



# Protecting the rights of older persons

# Rights Of Older Persons

**Long Thanh Giang, Theresa W.  
Devasahayam**



## **Rights Of Older Persons:**

*Rights of Older Persons ; An American Civil Liberties Union Handbook* Robert N. Brown,1989      **The Human Rights of Older Persons** Bridget Lewis,Kelly Purser,Kirsty Mackie,2020-08-07 This book provides a comprehensive human rights analysis of key areas of law affecting older persons including legal capacity elder abuse accommodation and aged care healthcare employment financial security retirement and estate planning and social and cultural participation The research identifies individual autonomy and participation in decision making as fundamental to a human rights based approach to elder law The book argues that a paradigm shift must occur away from traditional medical and charity based understandings of old age to instead acknowledge older persons as active holders of enforceable rights The book argues that a Convention on the Rights of Older Persons is an essential tool in achieving this but that even without a dedicated treaty there is much to be gained from a human rights based approach Significantly because the issues arising in old age are often the culmination of experiences occurring throughout the life course a human rights based approach to elder law must begin with a commitment to human rights for people of all ages      *The Rights of Older Persons* Robert N. Brown,1979      Human Rights of Older People Claudia Martin,Diego Rodríguez-Pinzón,Bethany Brown,2015-07-11 This book focuses on descriptions of the developments in legal frameworks and policies regarding the human rights of older persons First it covers the policies adopted and practices developed at the universal system particularly within the sphere of the United Nations Second it includes a side by side comparison of the work of regional human rights mechanisms which have picked up some momentum in the past decade Through its inclusion of law policy and current processes the widest net possible has been cast to collect a descriptive resource for advocates Overall we hope that this book contributes to a better understanding of the current limitations and possibilities that international institutions offer to uphold the human rights of older persons We expect that this information will allow states and other policy makers to move forward with the international recognition of the human rights of older persons We know this is only a first effort in compiling and reporting the standards that are being produced by different international institutions But we have no doubt that many others will follow with their expert analysis of these emerging standards and that the ongoing discussion will finally crystalize in international human rights binding instruments explicitly recognizing the universal rights of older persons      **The human rights of older people in healthcare** Great Britain: Parliament: Joint Committee on Human Rights,2007-08-13 Looks at how the principles of human rights can be applied to older people in hospitals and care homes to ensure they are treated with greater dignity and respect This report covers the leadership of the Department of Health the implementation of the Human Rights Act by service providers      *Towards Human Rights in Residential Care for Older Persons* Helen Meenan,Nicola Rees,Israel Doron,2015-07-30 People are leading significantly longer lives than previous generations did and the proportion of older people in the population is growing Residential care for older people will become increasingly necessary as our society ages and we will require more of

it At this moment in time the rights of older people receive attention at international and regional levels with the United Nations the Organization of American States and the African Union exploring the possibility of establishing new conventions for the rights of older persons This book explores the rights of older people and their quality of care once they are living in a care home and considers how we can commence the journey towards a human rights framework to ensure decent and dignified care for older people The book takes a comparative approach to present and future challenges facing the care home sector for older people in Africa Kenya the Arab world Egypt Australia China England Israel Japan and the USA An international panel of experts have contributed chapters identifying how their particular society cares for its older and oldest people the extent to which demographic and economic change has placed their system under pressure and the role that residential elder care homes play in their culture The book also explores the extent to which constitutional or other rights form a foundation to the regulatory and legislative structures to residential elder care and it examines the important concept of dignity As a multi regional study of the care of older person from a human rights perspective this book will be of excellent use and interest in particular to students and researchers of family and welfare law long term care social policy social work human rights and elder law

