



# **Towards a rights-based approach to HIV/AIDS**

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# Outline

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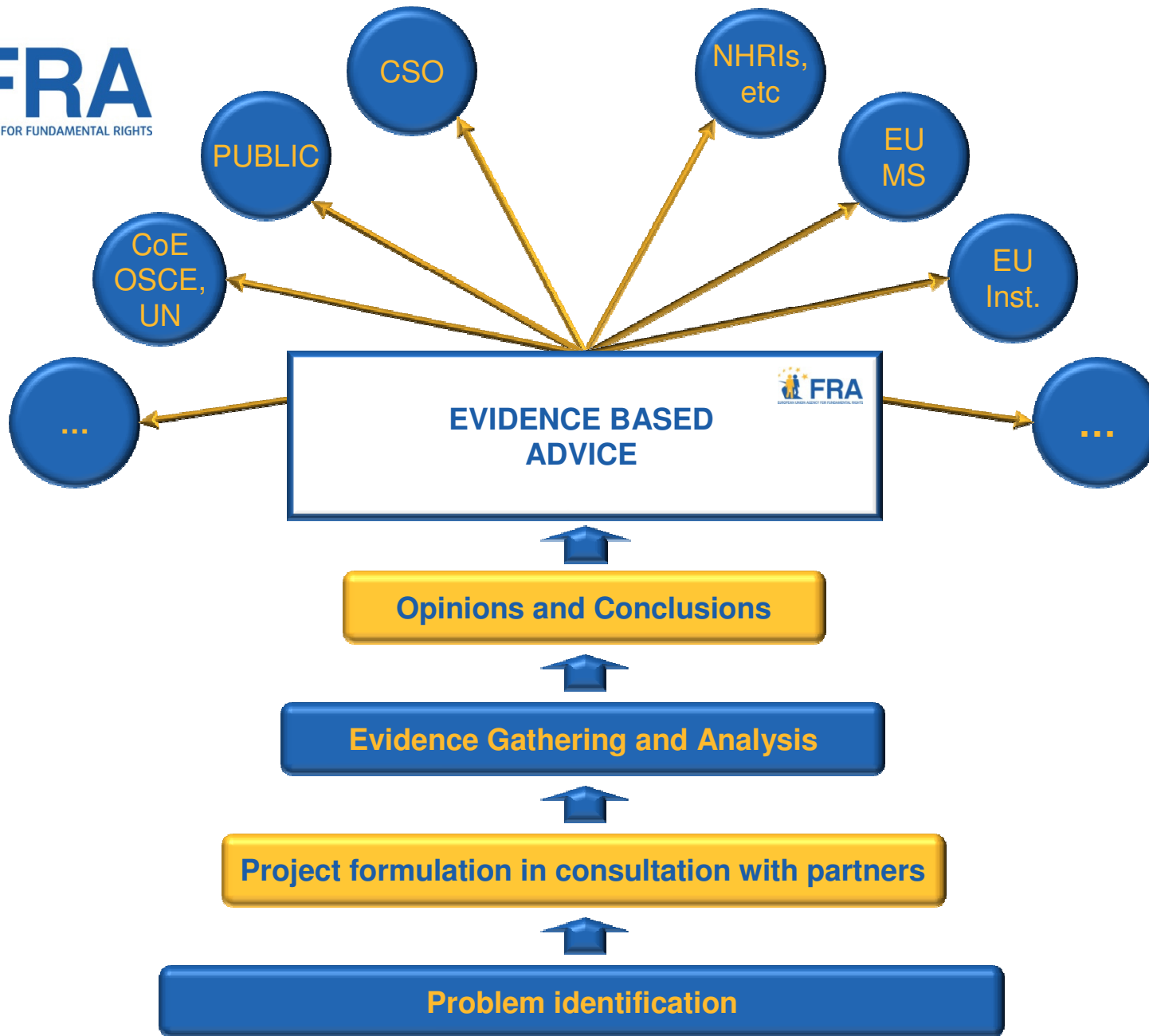
- Introduction to EU FRA
- Involvement in the AIDS 2010 conference

