
Changes to legislation: There are currently no known outstanding effects for the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, Cross Heading: Article 4. (See end of Document for details)

SCHEDULE THE UNCRC REQUIREMENTS

PART 3

RIGHTS AND OBLIGATIONS FROM THE SECOND OPTIONAL PROTOCOL

Commencement Information

- II** Sch. Pt. 3 comes into force in accordance with s. 47(2)

Article 4

- 1 Each State Party shall take such measures as may be necessary to establish its jurisdiction over the offences referred to in article 3, paragraph 1, when the offences are committed in its territory or on board a ship or aircraft registered in that State.
- 2 Each State Party may take such measures as may be necessary to establish its jurisdiction over the offences referred to in article 3, paragraph 1, in the following cases:
 - (a) When the alleged offender is a national of that State or a person who has his habitual residence in its territory;
 - (b) When the victim is a national of that State.
- 3 Each State Party shall also take such measures as may be necessary to establish its jurisdiction over the above-mentioned offences when the alleged offender is present in its territory and it does not extradite him or her to another State Party on the ground that the offence has been committed by one of its nationals.
- 4 This Protocol does not exclude any criminal jurisdiction exercised in accordance with internal law.

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