.htm>

Status of ratifications, declarations and reservations  
[http://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg\\_no=IV-11&chapter=4&lang=en](http://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=IV-11&chapter=4&lang=en)

European Convention on Human Rights (1950)  
[http://www.echr.coe.int/NR/rdonlyres/D5CC24A7-DC13-4318-B457-5C9014916D7A/0/ENG\\_CONV.pdf](http://www.echr.coe.int/NR/rdonlyres/D5CC24A7-DC13-4318-B457-5C9014916D7A/0/ENG_CONV.pdf)

UN Convention on the Status of Refugees (1951)  
<http://www2.ohchr.org/english/law/refugees.htm>

## Legislation/Directives

### **Council of the European Union**

Council Directive 2005/85/EC of 1 December 2005 on minimum standards on procedures in Member States for granting and withdrawing refugee status – *Article 17*  
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2005:326:0013:0034:EN:PDF>

Council Directive 2004/83/EC of 29 April 2004 on minimum standards for the qualification and status of third country nationals or stateless persons as refugees or as persons who otherwise need international protection and the content of the protection granted – *Article 20 (5) and 23*  
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:32004L0083:EN:HTML>

Council Directive 2003/9/EC of 27 January 2003 laying down minimum standards for the reception of asylum seekers – *Articles 17-20*  
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2003:031:0018:0025:EN:PDF>

Council Framework Decision of 19 July 2002 on combating trafficking in human beings (2002/629/JHA)  
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2002:203:0001:0004:EN:PDF>

## Supervisory Bodies

### **General Assembly**

Assistance to Unaccompanied Refugee Minors, UN General Assembly Resolution 54/145 of 12 February 2000  
[http://www.unhcr.ch/Huridocda/Huridoca.nsf/\(Symbol\)/A.RES.54.145.En?Opendocument](http://www.unhcr.ch/Huridocda/Huridoca.nsf/(Symbol)/A.RES.54.145.En?Opendocument)

### **Secretary General**

Report of the UN Secretary-General (1997) *Assistance to Unaccompanied Refugee Minors*  
<http://www.un.org/documents/ga/docs/52/plenary/a52-273.htm>

### **Council of European Union**

Council of Europe Parliamentary Assembly. Resolution 1579 (2007) *Prostitution – Which stance to take?*  
<http://assembly.coe.int/Main.asp?link=/Documents/AdoptedText/ta07/ERES1579.htm>

Council of Europe Parliamentary Assembly. Recommendation 1778 (2007) *Child victims: stamping out all forms of violence, exploitation and abuse*  
<http://assembly.coe.int/Main.asp?link=/Documents/AdoptedText/ta07/EREC1778.htm>

Council of Europe Parliamentary Assembly. Resolution 1307 (2002) *Sexual exploitation of children: zero tolerance*  
<http://assembly.coe.int/Main.asp?link=/Documents/AdoptedText/ta02/ERES1307.htm>

## **UN Committee on the Rights of the Child (UNCRC):**

### **General Comments**

UNCRC General Comment No. 6 (2005) *Treatment of unaccompanied and separated children outside their country of origin.*

<http://www.unhcr.org/refworld/docid/42dd174b4.html>

UNCRC, General comment no. 5 (2003), *General measures of implementation of the Convention on the Rights of the Child*, 27 November 2003, CRC/GC/2003/5

<http://www.unhcr.org/refworld/docid/4538834f11.html>

### **European Commission**

European Commission (2010) *Communication from the Commission to the European Parliament and Council: Action Plan on Unaccompanied Minors (2010-2014)*

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=COM:2010:0213:FIN:EN:PDF>

## **Comment and Consideration**

### **UN Committee on the Rights of the Child**

UNCRC, *Consideration of Reports submitted by States Parties under Article 44 of the Convention, Concluding Observations: United Kingdom of Great Britain and Northern Ireland*, UK 20 October 2008

<http://www2.ohchr.org/english/bodies/crc/docs/AdvanceVersions/CRC.C.GBR.CO.4.pdf>

### **United Nations International Children's Emergency Fund (UNICEF):**

Brownlees, L. and Finch, N. (2010) *Levelling the playing field: A UNICEF UK report into provision of services to unaccompanied or separated migrant children in three local authority areas in England.* UNICEF: London.

[www.unicef.org.uk/publications/pdf/levelling-playing-field.pdf](http://www.unicef.org.uk/publications/pdf/levelling-playing-field.pdf)

UNICEF Innocenti Report Card 9: Crawley, H. (2009) *The situation of children in immigrant families in the United Kingdom.*

[www.unicef-irc.org/presscentre/presskit/migrants/iwp\\_2009\\_18.pdf](http://www.unicef-irc.org/presscentre/presskit/migrants/iwp_2009_18.pdf)

### **United Nations High Commissioner for Refugees (UNHCR):**

#### **Executive Committee (EXCOM)**

UNHCR (2009) *A Thematic Compilation of Executive Committee Conclusions* (4th edition)

<http://www.unhcr.org/3d4ab3ff2.html>

EXCOM (2007) *Conclusion on Children at Risk*, No. 107 (LVIII)

<http://www.unhcr.org/4717625c2.html>

## Guidelines

UNHCR (2009) *Guidelines on International Protection No. 8: Child Asylum Claims under Articles 1(A)2 and 1(F) of the 1951 Convention and/or 1967 Protocol relating to the Status of Refugees*, HCR/GIP/09/08

<http://www.unhcr.org/refworld/docid/4b2f4f6d2.html>

UNHCR (2008) *Guidelines on Determining the Best Interests of the Child*

<http://www.unhcr.org/cgi-bin/texis/vtx/refworld/rwmain?page=&docid=48480c342>

UNHCR (2006) *Guidelines on International Protection No.7: The Application of Article 1A(2) of the 1951 Convention and/or 1967 Protocol Relating to the Status of Refugees to Victims of Trafficking and Persons at Risk of Being Trafficked*

<http://www.unhcr.org/443b626b2.html>

UNHCR (1999) *Revised Guidelines on Applicable Criteria and Standards Relating to the Detention of Asylum-Seekers* ('UNHCR Detention Guidelines')

<http://www.unhcr.org/cgi-bin/texis/vtx/refworld/rwmain?docid=3c2b3f844>

UNHCR (1997) *Guidelines on Policies and Procedures in dealing with Unaccompanied Children Seeking Asylum*

<http://www.unhcr.org/cgi-bin/texis/vtx/refworld/rwmain?page=search&docid=3ae6b3360>

UNHCR (1994) *Refugee Children: Guidelines on Protection and Care* ('UNHCR Children's Guidelines')

<http://www.unhcr.org/cgi-bin/texis/vtx/refworld/rwmain?page=search&docid=3ae6b3470>

UNHCR (1979) *Handbook on Procedures and Criteria for Determining Refugee Status under the 1951 Convention and the 1967 Protocol relating to the Status of Refugees*. Reedited, Geneva, January 1992

<http://www.unhcr.org/3d58e13b4.html>

## Other

Frontex for the European Commission (2009) *'Unaccompanied Minors in the Migration Process - a Tailored Risk Analysis'*.

[http://www.frontex.europa.eu/newsroom/news\\_releases/art86.html](http://www.frontex.europa.eu/newsroom/news_releases/art86.html)

European Union Agency for Fundamental Rights, FRA (2009) *Separated, Asylum-seeking Children in European Union Member States*.

[http://fra.europa.eu/fraWebsite/attachments/SEPAC-SUMMARY-REPORT\\_en.pdf](http://fra.europa.eu/fraWebsite/attachments/SEPAC-SUMMARY-REPORT_en.pdf)

Christine Mougne, UNHCR (2009) *Trees only move in the wind: A study of unaccompanied Afghan children in Europe*.