# FRA mandate

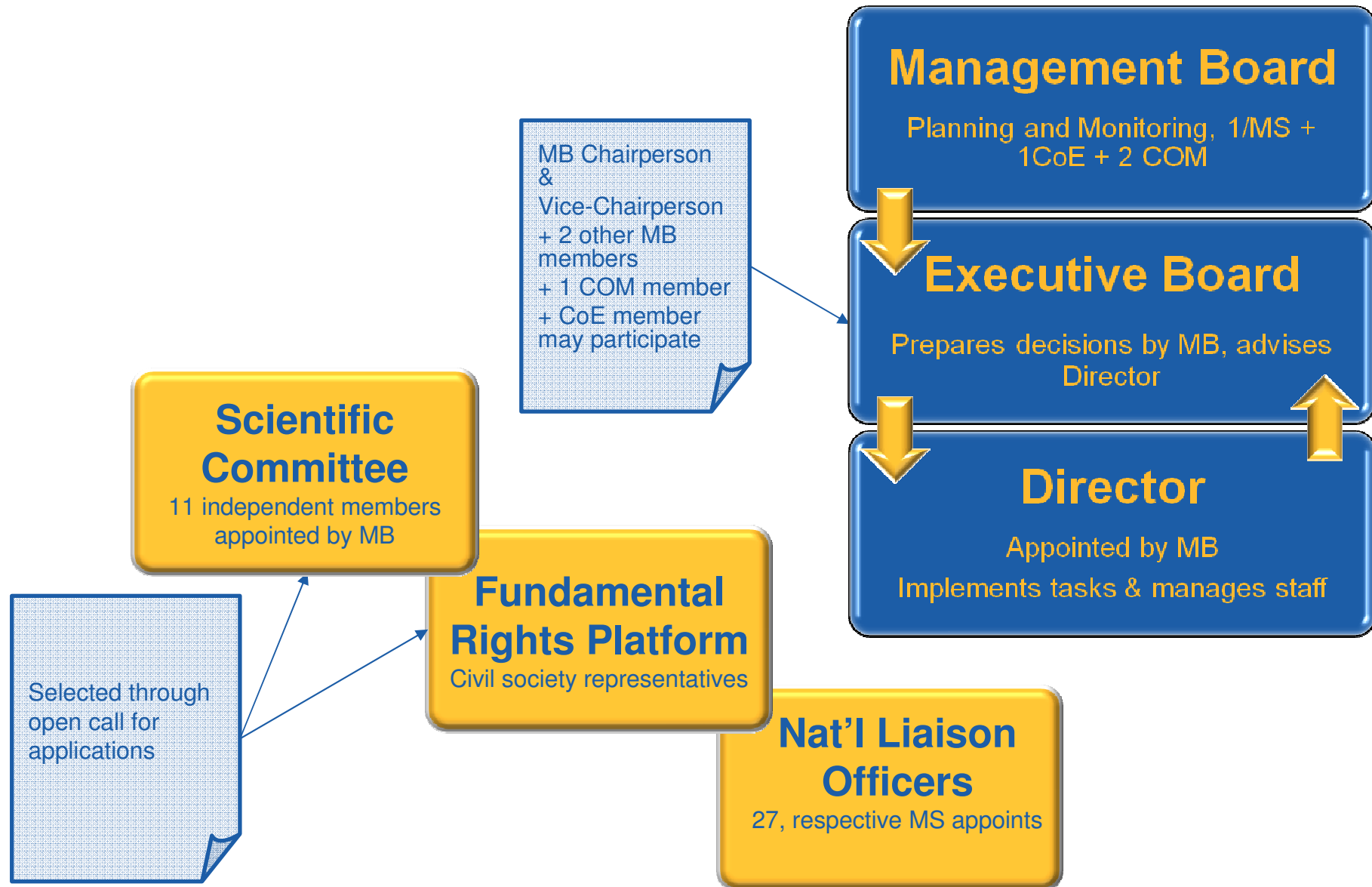
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- to provide assistance and expertise on fundamental rights issues to the European Union institutions and the **Member States**, when they implement **EU law**
- to promote **dialogue with civil society**, in order to raise public awareness of fundamental rights and actively disseminate information about its work

(Council Regulation (EC) 168/2007 of 15 /02/2007)



# The Organisation



## Multiannual Framework (2007 – 2012)

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- **racism**, xenophobia and related intolerance;
- **discrimination** on all grounds, multiple discrimination;
- **compensation of victims**;
- rights of the **child**, including protection of children;
- **asylum, immigration** and integration of migrants;
- **visa and border control**;
- **EU citizens participation** in the Union's democratic function;
- information society and **protection of personal data**;
- **access to** efficient and independent **justice**

# Fundamental Rights in 4 areas of life

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Economic and social concerns are key for upholding fundamental rights.

Research focusing on:

- Employment
- Education
- Housing
- Healthcare

## Some examples of FRA projects

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- **Discrimination and victimisation** in EU Member States: First EU-wide survey of experiences of immigrants and ethnic minorities (EU-MIDIS)
- **Homophobia and discrimination on grounds of sexual orientation**: social and legal analysis of the situation of LGBT persons in the EU
- **Roma and freedom of movement**: Study to help develop effective policy responses to the needs of Roma EU citizens moving to other Member States
- The impact of **Racial Equality Directive** (2000/43/EC)
- **Employment of migrants**



