

The Education Amendment Ordinance of 2008 makes education free and compulsory to age 16.(1, 4)

Institutional Mechanisms for Coordination and Enforcement

As there is no evidence of a problem, there appears to be no need for a coordinating mechanism to address the worst forms of child labor.

Government Policies on the Worst Forms of Child Labor

As there is no evidence of a problem, there appears to be no need for policies to address the worst forms of child labor.

Social Programs to Eliminate or Prevent the Worst Forms of Child Labor

As there is no evidence of a problem, there appears to be no need for programs to address the worst forms of child labor.

REFERENCES

1. UN Committee on the Rights of the Child. *Implementation of the Convention on the Rights of the Child- Overseas Territories and the Isle of Man; Response to the list of issues raised in connection with the consideration of the third and fourth periodic report of the United Kingdom of Great Britain and Northern Ireland (CRC/C/GBR/4)* United Nations; 2008. <http://www2.ohchr.org/english/bodies/crc/docs/AdvanceVersions/CRC.C.GBR.Q.4.Add.2.doc>.
2. U.S. Embassy- London. *reporting, January 16, 2009.*
3. Government of the United Kingdom of Great Britain and Northern Ireland. *South Atlantic Territories: The Falkland Islands Constitution Order 2008*, enacted November 5, 2008. <http://www.falklands.gov.fk/assembly/documents/The%20Falkland%20Islands%20Constitution%20Order%202008.pdf>.
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Gibraltar

In 2011, Gibraltar made no advancement in efforts to prevent the worst forms of child labor. While there is no evidence of a problem, the Government lacks a complete preventive legal framework. Gibraltar has not yet enacted the Crimes Bill of 2011 that outlines trafficking prohibitions. In addition, boys are not protected from prostitution under the law.

Prevalence and Sectoral Distribution of the Worst Forms of Child Labor

There is no evidence that children in Gibraltar are engaged in the worst forms of child labor.(1)

Laws and Regulations on the Worst Forms of Child Labor

Gibraltar follows the child labor laws of the United Kingdom.(1) According to the British Child and Young Person's Act of 1933, a child can start working part-time at age 14 and full-time at the end of the school year in which the child will be age 16. The Government of Gibraltar's Working Time Act prohibits children under 16 from performing dangerous activities, including mining, manufacturing, and construction.(2, 3)

The Gibraltar Constitution Order of 2006 prohibits slavery and forced and compulsory labor.(4) The Gibraltar Criminal Offenses Act of 1960 protects girls from prostitution, and the Crimes (Indecent Photographs with Children) Act of 2009 prohibits child pornography. (5, 6) The prostitution of boys is not specifically prohibited under the law. There is no evidence of comprehensive laws against trafficking in Gibraltar. The Crimes Bill of 2011, which has been approved by Parliament but has not yet been implemented, applies gender neutrality to offenses and outlines trafficking prohibitions more explicitly.(7) No information was found to suggest that laws exist prohibiting the use of children in illicit activities.

The recruitment age for the Royal Gibraltar Regiment is 17.5 with parental consent.

Education is compulsory to age 15. Primary and secondary education is free to all residents of Gibraltar.(8, 9)

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Based on the reporting above, the following actions would advance the prevention of the worst forms of child labor in Gibraltar:

Area	Suggested Actions	Year(s) Action Recommended
Laws and Regulations	Ensure that laws against commercial sexual exploitation protect all children regardless of gender.	2009, 2010, 2011
	Enact legislation that prohibits trafficking in persons.	2011
	Clarify whether laws exist regarding the use of children for drug trafficking or other illicit activities.	2011

