Community Consultation on HIV & Human Rights Barriers

6 February 2019
07:00 San Francisco | 10:00 New York City
16:00 Geneva | 17:00 Johannesburg
18:00 Nairobi | 22:00 Bangkok
BACKGROUND

Human Rights Council Consultation on Human Rights in the HIV Response: 12-13 February

• Oct 2017 HRC Social Forum on Human Rights in the context of HIV and other communicable diseases

• July 2018 Resolution A/HRC/RES/38/8
  • Adopted by consensus without a vote
  • Requests OHCHR to organize the upcoming consultation and prepare a report for the 41st HRC session (June - July 2019)

• **Focus**: challenges and opportunities; regional and subregional strategies; accountability mechanisms; and, addressing stigma, discrimination, violence and abuse
PURPOSE OF TODAY’S CONSULTATION

MPact & FSP partners want to amplify your voices through:

- **Recommendations:**
  - Creative ways that you think through the violations
  - How you navigate the environment and engage stakeholders
  - Steps to reduce harm and protect rights

- **Evidence, data, anecdotes:**
  - Send documentation to: sleonelli@mpactglobal.org by Friday 8 Feb
  - We accept submissions in English, Spanish, French, Chinese, and Arabic.

**MPact will produce a short summary of today’s consultation to share with Member States and UN bodies to influence the HRC Consultation outcome report**
TOPICS & STRUCTURE

Four general areas to be discussed today:
1. Punitive laws and criminalization
2. Discriminatory laws and exclusion
3. Violence
4. Promising practices

Cross-cutting consideration:
Explicit laws and policies vs. practices and norms
PUNITIVE LAWS & POLICIES

Criminalization of consensual sexual behavior: same-sex relations; sex work; adolescent sexual activity.

Criminalization of gender identity and expression.

Criminalization of health status: HIV non-disclosure, exposure, and transmission; mandatory partner notification.

Criminalization of drug use, possession.

Criminalization of HIV prevention commodities: possession of ART, PrEP, other medicines; condoms.

Criminalization of activism and organizing.
DISCRIMINATORY LAWS & POLICIES

Privacy and confidentiality of health data
Mandatory testing
Healthcare settings
Housing
Education
Employment
Travel restrictions
VIOLENCE

State violence: police; security forces; other State actors; other forms of institutional violence

Hate crimes: non-State perpetrators

Intimate partner violence

Interpersonal violence: family; acquaintances
PROMISING PRACTICES

Respect, protect, and fulfill rights
Regional and subregional strategies
Accountability mechanisms
Engagement of stakeholders
THANK YOU!

Please send any written submissions by 8 February to SLEONELLI@MPACTGLOBAL.ORG

English, Spanish, French, Chinese, Arabic

Stephen J. Leonelli
Senior Policy Advisor
MPact Global