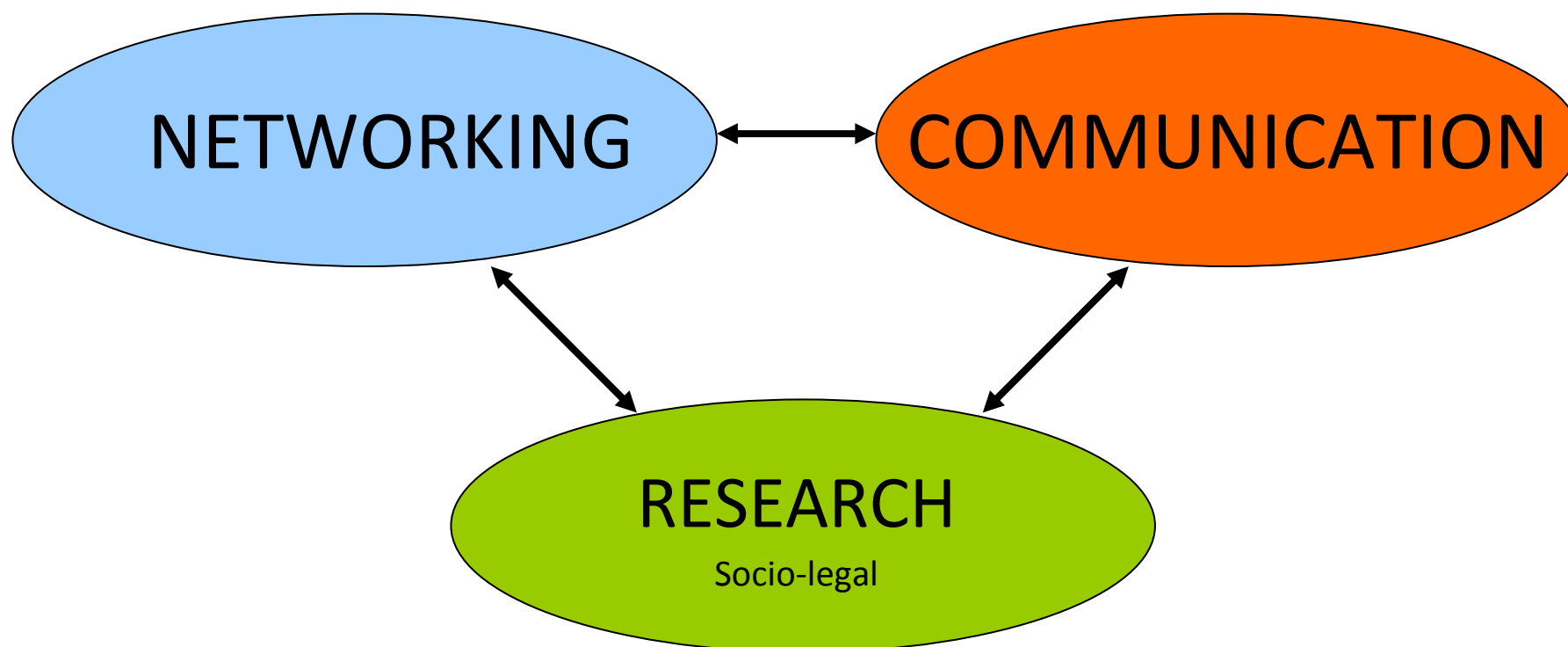
## Some examples of FRA projects

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- Access to health care for irregular migrants
- Fundamental rights of persons with intellectual disabilities and persons with mental health problems
- Separated Asylum seeking children
- Data protection institutions
- National Human Rights Institutions

# The FRA's 3 core functions

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# AIDS 2010 - FRA's involvement

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- Request from EU Representation/AIDS 2010
  - Presentation special session on Human Rights and Health at the XVIII International AIDS Conference (AIDS 2010)

# What

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- Present issues of key importance for the human rights approach to HIV/AIDS in Europe
- Contextualise these issues within the EU policy and legal scenario

# **FRA contribution- thematic focus**

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**Areas identified by FRA as needing special attention:**

- **criminalisation of risk behaviour**
- **non-discrimination in access to health care and in (access to) employment**
- **full inclusion and participation in social and political life**

# How

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- **(desk) review** of issues to present at the conference as key for European societies and institutions
- **stakeholder and civil society consultation** (see next)
- **expert workshop**: peer review of the paper and outcomes of the consultation with civil society

# Stakeholder consultation

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- Semi-structured questionnaire to stakeholders
- analysed in-house
- outcomes discussed with experts during the peer review workshop
  - Relevant members of FRA and DG SANCO networks
  - AIDS 2010 collaborators

# Questionnaire for CSF

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## 1. Priorities

Indicate 3 priorities for action at the EU-level to promote rights based approach to HIV/AIDS in EU-27.

## 2. Things to do

Good practice examples of rights based approach that proved to be effective in fight with epidemics (what I mean here is practical examples that can be reproduced and we can show case in the paper)

## 3. Things not to do

Bad practice examples (legal loopholes, unintended consequences of policies and programmes);

## 4. gatekeepers in accessing rights/ enables of change



# Questionnaire for CSF (2)

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**5. Should disability be used as an anti-discrimination ground to offer protection to PLWHA**

**6. Comments**

**7. What can FRA do in the future?**

**8. Further information and bibliography**

# For more information

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