



**NO CHILD SHOULD BE STATELESS:
ENSURING THE RIGHT TO A
NATIONALITY FOR CHILDREN IN
MIGRATION IN EUROPE**

NO CHILD SHOULD BE STATELESS: ENSURING THE RIGHT TO A NATIONALITY FOR CHILDREN IN MIGRATION IN EUROPE

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Key questions:



What is statelessness and why is it relevant to children in migration?



Which children in migration are affected by statelessness?



What are the current gaps and challenges in addressing statelessness among children in migration in Europe?



How do some of these challenges play out in practice?



What key actions are needed to protect children in migration from statelessness?

What is statelessness and why is it relevant to children in migration?

Stateless person:

A person who is not considered as a national by any state under the operation of its law (1954 Convention)

Person at risk of statelessness:

Someone who either is not stateless but may become so; or whose statelessness may become evident over time, for example during returns procedures

(e.g victims of trafficking, minorities, nomadic populations, those without a birth certificate)

What is statelessness and why is it relevant to children in migration?

International and regional standards



- Convention on the Rights of the Child
- Other Human Rights Treaties (CEDAW, ICCPR, Convention on Protection of Migrant Workers)
- Global Compacts
- 1954 Convention, 1961 Convention



- European Convention on Nationality
- European Convention on Human Rights
- PACE Resolution on the Need to Eradicate Statelessness of Children
- Council Conclusions on Statelessness
- European Parliament Resolutions (Protection of Children in Migration, Children's Rights)

Which children in migration are affected by statelessness?

Undocumented children

Children born en route

Children from countries with large stateless populations

Children who cannot inherit their parents' nationality

Children from families with complex histories of displacement

Unaccompanied or separated children

What are the current gaps and challenges in addressing statelessness among children in migration in Europe?



Lack of legal safeguards to prevent childhood statelessness



Barriers to birth registration



Lack of provision for children born en route to Europe



Lack of awareness and poor identification of statelessness



Lack of (child rights-based) statelessness determination procedures (SDPs)



Heightened risk of immigration detention

What key actions are needed to protect children in migration from statelessness?



Introduce, improve and implement safeguards to prevent childhood statelessness



Address barriers to immediate free birth registration



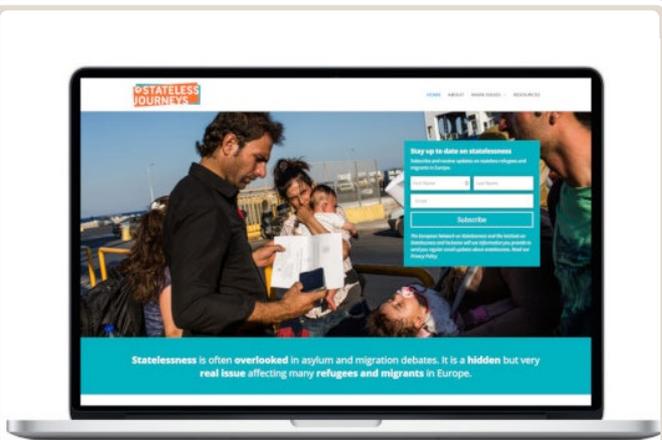
Build capacity and raise awareness among officials, civil society, refugees and migrants



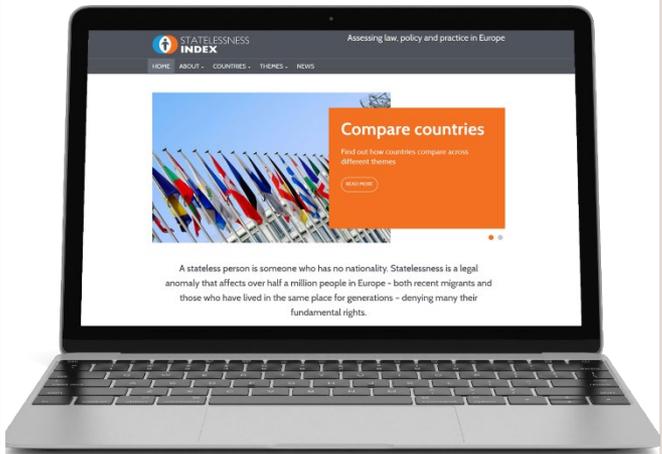
Improve identification and recording of statelessness



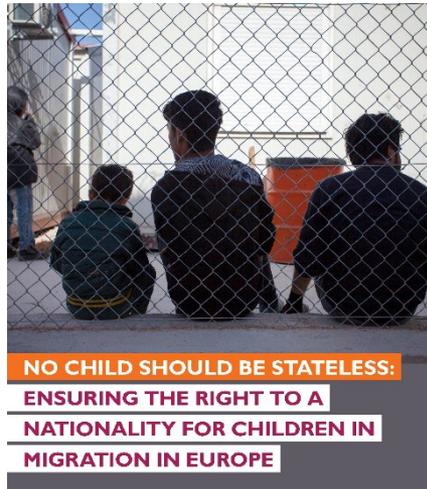
Introduce dedicated, child rights-based statelessness determination procedures, and ensure appropriate referral



<https://statelessjourneys.org/>



<https://index.statelessness.eu/>



<https://www.statelessness.eu/statelesskids>



Where can I find out more?

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