Human Rights and the Care of Older People Maeve O'Rourke, 2024-04-24 Set against the rapid aging of the world's population Human Rights and the Care of Older People explores the potential for the rule against torture and ill treatment in international human rights law to better protect older people from care related mistreatment The book's analysis is broadly relevant but is prompted by the widespread reports of older people's suffering due to lack of access to care and coercion in respect of care needs This includes the deprivation of liberty for care While recognizing that a new United Nations Convention on the rights of older people is on the horizon the book argues that there is a pressing need for older people and all human rights actors to use and progressively interpret the established right to freedom from torture and ill treatment As an interpretive lens the book offers a conception of a dignity violation that may amount to prohibited ill treatment and thus trigger states positive obligations to protect including through systemic prevention measures This book is intended as a tool for advocacy and a call for critical awareness highlighting the anti torture norm's potential for more effective application and challenging current legal barriers to such effectiveness Meant for readers worldwide the book addresses the rule against torture and ill treatment from international law regional European Inter American and African perspectives This is an open access title available under the terms of a CC BY NC ND 4.0 International licence It is free to read on Oxford Academic and offered as a free PDF download from OUP and selected open access locations

Health Rights of Older People Long Thanh Giang, Theresa W. Devasahayam, 2018-04-17 The book examines the health rights of older persons who are more likely potentially to face various disadvantages in terms of healthcare access and affordability thereby impacting on health outcomes The point of departure in the analyses is that the health security of older persons is guaranteed only if a country approaches the health of its citizens out of moral obligation viewing health and well being as a

right rather than an entitlement Data from five countries in the ASEAN region are analysed with the intent of highlighting the health inequalities and barriers at the societal and individual levels on the one hand as well as the gaps at the health and healthcare policy and programmatic levels within each country on the other It is also intended that the analyses of the data from the selected countries which represent different stages of development and thus income levels provide a useful comparative framework for policymakers in the ASEAN region

*Older Persons and the Law* John Williams, 2025-05-15 This book explores the law and legal system's impact on older persons As well as describing the current law primarily in England and in Wales it highlights the pivotal role that elder law lawyers play in using law to challenge and combat ageism Important questions are raised about whether the law perpetuates ageism and whether the current working of the law effectively challenges discrimination abuse and social exclusion faced by older persons Elder law lawyers have an essential role in advocating for the rights of older persons The book focuses on the need to uphold and respect the human rights of older persons emphasising their dignity autonomy and right to inclusion It examines key topics such as human rights in the context of ageing the provision of social care discrimination decision making capacities mental health and abuse and neglect It also offers insights into the notion of personal liberty concerning older persons and whether existing safeguards are sufficient The international dimensions of elder law are discussed highlighting the range of initiatives led by the United Nations and efforts by non governmental organisations and regional bodies These initiatives aim to confront and diminish ageism on both international and domestic fronts emphasising the need for a concerted effort to enforce the rights of older persons across different cultures and legal systems This book will interest researchers students and practitioners specialising in family and social welfare law elder law human rights law and discrimination law

Human rights adjudication in Africa: Challenges and opportunities within the African Union and sub-regional human rights systems Alejandro Fuentes, Annika Rudman, 2024-02-26 The collection of chapters contained in this book originates from the rst Raoul Wallenberg Institute Regional Africa Academic Network Conference held at the University of Zimbabwe Harare Zimbabwe in October 2022 The main aim of this book is to advance an understanding of the way Africa regional and sub regional human rights systems contribute to access to justice on the continent and to generate further knowledge about the institutions that make up the African human rights adjudication system the African Court on Human and Peoples Rights the African Commission on Human and Peoples Rights the African Committee of Experts on the Rights and Welfare of the Child and sub regional courts such as the Economic Community of West African States Community Court of Justice

Ageing, Ageism and the Law Israel (Issi) Doron, Nena Georgantzi, 2018-11-30 Europe is ageing However in many European countries and in almost all fields of life older persons experience discrimination social exclusion and negative stereotypes that portray them as different or a burden to society This pivotal book is the first of its kind providing a rich and diverse analysis of the inter relationships between ageing ageism and law within Europe

