

GEORGIA

CRC OPT AC

RESERVATIONS AND DECLARATIONS

(Unless otherwise indicated, the reservations and declarations were made upon ratification, accession or succession)

Declaration:

“... , in according with Article 3 (2) of the additional Protocol to the Convention on the Rights of the Child on the involvement of children in armed conflict [the] Government of Georgia declares that according to the legislation of Georgia the minimum age for the recruitment of a citizen of Georgia in the Armed Forces is clearly defined. According to the paragraph 2 of article 21 of Georgian Law on ‘Military Obligations and Military Service’, the decision concerning the recruitment of the citizens into the obligatory military service shall be made only upon they have reached 18 years of age.

According to the Georgian Law on ‘Military Obligation and Military Service’, for the recruitment in the capital of Georgia is established regional recruiting commission and on the local level - municipality commission. A citizen can appeal the decision of the recruiting commission in the central recruiting commission established by the decree of the President of Georgia or in the Court. In that case the decision of the recruiting commission will be suspended until the decision of the central recruiting commission is declared or Court’s decision enters into force (Article 184 of the Administrative Code of Georgia and article 29 of the Administrative Procedure Code of Georgia).

In case the essential violation of the human rights is caused by illegal recruitment, the action of the official or equivalent shall be qualified as an [excess] of authority and be subject of criminal responsibility (Article 333 of Criminal Code of Georgia).”