[www.unhcr.org/4c1229669.html](http://www.unhcr.org/4c1229669.html)

Separated Children in Europe Programme (UNHCR and others) (2001) *Separated Children Seeking Asylum in Europe: A Programme for Action*

[www.separated-children-europe-programme.org/Global/English/Publications.htm#seekingasylum](http://www.separated-children-europe-programme.org/Global/English/Publications.htm#seekingasylum)

Separated Children in Europe Programme (UNCHR and others) (2000) *Statement of Good Practice*  
[www.separated-  
children-europe-programme.org/Global/framed.asp?source=English/GoodPractice/Booklet/Statemen  
tGoodPractice.pdf](http://www.separated-children-europe-programme.org/Global/framed.asp?source=English/GoodPractice/Booklet/StatementGoodPractice.pdf)



## Domestic Law

The following lists the key domestic legislation relevant to working with refugee children either as separated or part of a family unit and associated published guidelines and comments.

### ***Selected Legislation: Children***

Children Act 2004

<http://www.legislation.gov.uk/ukpga/2004/31/contents>

Children (Leaving Care) Act (Northern Ireland) 2002

<http://www.legislation.gov.uk/nia/2002/11/contents>

Children (Leaving Care) Act 2000

<http://www.legislation.gov.uk/ukpga/2000/35/contents>

The Children (Northern Ireland) Order 1995

[1995 No. 755 \(N.I. 2\)](#)

Children Scotland Act 1995

<http://www.legislation.gov.uk/ukpga/1995/36/contents>

Children Act 1989

[http://www.opsi.gov.uk/acts/acts1989/Ukpga\\_19890041\\_en\\_1.htm](http://www.opsi.gov.uk/acts/acts1989/Ukpga_19890041_en_1.htm)

Children and Young Persons Act 1933

<http://www.legislation.gov.uk/ukpga/Geo5/23-24/12/contents>

### ***Selected Legislation: Immigration***

Borders, Citizenship and Immigration Act 2009

<http://www.legislation.gov.uk/ukpga/2009/11/contents>

Borders Act 2007

<http://www.legislation.gov.uk/ukpga/2007/30/contents>

The Refugee or Persons in Need of International Protection (Qualification) Regulations 2006

<http://www.legislation.gov.uk/uksi/2006/2525/contents/made>

Immigration (European Economic Area) Regulations 2006

<http://www.legislation.gov.uk/uksi/2006/1003/contents/made>

Immigration, Asylum and Nationality Act 2006

<http://www.legislation.gov.uk/ukpga/2006/13/contents>

The Asylum Seekers (Reception Conditions) Regulations 2005

<http://www.legislation.gov.uk/uksi/2005/7/contents/made>

Asylum and Immigration Act 2004

<http://www.legislation.gov.uk/ukpga/2004/19/contents>

Nationality, Immigration and Asylum Act 2002  
<http://www.legislation.gov.uk/ukpga/2002/41/contents>

Immigration and Asylum Act 1999  
<http://www.legislation.gov.uk/ukpga/1999/33/contents>

British Nationality Act 1981  
<http://www.legislation.gov.uk/ukpga/1981/61>

Immigration Act 1971  
[http://www.legislation.gov.uk/ukpga/1971/77/pdfs/ukpga\\_19710077\\_en.pdf](http://www.legislation.gov.uk/ukpga/1971/77/pdfs/ukpga_19710077_en.pdf)

Immigration Rules:  
<http://www.ukba.homeoffice.gov.uk/policyandlaw/immigrationlaw/immigrationrules/>

### ***Selected Legislation – Other***

Identity Document Act 2010  
<http://www.legislation.gov.uk/ukpga/2010/40/contents>

Criminal Justice and Immigration Act 2008  
<http://www.legislation.gov.uk/ukpga/2008/4/contents>

Mental Health Act 2007  
<http://www.legislation.gov.uk/ukpga/2007/12/contents>

Identity Cards Act 2006  
<http://www.legislation.gov.uk/ukpga/2006/15/contents>

Criminal Procedure Rules 2005  
<http://www.legislation.gov.uk/uksi/2005/384/contents/made>

Criminal Justice Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/44/contents>

Anti-Social Behaviour Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/38/contents>

Powers of Criminal Court (Sentencing Act) 2000  
<http://www.legislation.gov.uk/ukpga/2000/6/contents>

Crime and Disorder Act 1998  
<http://www.legislation.gov.uk/ukpga/1998/37/contents>

Police and Criminal Evidence Act 1984  
<http://www.legislation.gov.uk/ukpga/1984/60/contents>

Police and Criminal Evidence Act 1984 Code of Practice  
<http://www.homeoffice.gov.uk/publications/police/operational-policing/pace-codes/>

Forgery and Counterfeiting Act 1981  
<http://www.legislation.gov.uk/ukpga/1981/45/contents>

Magistrates Court Act 1980  
<http://www.legislation.gov.uk/ukpga/1980/43/contents>

Misuse of Drugs Act 1971  
<http://www.legislation.gov.uk/ukpga/1971/38/contents>

Theft Act 1968  
<http://www.legislation.gov.uk/ukpga/1968/60/contents>

Criminal Appeal Act 1968  
<http://www.legislation.gov.uk/ukpga/1968/19/contents>

### ***UK Border Agency Guidance and Instructions***

#### ***Asylum Process Guidance:***

UKBA Asylum Process Guidance, Processing an asylum application from a child  
<http://www.bia.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumprocessguidance/specialcases/guidance/processingasylumapplication1.pdf?view=Binary>

UKBA Asylum Process Guidance, Age assessment  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumprocessguidance/specialcases/guidance/assessing-age?view=Binary>

UKBA Asylum Process Guidance, Considering Applications for Further Leave (at Age 17 and a half) following Grants of Discretionary Leave under the Policy on Unaccompanied Asylum Seeking Children (Active Review)  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumprocessguidance/specialcases/guidance/consideringapplications.pdf?view=Binary>

UKBA Enforcement Instructions and Guidance, Chapter 26, Unaccompanied Children  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/oemsectione/chapter26?view=Binary>

UKBA Enforcement Instructions and Guidance, Chapter 60, Judicial Review and Injunctions  
[http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/detentionandremovals/chapter60\\_11012010.pdf?view=Binary](http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/detentionandremovals/chapter60_11012010.pdf?view=Binary)

UKBA Enforcement Instructions and Guidance, Chapter 55, Detention and Temporary Release  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/detentionandremovals/chapter55.pdf?view=Binary>

UKBA Asylum Process Guidance, Family Relationship Testing  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumprocessguidance/specialcases/guidance/family-relationship-testing-DNA?view=Binary>

UKBA Asylum Process Guidance, Victims of trafficking  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumprocessguidance/specialcases/guidance/victimsoftrafficking.pdf?view=Binary>

UKBA Asylum Process Guidance, Human trafficking supplementary guidance  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumprocessguidance/specialcases/guidance/human-trafficking-guide.pdf?view=Binary>

UKBA website – guidance on how to completing the HPDL form  
<http://www.ind.homeoffice.gov.uk/settlement/applicationtypes/applicationformHPDL/>

***Asylum Policy Unit Notices:***

UKBA Asylum Policy Unit Notice 3/2007, Amendment to Discretionary Leave Policy relating to Asylum Seeking Children  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumpolicyinstructions/apunotices/amendmenttodlpolicyasc.pdf?view=Binary>

UKBA Asylum Policy Unit Notice 4/2003, One-off exercise to allow families who have been in the UK for three or more years to stay  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumpolicyinstructions/apunotices/oneoffexercise.pdf?view=Binary>

