

HEALTH AND HUMAN RIGHTS

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Global and European Perspectives

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PREFACE AND ACKNOWLEDGEMENTS TO THE SECOND EDITION

Dear reader,

It is with great pleasure that we present to you the second edition of our handbook on health and human rights, in which we systematically disentangle a range of themes and dimensions of this burgeoning branch of human rights law. There are some changes to the previous edition, which we believe have considerably enriched this new publication.

While the 2012 edition had its focus on Europe, this edition has a broader scope, also taking into account global perspectives, including a chapter on the UN health and human rights framework. We have kept themes which we consider important, including the valuable chapters on the Council of Europe's and EU's approaches to health and human rights, as well as the worthwhile chapters on reproductive health, death and dying. Added to the new edition are chapters on relevant principles, access to health, health technologies and public health. Instead of focusing on a few selected vulnerable groups, the focus is now, more holistically, on the concept of vulnerability. As such, the book takes into account new developments and trends in the field.

As with any book, its composition came with some inconvenience and frustration, including a struggle to find the time to work on the book. However, looking back, the overall process and collaboration have been very pleasant and enriching, notwithstanding the fact that we were in the midst of a pandemic. It has been a pleasure to welcome Katharina Ó Cathaoir to the team as a new author. I wish to thank all the authors for their worthwhile contributions, and for their support and dedication to this project.

We are grateful for the opportunity to publish a book in such an important and continuously evolving field, reflecting dimensions of human rights law that will demand our attention over the years to come. We thank Intersentia Publishing, in particular Rebecca Moffat and Alan O'Dowd, for their efficient support and excellent editorial work. We also thank Markus Frischhut, Jacob Wested, Catherine Jacqueson and Sophie van den Nieuwenhuijsen for their support with the EU chapter, Meaghan Beyer for support with the chapter on

the UN, and Maxine van Ekelburg for support with the list of cases. We wish scholars, students and practitioners inspiration and success with their important work in the field of health and human rights. We hope – and expect – that this book will be a useful resource guide.

With best wishes on behalf of all the authors,
Brigit Toebes

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LIST OF ABBREVIATIONS

Biomedicine Convention	Convention on Human Rights and Biomedicine (CoE)
CAT	Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (UN, 1984)
CEDAW	Convention on the Elimination of All Forms of Discrimination Against Women (UN, 1979)
CEDAW (Committee)	Committee on the Elimination of All Forms of Discrimination Against Women
CFREU	Charter of Fundamental Rights of the European Union (EU, 2000)
CIE	Committee of Independent Experts (ESC, CoE)
CJEU	Court of Justice of the European Union
CoE	Council of Europe
CPT	European Convention for the Prevention of Torture (CoE, 1987)
CRC	Convention on the Rights of the Child (UN, 1989)
CRC (Committee)	Committee on the Rights of the Child
CRPD	Convention on the Rights of Persons with Disabilities (UN, 2006)
CRPD (Committee)	Committee on the Rights of Persons with Disabilities
CSDH	Committee on the Social Determinants of Health (WHO)
EC Treaty	Treaty establishing the European Community (EU, 1993)
ECHR	Convention for the Protection of Human Rights and Fundamental Freedoms (European Convention on Human Rights, CoE, 1950)
ECJ	European Court of Justice
EComHR	European Commission of Human Rights (EU)
ECSR	European Committee of Social Rights (ESC, CoE)
ECtHR	European Court of Human Rights (CoE)

ESC	European Social Charter (CoE, 1961)
EU	European Union
GC	Grand Chamber (of the ECtHR)
GC	UN General Comment
HIV	human immunodeficiency virus
ICCPR	International Convention on Civil and Political Rights (UN, 1966)
ICERD	International Convention on the Elimination of All Forms of Racial Discrimination (UN, 1965)
ICESCR	International Covenant on Economic, Social and Cultural Rights (UN, 1966)
ICESCR Committee	International Committee on Economic, Social and Cultural Rights (UN)
ICF	International Classification of Functioning, Disability and Health
IHR	International Health Regulations (WHO, 2005)
ILO	International Labour Organization
MIPAA	Madrid Political Declaration and International Plan of Action on Ageing (UN)
MWC	International Convention on the Protection of the Rights of All Migrant Workers and Members of their Families (UN, 1990)
OECD	Organisation for Economic Co-operation and Development
Oviedo Convention	Convention on Human Rights and Biomedicine (CoE)
PAS	physician-assisted suicide
(Revised) ESC	(Revised) European Social Charter (CoE, 1996)
TEU	Treaty on European Union (EU, 1992)
TFEU	Treaty on the Functioning of the European Union (EU, 2007)
UDHR	Universal Declaration of Human Rights (UN, 1948)
UN	United Nations
UNECE	UN Economic Commission of Europe
UNESCO	UN Educational, Scientific and Cultural Organization
WHO	World Health Organization
WMA	World Medical Association

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