Human Rights Syllabi: Institute of International Studies, University of California, Berkeley

Asst. Professor Elizabeth A. Pendo

Course Objective

This course examines the interrelationship(s) between modern concepts of health and human rights from an international perspective. It begins with an introduction to the modern human rights instruments, and their core principles and foundations. It will then explore four aspects of the interrelationship between human rights and health:

1. the impact of health policies, programs and practices on human rights;
2. the health impact of violations of human rights, with special emphasis on the health and human rights of women and children;
3. the synergistic relationship between health and human rights; and
4. the relationship between medicine and medical care providers with human rights, including issues of experimentation on human subjects. Case studies from various countries, including the United States, will be used in each unit to highlight emerging perspectives, legal issues and potential solutions.

Course Materials

Health and Human Rights: A Reader (Jonathan M. Mann, et al. eds.) (1999), and supplementary materials available on the Web or provided as handouts.

Attendance and Class Participation

Attendance and class participation are mandatory. The attendance policy provides that you may miss not more than 20%, or four (4), classes. You are expected to be prepared for and to participate in each class, including the completion of all assignments distributed in class.

Grading

Your grade will be based on four features of the course:

1. Students will be assigned to each of the lessons, and will prepare a brief presentation designed to stimulate discussion of the major themes of the material (40%);
2. Each student will present a brief written review of a website and orally present conclusions to the class (10%);
3. The final exam, scheduled for the morning of Monday, July 2 (40%); and
4. Class participation thorough the course (10%).

Assignments

I. Introduction to Human Rights and Public Health

Day 1 (June 4) and Day 2 (June 5)

Introduction to Human Rights Principles and Instruments

- Mann, pp. 20-28
- Appendices A (Universal Declaration of Human Rights), B (International Covenant on Economic, Social and Cultural Rights), and C (International Covenant on Civil and Political Rights)

Introduction to Human Rights Resources on the Web


Day 3 (June 6)

Introduction to Health and Human Rights

- Mann, pp. 1-20.
- Lavastida, “Definition of the Problem,” in Health Care and the Common Good (handout)

Introduction to Public Health, and the Meaning of “Health”

- Mann pp. 29-34
- Toebes, pp. 3-26 (handout)

The major international health care providers, including NGOs

- International Medical Volunteers Association, at http://www.imva.org/Pages/ongbio.htm;
- Derechos Human Rights, Health and Human Rights NGO’s, at http://www.derechos.net/links/ngo/issue/health.html

Day 4 (June 7)

The Right to Health in International Treaties and Declarations

- Toebes, pp. 27-85 (handout)
II. The Impact of Health Policies, Programs and Practices on Human Rights

Day 5 (June 8)

HIV and Quarantine Policies in Cuba

- Mann, 37-71

Day 6 (June 11)

HIV and Detainment of Haitian Refugees at Guantanamo

- Mann, 37-45

Day 7 (June 12)

Tuberculosis Control in the United States

- Mann 37-45 (continued)
- Jacobson v. Massachusetts, 197 U.S. 11 (1904)

III. Health Impacts Resulting from Violations of Human Rights

Day 8 (June 13)

"Ethnic Cleansing" in the former Yugoslavia

- Mann pp. 83-95
- Copelon, "Gendered War Crimes: Reconceptualizing Rape in Time of War, in Women's Rights Human Rights (handout)

Day 9 (June 14)

U.S. Oil Operations in the Central American Rainforest

- Mann pp. 130-144

Day 10 (June 15)

Womens' Reproductive Health and Family Planning

- Mann pp. 145-178
- Look at Global Reproductive Health Forum at Harvard University, at http://www.hsph.harvard.edu/hrf/

Day 11 (June 18)

Prisoners and Health Care

- La France, pp. 83-97

IV. The Interrelated Nature of Health and Human Rights

Day 12 (June 19)

Gender

- Mann pp. 202-215, 251-264
- International Women's Health Coalition, at http://www.iwhc.org/
- Look at Women and Health Links, Human Rights Internet, at http://www.hri.ca/women/guidehealth.html

Day 13 (June 20)

Female Genital Mutilation

- La France pp. 856-866
- The Female Genital Mutilation Education and Networking Project, at http://www.fgmenowkr.org/index.html
Day 14 (June 21)

Sexual Identity

- Mann pp. 265-280
- Griswold v. Connecticut, 381 U.S. 479 (1965)

Day 15 (June 22)

Disability

- Mann pp. 113-129
- Declaration on the Rights of Disabled Persons, at http://diana.law.yale.edu/diana/db/81098-5.html

Day 16 (June 25)

Introduction: The Development of the Nuremberg Code

- Mann pp. 284-311

Day 17 (June 26)

AZT Experiments in Africa

- La France pp. 623-634

Day 18 (June 27)

Plutonium Experiments in the United States


Day 19 (June 28)

Syphilis Experiments with African-American Prisoners in the United States

- "Final Report of the Tuskegee Syphilis Study Ad Hoc Advisory Panel" in Sourcebook in Bioethics (handout)

Day 20 (June 29)

Review Session

Additional Resources

On the Web

- American Association for the Advancement of Science (AAAS) and Human Rights: http://shr.aaas.org/program/shr.htm
- Amnesty International Online: http://www.io.org/amnesty/
- Derechos Humanos Rights: http://www.derechos.org
- DIANA International Human Rights Database: http://diana.law.yale.edu
- François-Xavier Bagnoud Center for Health and Human Rights: http://www.hsph.harvard.edu/hxcenter/
- Global Lawyers and Physicians: http://www.glphr.org/
- Human Rights International: http://www.hri.ca/
- Human Rights, USA: http://134.84.205.236/
- Human Rights Watch: http://www.hrw.org
- Lawyers Committee for Human Rights: http://lc.hrw.org
- Physicians for Human Rights: http://www.phrusa.org
- University of Minnesota Human Rights Library: http://www.umn.edu/humanrts/
- World Medical Association, Inc.: http://www.wma.net/e/home.html
- 50th Anniversary of the Universal Declaration of Human Rights: http://www.udhr50.org

Books

- Forsythe, David P. ed., The United States and Human Rights (Univ. of Nebraska Press 2000).
II. The Impact of Health Policies, Programs and Practices on Human Rights

- The impact of health policies, programs and practices on human rights; Lavastida, "Definition of the Problem," in Health Care and the Common Good (handout).
- Class participation throughout the course (10%).

Articles