***Asylum Support Policy Bulletins:***

UKBA Asylum Support Policy Bulletin 29, Transition at age 18  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumsupportbulletins/children/pb29?view=Binary>

UKBA Asylum Support Policy Bulletin 30, Age disputes  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumsupportbulletins/children/pb33?view=Binary>

UKBA Asylum Support Policy Bulletin 31, Dispersal Guidelines  
<http://www.bia.homeoffice.gov.uk/sitecontent/documents/policyandlaw/asylumsupportbulletins/dispersal/pb31?view=Binary>

UKBA Asylum Support: Education  
<http://www.ukba.homeoffice.gov.uk/asylum/support/education/>

***Enforcement Instructions and Guidance:***

UKBA Enforcement Instructions and Guidance, Chapter 26, Unaccompanied Children  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/oemsectione/chapter26?view=Binary>

UKBA Enforcement Instructions and Guidance, Chapter 45, Family Cases  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/oemsectione/chapter45?view=Binary>

UKBA Enforcement Instructions and Guidance, Identifying Victims of Trafficking  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/oemsectiona/chapter9?view=Binary>

### **Detention Service Orders:**

UKBA Detention Service Order 6/2006, Child protection policy statement, procedures and procedures prompt card for escort and non-residential short-term holding facility contractors  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/detention-services-orders/child-protection.pdf?view=Binary>

UKBA Detention Service Order 4/2005, Family Detention  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/detention-services-orders/family-detention.pdf?view=Binary>

UKBA Detention Service Order 5/2003, UKBA Detention Services Directorate Child Protection Policy  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/detention-services-orders/child-protection-policy.pdf?view=Binary>

### **Other:**

UK Border Agency (2009) *Every Child Matters: Change for Children: Statutory guidance to the UK Border Agency on making arrangements to safeguard and promote the welfare of children.*  
<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/legislation/bci-act1/change-for-children.pdf?view=Binary>

UK Border Agency (2009) *Better outcomes, the way forward, improving the care of unaccompanied asylum seeking children*  
<http://www.leavingcare.org/data/tmp/4416-8866.pdf>

### **Non-UK Border Agency Guidance and Instructions**

Department for Education (2010) *Planning transition to adulthood for looked-after children (including guidance on the Care Leavers (England) Regulations*  
<http://www.education.gov.uk/childrenandyoungpeople/families/a0065502/care-planning-regulations-and-guidance>

Department of Health (April 2009) *Rights of refugees and asylum seekers, including entitlement table*  
[http://www.dh.gov.uk/dr\\_consum\\_dh/groups/dh\\_digitalassets/@dh/@en/documents/digitalasset/dh\\_079284.pdf](http://www.dh.gov.uk/dr_consum_dh/groups/dh_digitalassets/@dh/@en/documents/digitalasset/dh_079284.pdf)

Department of Health (2009) *Failed asylum seekers and ordinary/lawful residence; and when to provide treatment for those who are chargeable*  
[http://www.dh.gov.uk/en/Publicationsandstatistics/Lettersandcirculars/Dearcolleagueletters/DH\\_097384](http://www.dh.gov.uk/en/Publicationsandstatistics/Lettersandcirculars/Dearcolleagueletters/DH_097384)

Sentencing Guidelines Council (November 2009), *Guideline on the Overarching Principles for Sentencing Youths*  
[http://sentencingcouncil.judiciary.gov.uk/docs/web\\_overarching\\_principles\\_sentencing\\_youths.pdf](http://sentencingcouncil.judiciary.gov.uk/docs/web_overarching_principles_sentencing_youths.pdf)

Criminal Justice System (2007) *Achieving Best Evidence in Criminal Proceedings: Guidance on Interviewing Victims and Witnesses, and Using Special Measures*  
[http://www.cps.gov.uk/publications/docs/achieving\\_best\\_evidence\\_final.pdf](http://www.cps.gov.uk/publications/docs/achieving_best_evidence_final.pdf)

Scottish Government (August 2005): *Safe and Well: A Handbook for Staff, Schools and Education Authorities* <http://www.scotland.gov.uk/Publications/2005/08/0191408/14093>

Department for Education and Skills (2004) *Aim high: guidance on the education of asylum-seeking and refugee pupils*

<https://www.education.gov.uk/publications/standard/publicationdetail/page1/DfES%200287%202004>

Department of Health (2001) *Seeking consent, working with children*

[http://www.dh.gov.uk/en/Publicationsandstatistics/Publications/PublicationsPolicyAndGuidance/DH\\_4007005](http://www.dh.gov.uk/en/Publicationsandstatistics/Publications/PublicationsPolicyAndGuidance/DH_4007005)

Department for Education: *Schools Admission Code*

[www.education.gov.uk/schools/adminandfinance/schooladmissions](http://www.education.gov.uk/schools/adminandfinance/schooladmissions)

Department for Education: *Schools Admission Appeals Code of Practice*

[www.education.gov.uk/schools/adminandfinance/schooladmissions](http://www.education.gov.uk/schools/adminandfinance/schooladmissions)

Scottish Government website on *Young People (containing regulations, guidance and publications)*

<http://www.scotland.gov.uk/Topics/People/Young-People>

Crown Prosecution Service, trafficking guidance

[http://www.cps.gov.uk/publications/docs/policy\\_for\\_prosecuting\\_cases\\_of\\_human\\_trafficking.pdf](http://www.cps.gov.uk/publications/docs/policy_for_prosecuting_cases_of_human_trafficking.pdf)

[http://www.cps.gov.uk/legal/h\\_to\\_k/human\\_trafficking\\_and\\_smuggling/#a32a](http://www.cps.gov.uk/legal/h_to_k/human_trafficking_and_smuggling/#a32a)

[http://www.cps.gov.uk/legal/v\\_to\\_z/young\\_people\\_discontinuing\\_trafficked\\_cases/](http://www.cps.gov.uk/legal/v_to_z/young_people_discontinuing_trafficked_cases/)

### **Courts & Tribunals**

Practice Directions made by the Senior President of Tribunals, First Tier and Upper Tier Tribunal  
Child, Vulnerable Adult and Sensitive Witnesses (2008)

<http://www.tribunals.gov.uk/Tribunals/Documents/Rules/Childvulnerableadultandsensitivewitnesses.pdf>

First Tier and Upper Tier Tribunal, Presidents Guidance Note number 8 - April 2004 -  
unaccompanied children

<http://www.tribunals.gov.uk/immigrationasylum/Documents/GuideNoteNo8.pdf>

## Official Bodies – Policy and Practice

### **HM Chief Inspector of Prisons:**

HM Chief Inspector of Prisons, [Report on an unannounced full follow-up inspection of Yarl's Wood Immigration Removal Centre \(9-13 November 2009\)](#)

HM Chief Inspector of Prisons, [Report on an unannounced short follow-up inspection of Tinsley House Immigration Removal Centre \(13-15 July 2009\)](#)

HM Chief Inspector of Prisons, [Report on an unannounced short follow-up inspection of Dungavel Immigration Removal Centre \(30 September - 2 October 2008\)](#)

HM Chief Inspector of Prisons, [Report on an announced inspection of Yarl's Wood Immigration Removal Centre \(4-8 February 2008\)](#) by HM Chief Inspector of Prisons, (4 – 8 February 2008)

HM Chief Inspector of Prisons (2005) Report on the unannounced inspections of four short-term holding facilities: Communications House, London; Lunar House, Croydon; Electric House, Croydon; Dallas Court, Manchester. <http://tinyurl.com/36te22>