REFERENCES

1. U.S. Embassy- London. *reporting, January 16, 2009.*
2. Government of Gibraltar. *Working Time Act*, enacted 1999.
3. Government of the United Kingdom. *Employment of Women, Children and Young Persons Act*, enacted 1920.
4. Government of Gibraltar. *The Gibraltar Constitution Order 2006*, enacted December 14, 2006. http://www.gibraltarlaws.gov.gi/constitution/Gibraltar_Constitution_Order_2006.pdf.
5. Government of Gibraltar. *Criminal Offences Act*, enacted September 1, 1960. http://www.gibraltarlaws.gov.gi/full_index.php.
6. Government of Gibraltar. *Crimes (Indecent Photographs with Children) Act 2009*, enacted October 29, 2009. <http://www.gibraltarlaws.gov.gi/articles/2009-40o.pdf>.
7. Government of Gibraltar. *Crimes Act 2011*, enacted 2011. <http://www.gibraltarlaws.gov.gi/articles/2011-23o.pdf>.
8. UN Economic and Social Council. *Implementation of the International Covenant on Economic, Social and Cultural Rights - Fifth periodic reports submitted by States parties under articles 16 and 17 of the Covenant - United Kingdom of Great Britain and Northern Ireland - Overseas Territories*. New York, United Nations; February 14, 2008. <http://daccess-dds-ny.un.org/doc/UNDOC/GEN/G08/404/99/PDF/G0840499.pdf?OpenElement>.
9. U.S Embassy- London. E-mail communication to USDOL official. June 6, 2012.

Montserrat

In 2011, Montserrat made no advancement in efforts to eliminate the worst forms of child labor. Although limited, there is evidence that some children in Montserrat are involved in commercial sexual exploitation. While the Government participates in the Safeguarding Children in the Overseas Territories (SCOT) Program, no institutional mechanisms to coordinate efforts have been created to combat commercial sexual exploitation, and the laws do not protect boys from prostitution. In addition, the Employment Act does not protect children ages 15 to 18 from performing dangerous work. The Government did not collect information regarding the prevalence and nature of commercial sexual exploitation.

Prevalence and Sectoral Distribution of the Worst Forms of Child Labor

There are reports that some children in Montserrat are engaged in commercial sexual exploitation in exchange for money and material goods.(1) Information about the nature and prevalence of the problem remains limited.

Laws and Regulations on the Worst Forms of Child Labor

The minimum age for employment under the Montserrat Employment Act is 14. Children younger than age 15 are prohibited from industrial undertakings unless the work is not dangerous and only family members are employed.(2) The minimum age of 15 for dangerous work is under the international standard of age 18 for such types of work set forth in ILO Convention 182. Research found no evidence of a comprehensive list prohibiting children from hazardous work.

The Montserrat Penal Code prohibits the prostitution of girls.(3) The prostitution of boys is not specifically prohibited under the law. Pornography is also illegal.(3)

The Constitution of Montserrat prohibits slavery and forced labor.(4) Abduction and kidnapping are punishable under the Penal Code, and these Code provisions may be used to prosecute traffickers.(3) No information was found on whether laws exist regarding the use of children for drug trafficking or other illicit activities.

The Education Act of 2004 makes education compulsory to age 16. The Government provides free education from nursery through secondary school.(5, 6)

Institutional Mechanisms for Coordination and Enforcement

Research found no evidence that the Government of Montserrat has established a coordination mechanism to address the commercial sexual exploitation of children. The

NON-INDEPENDENT COUNTRIES AND TERRITORIES – LAWS AND RATIFICATIONS

		Anguilla	British Virgin Islands	Christmas Island	Cocos (Keeling) Islands	Cook Islands	Falkland Islands	Gibraltar	Montserrat
	C138, Minimum Age	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	C182, Worst Forms of Child Labor	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Convention on the Rights of the Child (CRC)	X	X	N/A	N/A	X	X	N/A	X
	CRC Optional Protocol on Armed Conflict	N/A	N/A	N/A	N/A	No	N/A	N/A	N/A
	CRC Optional Protocol on the Sale of Children, Child Prostitution and Child Pornography	N/A	N/A	N/A	N/A	No	N/A	N/A	N/A
	Palermo Protocol on Trafficking in Persons	N/A	N/A	N/A	N/A	No	N/A	N/A	N/A
	Minimum Age for Work	14	16	15	15	None	16	16	14
	Minimum Age for Hazardous Work	None	18	None	None	None	18	16	15
	Compulsory Education Age	17	16	17	17	15	16	15	16
	Free Public Education	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes