

Memorandum of Understanding

between

The Ministry of Justice

The National Ombudsman for Childhood and Adolescence

and

Bambinisenzasbarre ONLUS

THE MINISTRY OF JUSTICE

THE NATIONAL OMBUDSMAN FOR CHILDHOOD AND ADOLESCENCE

BAMBINISENZASBARRE ONLUS

- **Having regard to** articles 2-3 of the Italian Constitution, which guarantee respect for human dignity;
- **Having regard to** article 27 of the Italian Constitution, which promotes the principle of re-education and resocialization as a goal of the custodial sentence ;
- **Having regard to** Constitutional Law 18 October 2001, n° 3;
- **Having regard to** the UNO Convention on the Rights of the Child of 20 November 1989, ratified and brought into effect by Italy through Law 27-05-1991,n° 176 in particular articles 1-2-3-9-12-30;
- **Having regard to** “*Standard Minimum Rules for the Administration of Juvenile Justice*”, UNO, New York, 29 November 1985;
- **Having regard to** the European Convention on Human Rights, in particular art.8, which stresses the right to respect for private and family life;
- **Having regard to** the European Resolution 2007/2116 (INI), adopted in Strasburg on 13 March 2008, art.24, which reaffirms the importance of respecting the rights of the child irrespective of the parent’s legal status;
- **Having regard to** Resolution n°1663/2009 of the Parliamentary Assembly of the Council of Europe;
- **Having regard to** the European Prison Rules in the updated version of Recommendation R (2006) 2 of 11 January 2006, in particular as regards paragraph 36 concerning policies supporting parenting and paragraph 24(4), which prescribes visiting rules that must allow prisoners to preserve and develop as normal as possible family relationships;