### **The Children's Commissioner for England:**

*Landing in Kent: the experience of unaccompanied children arriving in the UK* (2011)  
[http://www.childrenscommissioner.gov.uk/content/publications/content\\_465](http://www.childrenscommissioner.gov.uk/content/publications/content_465)

11 Million, The Children's Commissioner for England (April 2009) *The Arrest and Detention of Children Subject to Immigration Control: A report following the Children's Commissioner for England's visit to Yarl's Wood Immigration Removal Centre:*  
[http://www.childrenscommissioner.gov.uk/content/publications/content\\_361](http://www.childrenscommissioner.gov.uk/content/publications/content_361)

11 Million (2008) *Going it alone: at a screening unit as an unaccompanied child.*  
<http://www.statewatch.org/news/2008/mar/uk-claiming-asylum-screening-unit.pdf>

11 Million (2008) *The Children's Commissioner's findings and recommendations regarding the care of unaccompanied asylum seeking children in the London Borough of Hillingdon.*  
[http://www.childrenscommissioner.gov.uk/content/publications/content\\_174](http://www.childrenscommissioner.gov.uk/content/publications/content_174)

### **The Children's Commissioner for Wales:**

The Children's Commissioner for Wales and ECPAT UK (2009) *Bordering on Concern: Child Trafficking in Wales.*  
[www.ecpat.org.uk/downloads/cc\\_ecpat\\_english-web.pdf](http://www.ecpat.org.uk/downloads/cc_ecpat_english-web.pdf)

### **Scotland's Commissioner for Children and Young People:**

The Age of Leaving Care in Scotland (March 2008) *Sweet 16*  
[http://www.sccyp.org.uk/downloads/Adult%20Reports/Sweet\\_16\\_Report.pdf](http://www.sccyp.org.uk/downloads/Adult%20Reports/Sweet_16_Report.pdf)

Scotland's Commission for Children and Young People (2011): *Scoping Study on Child Trafficking in Scotland*  
<http://dera.ioe.ac.uk/2631/1/downloadfileitem.aspx%3Ffile%3D7107>

### **General:**

Independent Monitoring Board for Harmondsworth Immigration Removal Centre (May 2010) *Annual Report for 2009*

[http://www.imb.gov.uk/reports/Harmondsworth\\_2009.pdf](http://www.imb.gov.uk/reports/Harmondsworth_2009.pdf)

London Safeguarding Children Board (2009) *London Trafficked Children Toolkit*

[http://www.londonscb.gov.uk/files/resources/trafficking/london\\_safeguarding\\_trafficked\\_children\\_toolkit\\_july\\_2009.pdf](http://www.londonscb.gov.uk/files/resources/trafficking/london_safeguarding_trafficked_children_toolkit_july_2009.pdf)

London Asylum Seekers Consortium : Bell, Michael, Ford, Ian and McDougall, Duncan (2008) *A Warm Welcome? Public Services and Managing Migration in London: Scoping Research and Introductory Report*. London.

[http://www3.westminster.gov.uk/docstores/publications\\_store/A%20Warm%20Welcome%20Public%20Services%20and%20Managing%20Migration%20in%20London%20London%20Asylum%20Seekers%20Consortium.pdf](http://www3.westminster.gov.uk/docstores/publications_store/A%20Warm%20Welcome%20Public%20Services%20and%20Managing%20Migration%20in%20London%20London%20Asylum%20Seekers%20Consortium.pdf)

Independent Asylum Commission (2008) *Safe Return*

[www.theworkcontinues.org](http://www.theworkcontinues.org)

Joint inspection of services for children of asylum seekers in the Glasgow City Council area June 2007 (Her Majesty's Inspectorate of Education (HMIE))

[www.hmie.gov.uk/documents/publication/Final%20Report.pdf](http://www.hmie.gov.uk/documents/publication/Final%20Report.pdf)

Metropolitan Police Department (2007) *Paladin Child: a partnership study of child migration to the UK via London Heathrow* [www.londonscb.gov.uk/trafficking/](http://www.londonscb.gov.uk/trafficking/)

Joint Chief Inspectors (2005) *Safeguarding children: The second Joint Inspectors' report on arrangements to safeguard children*

<http://www.safeguardingchildren.org.uk/Safeguarding-Children/2005-report>

Greater London Authority (2004) *Offering more than they can borrow: Refugee children in London*

[www.london.gov.uk/mayor/refugees/docs/refugee\\_children\\_report.pdf](http://www.london.gov.uk/mayor/refugees/docs/refugee_children_report.pdf)

Child Protection Committee, Glasgow

[http://www.glasgowchildprotection.org.uk/Professional/Procedures\\_Publications/Useful\\_publications/CPC+Documents.htm](http://www.glasgowchildprotection.org.uk/Professional/Procedures_Publications/Useful_publications/CPC+Documents.htm)

### **Parliamentary Papers**

House of Commons Home Affairs Committee (2009) *The Detention of Children in the Immigration System: First Report of Session 2009–10*.

[www.publications.parliament.uk/pa/cm200910/cmselect/cmhaff/73/73.pdf](http://www.publications.parliament.uk/pa/cm200910/cmselect/cmhaff/73/73.pdf)

Bercow, J., Harris, E. and Lord Dubs (July 2006) *Alternatives to immigration detention of families and children*, A discussion paper for the All Party Parliamentary Groups on Children and Refugees, Supported by the No Place for a Child Coalition.

[http://www.biduk.org/pdf/res\\_reports/alternatives\\_to\\_detention\\_july\\_2006.pdf](http://www.biduk.org/pdf/res_reports/alternatives_to_detention_july_2006.pdf)



# ILPA Materials

## **Best Practice and Guidelines**

The following publications are available from:

<http://www.ilpa.org.uk/pages/publications.html>

### **2011**

*Working With Refugee Children: Current Issues in Best Practice*, Syd Bolton, Kalvir Kaur, Shu Shin Luh, Jackie Peirce and Colin Yeo for ILPA May 2011.

*Resources Guide for Practitioners Working with Refugee Children* ILPA May 2011 (updated September 2011)

### **2010**

*The Detained Fast Track Process a Best Practice Guide Update*, ILPA April 2010

### **2009**

*Consideration by the European Court of Human Rights of the UN Convention on the Rights of the Child*, 1989 ILPA, July 2009

### **2008**

*The Detained Fast Track Process a Best Practice Guide*, ILPA, January 2008.

### **2007**

*When is a child not a child? Asylum, age disputes and the process of age assessment*, ILPA/Heaven Crawley, May 2007, Executive Summary

### **2006**

*Non-Refoulement Under Threat: Proceedings of a Seminar Held Jointly by The Redress Trust and ILPA*, November 2006

*Child first, migrant second: Ensuring that every child matters*, ILPA/Heaven Crawley, February 2006.

### **2005**

*Representation at Immigration Appeals A Best Practice Guide*, Jane Coker, Jim Gillespie, Sue Shutter, Alison Stanley, ILPA/OISC, December 2005

## **2004**

*Working with children and young people subject to immigration control: Guidelines for best practice*, ILPA/Heaven Crawley, November 2004. Hard copy also available to order from ILPA.

*Asylum: a guide to recent legislation*, ILPA and the Resource Information Service (RIS), January 2004

## **2003**

*Challenging Immigration Detention: A Best Practice Guide*, Emily Burham, ILPA/Bail for Immigration Detainees/Law Society, October 2003

*Best Practice Guide to Asylum and Human Rights Appeals*, Mark Henderson, ILPA/Refugee Legal Group, October 2003. Updated 2009 - updated version is available through the Electronic Immigration Network

### ***ILPA Information Sheets***

The following information sheets are available from: <http://www.ilpa.org.uk/pages/ilpa-information-service-further-information-sheets.html> (listing is alphabetical on the webpage)

Legal Aid Bill 5 - Children – 15/11/11

Appeals and Children – 10/11/11

Legal Aid Bill 4 - Children, 15/08/11

Detention of Children 5, 03/08/11

Age Disputes and Detention, 27/05/11

Age Disputes and Age Assessment 3, 01/04/11

European Citizenship Judgment (Zambrano), 30/03/11

ZH(Tanzania) Supreme Court Judgment, 09/02/11

Detention of Children 4, 04/02/11

Children's Best Interests, 6/1/11

Legal Aid Proposals – Children, 6/1/11

Leaving Care Judgements, 19/11/10

UKBA Family Returns Pilots, 19/11/10

Refugees and Family Reunion – separated children, 31/8/10

Removals and Separated Children, 9/8/10

Detention of Children 3, 9/8/10

Detention of Children 2, 18/6/10

Children – New Statutory Duty, 4/8/09

Detention of Children, 3/8/09

Age disputes and Age Assessment 2, 1/2/10

Withdrawal of the Seven Year Child Concession – DP5/96, 27/1/09

Children’s Welfare, 3/12/08

Article 8 judgments, 23/8/08

Immigration Rules – Concessions on General Grounds for Refusal, 23/5/08

Article 8, 5/8/08

Age disputes and Age Assessment, 18/10/07

Children’s Asylum Claims, 5/4/07

# Non-Government Organisations

## **Good Practice Guides**

The Children's Society (2009) Supporting refugee young carers and their families: A toolkit for ALL practitioners

<http://www.refugeetoolkit.org.uk/showPage.php?file=index.htm>

The Children's Legal Centre (2009) *Seeking Support: A Guide to the Rights and Entitlements of Separated Refugee and Asylum Seeking Children*.

<http://www.childrenslegalcentre.com/Resources/CLC/Documents/PDF%20A-M/Seeking%20Support%20Complete.pdf>

International Committee on the Red Cross (2004) *Interagency Guiding Principles on Unaccompanied and Separated Children*

[http://www.unicef.org/violencestudy/pdf/IAG\\_UASCs.pdf](http://www.unicef.org/violencestudy/pdf/IAG_UASCs.pdf)

Law Society (March 2004) *Good Practice in Child Care Cases: A Guide for Solicitors Acting in Public Law Children Act Proceedings including Cases Involving Adoption*, London: Law Society.

[www.lawsociety.org.uk/productsandservices/publicationsandgifts/shop/view=publication.law?PUBLICATIONID=173984](http://www.lawsociety.org.uk/productsandservices/publicationsandgifts/shop/view=publication.law?PUBLICATIONID=173984)

Legal Action Group: Coker, J., Finch, N. & Stanley, A. (2002) *Putting Children First: A guide for immigration practitioners*. Legal Action Group: London.

Royal College of Paediatrics and Child Health and The Association of Police Surgeons (April 2002) *Guidance on Paediatric Forensic Examinations in Relation to Possible Child Sexual Abuse*

[www.rcpch.ac.uk/publications/recent\\_publications/Child\\_sex\\_abuse.pdf](http://www.rcpch.ac.uk/publications/recent_publications/Child_sex_abuse.pdf)

Royal College of Paediatrics and Child Health (1999) *The Health of Refugee Children: Guidelines for Paediatricians*

[www.rcpch.ac.uk/publications/past\\_publications/refugee.pdf](http://www.rcpch.ac.uk/publications/past_publications/refugee.pdf)

## **Detention**

Bail for Immigration Detainees and The Children's Society (2011) *Last resort or first resort? Immigration detention of children in the UK*

<http://www.theworkcontinues.org/document.asp?id=1647&pageno=>

Bail for Immigration Detainees and The Children's Society (2010) *Outcry! Your rights: children and families in detention*

<http://www.theworkcontinues.org/document.asp?id=1497>

Bail for Immigration Detainees and The Children's Society (2010) *Outcry! Experiences of children in detention*

<http://www.childrensociety.org.uk/what-you-can-do/campaign-join/outcry/why-we-should-stop-immigration-detention-children/experiences-c>

Burnett J. (2010) *State sponsored cruelty: children in immigration detention*. (Medical Justice)  
<http://www.medicaljustice.org.uk/content/view/1420/89/>

Medical Justice (2010) *State Sponsored Cruelty': Children in immigration detention*.  
[www.medicaljustice.org.uk/images/stories/reports/sscfullreport.pdf](http://www.medicaljustice.org.uk/images/stories/reports/sscfullreport.pdf)

Bail for Immigration Detainees and The Children's Society (September 2009) *OutCry! party conference briefing on children and immigration detention*.  
<http://www.biduk.org/pdf/children/Children%20and%20immigration%20detention%20-%20party%20conference%20briefing%20FINAL.pdf>

Bail for Immigration Detainees (July 2009) *Out of Sight, Out of Mind: experiences of immigration detention in the UK*.  
[www.biduk.org/.../BID%20%20'Out%20of%20sight,%20out%20of%20mind'.pdf](http://www.biduk.org/.../BID%20%20'Out%20of%20sight,%20out%20of%20mind'.pdf)

Bail for Immigration Detainees and The Children's Society (May 2009), *An evaluative report on the Millbank Alternative to Detention Pilot*.  
<http://www.biduk.org/library/A2D%20Report.pdf>

London Detainee Support Group (2009) *Detained lives. The real cost of indefinite immigration detention*.  
[www.detainedlives.org/wp-content/uploads/detainedlives.pdf](http://www.detainedlives.org/wp-content/uploads/detainedlives.pdf)

Bail for Immigration Detainees (2007) *Obstacles to accountability: challenging the immigration detention of families*.  
<http://www.biduk.org/pdf/children/BIDFamilyHandbookFINAL.pdf>

Institute of Race Relations (2006) *Driven to Desperate Measures*.  
<http://www.irr.org.uk/pdf/Driventodesperatemeasures.pdf>

Bail for Immigration Detainees (May 2005) *Fit to be detained? Challenging the detention of asylum seekers and migrants with health needs*.  
<http://www.biduk.org/pdf/Fit%20to%20be%20detained/FittobedetainedReport.pdf>

Save the Children UK Crawley, H. and Lester, T. (2005) *No place for a child – Children in UK immigration detention: Impacts, alternatives and safeguards*, Save the Children: UK

Bail for Immigration Detainees (March 2003) *A few families too many: The detention of asylum-seeking families in the UK*.  
<http://www.biduk.org/pdf/children/a few families too many march 03.pdf>

Maternity Alliance: Cutler, S; McCleish, J; Stancer, C (2002) *A crying shame: Pregnant asylum seekers and their babies in detention*. Bail for Immigration Detainees [BID], Maternity Alliance, London Detainee Support Group: London.

### **Trafficking**

ECPAT UK (2011) *Watch over me – a system of guardianship for child victims of trafficking*  
[http://www.ecpat.org.uk/sites/default/files/watch\\_over\\_me.pdf](http://www.ecpat.org.uk/sites/default/files/watch_over_me.pdf)

NSPCC (2011) *The National Referral Mechanism (NRM) Factsheet*  
[http://www.nspcc.org.uk/Inform/resourcesforprofessionals/childtrafficking/national\\_referral\\_mechanism\\_wda84858.html](http://www.nspcc.org.uk/Inform/resourcesforprofessionals/childtrafficking/national_referral_mechanism_wda84858.html)

Child Exploitation and Online Protection Centre (2010) *The trafficking of children into and within the UK for benefit fraud purposes*  
[http://www.ceop.police.uk/Documents/CEOPChild\\_trafficking\\_for\\_Benefit\\_Fraud\\_Assessment\\_Oct2010.pdf](http://www.ceop.police.uk/Documents/CEOPChild_trafficking_for_Benefit_Fraud_Assessment_Oct2010.pdf)

NSPCC Pearce, J., Hynes, P. and Bovarnick, S. (2009) *Breaking the wall of silence: practitioners' responses to trafficked children and young people*. National Society for the Prevention of Cruelty to Children (NSPCC).  
[www.nspcc.org.uk/Inform/research/Findings/breaking\\_the\\_wall\\_of\\_silence\\_report\\_wdf66135.pdf](http://www.nspcc.org.uk/Inform/research/Findings/breaking_the_wall_of_silence_report_wdf66135.pdf)

ECPAT UK Beddoe, C. (2007) *Missing out: A study of child trafficking in the North-West, North-East and West Midlands in the UK*  
[http://www.ecpat.org.uk/sites/default/files/missing\\_out\\_2007.pdf](http://www.ecpat.org.uk/sites/default/files/missing_out_2007.pdf)

ECPAT UK (2007) *Rights here, Right now: Recommendations for Protecting Trafficked Children*  
[www.ecpat.org.uk/content/publications](http://www.ecpat.org.uk/content/publications)

ECPAT UK (2001) *Understanding child trafficking and private fostering*  
[http://www.ecpat.org.uk/sites/default/files/understanding\\_papers/understanding\\_private\\_fostering.pdf](http://www.ecpat.org.uk/sites/default/files/understanding_papers/understanding_private_fostering.pdf)

## **Education**

UKCISA (2011) *A guide to regulations and procedures for international students*  
<http://www.ukcisa.org.uk/student/ukstudent/index.php>

Walker, S. (2011) *Something to smile about: promoting and supporting the educational and recreational needs of refugee children*. Refugee Council  
[http://www.refugeecouncil.org.uk/Resources/Refugee%20Council/downloads/researchreports/SMILE%20report\\_3.pdf](http://www.refugeecouncil.org.uk/Resources/Refugee%20Council/downloads/researchreports/SMILE%20report_3.pdf)

Education International: Paloma Bourgonje (2009) *Education for refugee and asylum seeking children in OECD countries: Case studies from Australia, Spain, Sweden and the United Kingdom*.  
<http://xa.yimg.com/kq/groups/3523708/1091130279/name/Bourgonje,%20P.%20%282010%29%20Education%20for%20Refugee%20and%20asylu>

Refugee Council (2008) *Beyond the school gates: supporting refugees and asylum seekers in secondary school* (Doyel, L and McCorriston)  
<http://www.refugeecouncil.org.uk/policy/position/2008/inclusiveschools.htm>

Research Consortium on the Education of Asylum-Seeker and Refugee Children : Arnot, Madeleine; Pinson, Halleli (2005) *The Education of asylum seeker and refugee children: A study of LEA and school values, policies and practices*.  
<http://www.educ.cam.ac.uk/people/staff/arnot/AsylumReportFinal.pdf>

Franks. M (2006) *Count us in: young refugees in the asylum system*. The Children's Society

[www.childrenssociety.org.uk](http://www.childrenssociety.org.uk)

Children's Legal Centre Dorling, K (2008) *Refugee Schooling: meeting the education needs of refugee and asylum-seeking children*. Children's Legal Centre: London.

[www2.essex.ac.uk/clc/hi/childright/article/192/cR192\\_8\\_9.doc](http://www2.essex.ac.uk/clc/hi/childright/article/192/cR192_8_9.doc)

Women's Commission for Refugee Women and Children (2007) *Your Right to Education: A handbook for refugees and displaced communities*.

[www.womenscommission.org/pdf/right\\_to\\_ed\\_handbook.pdf](http://www.womenscommission.org/pdf/right_to_ed_handbook.pdf)

Teachernet: Rutter, J (2002) *Educating asylum seeking and refugee children: Guidance on the education of asylum seeking and refugee children*

<http://www.teachernet.gov.uk/doc/2207/EducatAsylumSeeking.pdf>

Refugee Council (2001) *Short guide for advisors on access to further education*

[http://www.refugeecouncil.org.uk/Resources/Refugee%20Council/downloads/policy/FE\\_advisersguide.pdf](http://www.refugeecouncil.org.uk/Resources/Refugee%20Council/downloads/policy/FE_advisersguide.pdf)

### **Destitution, HIV and Child Poverty**

The Children's Society (2010) *Destitution amongst asylum-seeking and refugee children*

[www.childrenssociety.org.uk/resources/documents/Project/pro\\_dest/20842\\_full.pdf](http://www.childrenssociety.org.uk/resources/documents/Project/pro_dest/20842_full.pdf)

Hamilton, K. and Harris, J., British Red Cross and Refugee Survival Trust (2009) *21 Days Later: Destitution and the asylum system*.

[www.rst.org.uk/knowledge/reports/](http://www.rst.org.uk/knowledge/reports/)

Taylor, D., Positive Action for Refugees and Asylum Seekers (PAFRAS) (2009) *Underground Lives: an investigation into the living conditions & survival strategies of destitute asylum seekers in the UK*.

[www.pafaras.org.uk/documents/UNDERGROUNDLIVES.pdf](http://www.pafaras.org.uk/documents/UNDERGROUNDLIVES.pdf)

Clarke, N. & Nandy, L. (2008) *Living on the edge of despair: destitution amongst asylum seeking and refugee children*. Children's Society: London.

[http://www.childrenssociety.org.uk/resources/documents/Research/Living\\_on\\_the\\_edge\\_of\\_despair\\_destitution\\_amongst\\_asylum\\_seeking\\_and\\_refugee\\_children\\_6115\\_full.pdf](http://www.childrenssociety.org.uk/resources/documents/Research/Living_on_the_edge_of_despair_destitution_amongst_asylum_seeking_and_refugee_children_6115_full.pdf)

Conway, M. (2006) *Children, HIV, Asylum and Immigration. An overview of the current situation for children living with HIV and insecure immigration status*

[http://www.ncb.org.uk/dotpdf/open%20access%20-%20phase%201%20only/conway\\_chiv\\_200612.pdf](http://www.ncb.org.uk/dotpdf/open%20access%20-%20phase%201%20only/conway_chiv_200612.pdf)

### **Welfare and Social Care/health**

Welsh Refugee Council (2011) *Young lives in limbo: the protection of age disputed young people in Wales*

<http://www.welshrefugeecouncil.org/age-assessment-getting-it-right-2/>

UNICEF (2010): *Female Genital Mutilation/Cutting*

[http://www.unicef.org/media/media\\_pr\\_mutilation.html](http://www.unicef.org/media/media_pr_mutilation.html)

Doctors of the World (2009) *Access to healthcare for undocumented migrants in 11 European countries*

<http://mighealth.net/eu/images/3/3a/Mdmen.pdf>

Legal Action Group: Willman, S. And Knafler, S. (2009) *Support for Asylum Seekers and other Migrants*. LAG Group: London, Third edition.

ICAR (2008) *Supporting disabled refugees and asylum seekers*  
[http://www.icar.org.uk/MST\\_RCU\\_DisabilityFullReport\\_1108.pdf](http://www.icar.org.uk/MST_RCU_DisabilityFullReport_1108.pdf)

National Children's Bureau and Childhood Bereavement Network (2008) *Grief Matters for Young Asylum Seekers and Refugees: Seminar report and recommendations*.  
[www.childhoodbereavementnetwork.org.uk/documents/Finalseminarreport.pdf](http://www.childhoodbereavementnetwork.org.uk/documents/Finalseminarreport.pdf)

Royal College of Paediatrics and Child Health (2003): *Assessment of the Age of Refugee Children*  
[www.rcpch.ac.uk](http://www.rcpch.ac.uk)

Roberts, K and Harris, J (2002) *Disabled people in refugee and asylum seeking communities in Britain*. Joseph Rowntree Foundation  
<http://www.jrf.org.uk/publications/disabled-people-refugee-and-asylum-seeking-communities-britain>

Kidane, S. (2001) *I did not choose to come here: listening to refugee children*. British Association for Adoption and Fostering (BAAF)  
[www.baaf.org.uk](http://www.baaf.org.uk)

Stanley, K. (2001) *Cold comfort: young and separated refugees in England*. Save The Children  
[www.savethechildren.org.uk](http://www.savethechildren.org.uk)

### **General**

Refugee Council (2011) *Lives in the balance, the quality of immigration legal advice given to separated children seeking asylum*  
<http://www.refugeecouncil.org.uk/policy/position/2011/livesinthebalance>

Action on Rights for Children (2010): *Unaccompanied children seeking asylum: privacy, consent and data protection*  
[www.archrights.org.uk](http://www.archrights.org.uk)

Refugee and Migrant Justice (2010) *Children on the Frontline of UK Border Control*.  
<http://www.crin.org/resources/infodetail.asp?id=22259>

Scottish Refugee Council (2010) *'One Day We Will Be Reunited': Experiences of Refugee Family Reunion in the UK*  
[http://www.scottishrefugeecouncil.org.uk/assets/0000/0099/Family\\_reunion\\_research\\_someday\\_will\\_be\\_reunited.pdf](http://www.scottishrefugeecouncil.org.uk/assets/0000/0099/Family_reunion_research_someday_will_be_reunited.pdf)

Refugee and Migrant Justice (2009) *Does every child matter? Children seeking asylum in Britain*.  
<http://www.icar.org.uk/10857/research-directory/does-every-child-matter.html>

Royal College of Paediatrics and Child Health (2009) *Significant Harm - the effects of administrative detention on the health of children, young people and their families*.  
[www.medicaljustice.org.uk/images/stories/texts/significant%20harm%20intercollegiate%20statement%20dec09.pdf](http://www.medicaljustice.org.uk/images/stories/texts/significant%20harm%20intercollegiate%20statement%20dec09.pdf)



PICUM Bicocchi, Luca & LeVoy, Michele (2009) *Undocumented Children in Europe: Invisible Victims of Immigration Restrictions*. Platform for International Cooperation on Undocumented Migrants (PICUM).

<http://www.picum.org/article/conference-and-workshop-reports>

The Children's Society: Wirtz, L. (2009) *Hidden Children*. London

[http://www.childrensociety.org.uk/resources/documents/media/18843\\_full.pdf](http://www.childrensociety.org.uk/resources/documents/media/18843_full.pdf)

Independent Asylum Commission, (2008) *Fit for Purpose Yet?* (Chapter 4) Available at:

<http://www.independentasylumcommission.org.uk/files/Fit%20for%20Purpose%20Yet.pdf>

Barnardo's: Reacroft, J. (2008) *Like any other child? Children and families in the asylum process*. London.

[http://www.barnardos.org.uk/like\\_any\\_other\\_child\\_asylum\\_report08\\_full.pdf](http://www.barnardos.org.uk/like_any_other_child_asylum_report08_full.pdf)

Banardos (2008) *Like any other child? Children and families in the asylum process* (J Reacroft)

[http://www.barnardos.org.uk/like\\_any\\_other\\_child\\_asylum\\_report08\\_full.pdf](http://www.barnardos.org.uk/like_any_other_child_asylum_report08_full.pdf)

The Children's Society: Nandy, L., (2007) *Going it alone: children in the asylum process*.

[http://www.childrensociety.org.uk/resources/documents/Policy/Going\\_it\\_Alone\\_Children\\_in\\_the\\_asylum\\_process\\_2613\\_full.pdf](http://www.childrensociety.org.uk/resources/documents/Policy/Going_it_Alone_Children_in_the_asylum_process_2613_full.pdf)

Scottish Refugee Council and The Glasgow Centre for the Child and Society (2006) *This is a good place to live and think about the future...The needs and experiences of unaccompanied asylum-seeking children in Scotland*

[http://www.scottishrefugeecouncil.org.uk/assets/0000/0345/This\\_is\\_a\\_good\\_place\\_to\\_live\\_and\\_think\\_about\\_the\\_future.pdf](http://www.scottishrefugeecouncil.org.uk/assets/0000/0345/This_is_a_good_place_to_live_and_think_about_the_future.pdf)

Bhabha, J and Finch, N (2006) *Seeking asylum alone: unaccompanied and separated children and refugee protection in the UK*

[http://www.refugeecouncil.org.uk/policy/external\\_reports/reports\\_other\\_2006/seeking\\_asylum\\_alone](http://www.refugeecouncil.org.uk/policy/external_reports/reports_other_2006/seeking_asylum_alone)

Refugee Council (2002) *A case for change: How young refugee children in England are missing out*

<http://www.refugeecouncil.org.uk/policy/position/2002/acaseforchange.htm>

Refugee Council, the Children Society, Save the Children (2002), *A case for change: how refugee children in England are missing out*

<http://www.refugeecouncil.org.uk/OneStopCMS/Core/CrawlerResourceServer.aspx?resource=DD27DF0F-2C85-40C9-8647-64AB1D8BABBC&mode=link>

# Academia

## Policy Analysis

Feijen, Liv (2009), 'The Challenges of Ensuring Protection to Unaccompanied and Separated Children in Composite Flows in Europe', *Refugee Survey Quarterly* (Advance Access)  
<http://rsq.oxfordjournals.org/cgi/content/abstract/hdn049v1>

Hill, Malcom; Hopkins, P. (2009) '*Safeguarding children who are refugees or asylum seekers: Managing multiple scales of legislation and policy*' in *Critical Perspectives on Safeguarding Children*, by Karen Broadhurst, Chris Grover, Janet Jamieson

Tilley, K (2008) *Children who are asylum seekers or refugees*. NSPCC.  
[http://www.nspcc.org.uk/Inform/policyandpublicaffairs/policysummaries/AsylumSeekers\\_wdf57476.pdf](http://www.nspcc.org.uk/Inform/policyandpublicaffairs/policysummaries/AsylumSeekers_wdf57476.pdf)

Giner, C. (2006) 'Asylum and Childhood in the UK: A Highly Political Relationship'. *RSC Working Paper No.34*  
<http://www.rsc.ox.ac.uk/PDFs/WP34%20Asylum%20and%20Childhood%20CG.pdf>

## Mental Health

Warr, S. (2010) *Counselling refugee young people: an exploration of therapeutic approaches*. *Pastoral Care in Education*, Vol. 28 No. 4.  
<http://www.informaworld.com/smpp/content~content=a930915607~db=all~jumptype=rss>

Hodes, Matthew (2010) *The mental health of detained asylum seeking children*. *European Child and Adolescent Psychiatry*, Vol 19 No 7.  
[www.springerlink.com/content/840l0003rxmhn760/](http://www.springerlink.com/content/840l0003rxmhn760/)

Michelson, Daniel and Sclare, Irene for King's College London; Southwark Child and Adolescent Mental Health Services (CAMHS); South London and Maudsley NHS Foundation Trust (2010). *Psychological Needs, Service Utilization and Provision of Care in a Specialist Mental Health Clinic for Young Refugees: A Comparative Study*. *Clinical Child Psychology and Psychiatry* 2009 14 (2)  
<http://ccp.sagepub.com/cgi/content/abstract/14/2/273>

Lorek, Ann, Kimberly Ehntholt, Anne Nesbitt, Emmanuel Wey, Chipso Githinji (2009) *The mental and physical health difficulties of children held within a British immigration detention center: A pilot study*, *Child Abuse & Neglect*, Vol 33 (2009), p.573–585.  
[www.sciencedirect.com/science?\\_ob=PublicationURL&\\_tockey=%23TOC%235847%232009%23999669990%231530107%23FLA%23&\\_cdi=5847&\\_pubType=J&\\_auth=y&\\_acct=C000047819&\\_version=1&\\_urlVersion=0&\\_userid=910131&md5=425405eb3e10c0b1e706e1557beca379](http://www.sciencedirect.com/science?_ob=PublicationURL&_tockey=%23TOC%235847%232009%23999669990%231530107%23FLA%23&_cdi=5847&_pubType=J&_auth=y&_acct=C000047819&_version=1&_urlVersion=0&_userid=910131&md5=425405eb3e10c0b1e706e1557beca379)

Fazel, M; Doll, H; Stein, A. (2009) *A School-Based Mental Health Intervention for Refugee Children: An Exploratory Study*. *Clinical Child Psychology and Psychiatry*, Vol 14; no 2.  
<http://ccp.sagepub.com/cgi/reprint/14/2/297>

Kalverboer, M.E.; Zijlstra, A.E; Knorth, E.J.(2009) *The Developmental Consequences for Asylum-seeking Children Living With the Prospect for Five Years or More of Enforced Return to Their Home Country*. *European Journal of Migration and Law*, Vol 11 No 1.

[www.ingentaconnect.com/content/mnp/emil/2009/00000011/00000001/art00003](http://www.ingentaconnect.com/content/mnp/emil/2009/00000011/00000001/art00003)

Patel, Nina; Hodes, Matthew (2006) *Violent deliberate self-harm amongst adolescent refugees*, *European Child & Adolescent Psychiatry*, 15 (6)

[www.unboundmedicine.com/medline/ebm/record/16680410/abstract/Violent\\_deliberate\\_self\\_harm\\_amongst\\_adolescent\\_refugees](http://www.unboundmedicine.com/medline/ebm/record/16680410/abstract/Violent_deliberate_self_harm_amongst_adolescent_refugees)

Schwartz, Shai; Melzak, Sheila, Medical Foundation for the Care of Victims of Torture (2005) *Using storytelling in psychotherapeutic group work with young refugees*, *Group Analysis*, 38 (2). London.

<http://gaq.sagepub.com/>

Hodes, Matthew and Tolmac, Jovanka (2005) *Severely Impaired Young Refugees*, *Clinical Child Psychology and Psychiatry*, Vol 10 (2).

[www.sagepub.co.uk/journalsProdDesc.nav?prodId=Journal200869](http://www.sagepub.co.uk/journalsProdDesc.nav?prodId=Journal200869)

Heptinstall, Ellen; Sethna, Vaheshta; Taylor, Eric (2004) *PTSD and depression in refugee children: associations with pre-migration trauma and post-migration stress*, *European Child and Adolescent Psychiatry*, 13 (6). Institute of Psychiatry, King's College, London: London.

[www.springerlink.com/content/2bmyfdu4vb7kdqw9/fulltext.pdf](http://www.springerlink.com/content/2bmyfdu4vb7kdqw9/fulltext.pdf)

Leavey, Gerard; Hollins, Kathryn; King, Michael; Barnes, Jacqueline; Papadopoulos, Christopher; Grayson, Kate (2004) *Psychological disorder amongst refugee and migrant schoolchildren in London*, *Social Psychiatry and Psychiatric Epidemiology*, Journal 39 (3).

<http://tinyurl.com/2f3ync>

Herbetus et al (2002) *Child refugees in Europe: Guidelines on the psychological context, assessment of and interventions for traumatised children and adolescents*

[http://www.essex.ac.uk/armedcon/story\\_id/childrefugeesineurope.pdf](http://www.essex.ac.uk/armedcon/story_id/childrefugeesineurope.pdf)

Murphy, Denis, David Ndegwa and Anita Kanani (2002) 'Mental health of refugees in inner-London', *Psychiatric Bulletin* (2002) 26: 222-224

### **Social Issues**

Crawley, Heaven (2010) *No one gives you a chance to say what you are thinking: finding space for children's agency in the UK asylum system*. Royal Geographical Society (with the Institute of British Geographers). <http://www3.interscience.wiley.com/journal/122650488/abstract>

Sigona, Nando and Hughes, Vanessa (2010) *Being children and undocumented in the UK: A background paper*. COMPAS: Oxford.

[www.compas.ox.ac.uk/publications/working-papers/wp-10-78/](http://www.compas.ox.ac.uk/publications/working-papers/wp-10-78/)

Bloch. Alice, Sigona, Nando and Zetter, Roger (2009): *No right to dream – the social and economic rights of young undocumented migrants in Britain*. Refugee Studies Centre, University of Oxford

[http://repository.forcedmigration.org/show\\_metadata.jsp?pid=fmo:5419](http://repository.forcedmigration.org/show_metadata.jsp?pid=fmo:5419)

Chase, Elaine (2009) *Agency and Silence: Young People Seeking Asylum Alone in the UK*, British Journal of Social Work (2009) 1-19  
<http://bjsw.oxfordjournals.org/cgi/content/abstract/bcp103>

Cobb, Neil (2008) *Better outcomes for unaccompanied or separated children seeking asylum: a case where putting one's money where one's mouth is?* Child and Family Law Quarterly, Vol 20 No 2  
[www.scie-socialcareonline.org.uk/profile.asp?guid=5e89d0d5-ec29-4a48-a7da-84c8c91ca62c](http://www.scie-socialcareonline.org.uk/profile.asp?guid=5e89d0d5-ec29-4a48-a7da-84c8c91ca62c)

Bash, Leslie; Zezlina-Phillips, Elena (2006) *Identity, boundary and schooling: perspectives on the experiences and perceptions of refugee children*, Intercultural Education, 17 (1)  
[www.tandf.co.uk/journals/carfax/14675986.html](http://www.tandf.co.uk/journals/carfax/14675986.html)

Carr, b.A, (2006) *We Don't Need to See Them Cry: Eliminating the Subjective Apprehension Element of the Well-Founded Fear Analysis for Child Refugee Applicants*, 33 Pepp. L. Rev. 535, 567  
[http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1277433](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1277433)

Kohli, Ravi (2006) *The comfort of strangers: social work practice with unaccompanied asylum-seeking children and young people in the UK*, Child & Family Social Work, 11 (1)  
[www.blackwellpublishing.com/journal.asp?ref=1356-7500&site=1](http://www.blackwellpublishing.com/journal.asp?ref=1356-7500&site=1)

#### **Other**

Benson, J. (2008) *Age Determination in Refugee Children*, Australian Family Physician, Vol.37, No.10  
<http://www.racgp.org.au/afp/200810/200810benenson.pdf>

Malloch, M. & Stanley, E. (2005) *The detention of asylum seekers in the UK*, Punishment and Society, Vol. 7, No. 1, 53-71

Wirtz, L. (2009) *Hidden Children* The Children's Society  
[www.childrensociety.org.uk](http://www.childrensociety.org.uk)

Rutter, J. (2006) *Refugee Children in the UK*. Oxford University Press

Chase, Knight and Statham (2008) *Promoting the emotional well-being and mental health of accompanied young people seeking asylum in the UK*. University of London  
<http://eprints.ioe.ac.uk/62/>