**The African Charter on Human and Peoples' Rights** Rachel

Murray,2019-02-07 The African Charter on Human and Peoples Rights ACHPR is the principle regional human rights treaty for the African continent Adopted in 1981 there is now a significant body of jurisprudence and interpretation by its African Commission on Human and Peoples Rights and the recently established African Court This volume provides a comprehensive article by article legal analysis of the provisions of the Charter as it draws upon the documents adopted by the African Commission including resolutions case law and concluding observations Where relevant case law adopted by the African Court on Human and Peoples Rights and that of other sub regional courts and tribunals and domestic courts in Africa are also incorporated The book examines not only the substantive rights in the African Charter but also the work of the African Commission on Human and Peoples Rights and provides a full examination of its mandate A critical analysis of each of the provisions of the ACHPR is led principally by the jurisprudence and documentation of the African Commission and African Court The text also identifies the overall development of the ACHPR within the broader regional and international human rights legal arena

The Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa: a commentary Celestine Nyamu Musembi ,Trésor Muhindo Makunya,2023-08-28 The first in a series of PULP commentaries on African human rights law under the series title PULP Commentaries on African human rights law Since its adoption on 11 July 2003 the Protocol to the African Charter on Human and Peoples Rights on the Rights of Women in Africa the Maputo Protocol has become a landmark on the African human rights landscape It has steadily gained prominence as a trail blazing instrument responsive to the diverse realities of women on the African continent This comprehensive Commentary on the Maputo Protocol the first of its kind provides systematic analysis of each article of the Protocol delving into the drafting history and elaborating on relevant key concepts and normative standards This Commentary aims to be a one stop shop for anyone interested in the Maputo Protocol such as researchers teachers students practitioners policymakers and activists

Routledge Handbook of Disability Law and Human Rights Peter Blanck,Eilionóir Flynn,2016-07-07 This handbook provides a comprehensive and authoritative state of the art review of the current and emerging research and policy on disability law Bringing together a team of respected and experienced experts the handbook offers a range of jurisdictional and multidisciplinary perspectives The authors consider historical and contemporary as well as comparative perspectives of disability law Divided into three parts the contributors provide a comprehensive reference to the theoretical underpinnings ongoing debates and emerging fields within the subject The study provides a strong basis for consideration of contemporary disability law its research foundations and progressive developments in the area The book incorporates interdisciplinary and comparative country perspectives to capture the breadth of current discourse on disability law This handbook provides a valuable resource for a wide range of scholars public and private researchers NGOs and practitioners working in the area of disability law and across national and transnational disability schemes The work will be of important interest to those in the fields of sociology history psychology economics political science rehabilitation sciences medicine technology and law among

others      **Core Documents on European & International Human Rights 2022-23** Rhona Smith, 2022-08-11 Well selected and authoritative Hart Core Statutes provide the key materials needed by students in a format that is clear compact and very easy to use They are ideal for use in exams      The African Regional Human Rights System Manisuli Ssenyonjo, 2011-12-23 The African human rights system has undergone some remarkable developments since the adoption of the African Charter on Human and Peoples Rights the cornerstone of the African human rights system in June 1981 The year 2011 marked the 30th anniversary of the adoption of the African Charter It also marked 25 years since the African Charter entered into force on 21 October 1986 This book aims to provide reflections on most of the major human rights issues in the past 30 years of the African human rights system in practice and discussion on the future the African Charter's impact and contribution to the respect protection and promotion of human rights in Africa the contemporary challenges faced by the African Human rights system in responding adequately to the demands of rapidly evolving African societies and how the African human rights system can be strengthened in the future to ensure that the human rights protected in the African Charter as developed in the jurisprudence of the African Commission since the Commission was inaugurated in 1987 are realised in practice The chapters in this volume bring together the work of 20 human rights scholars and practitioners with expertise in human rights in Africa under the following general themes rights and duties in the African Charter rights of the vulnerable under the African system implementation mechanisms for human rights in Africa and towards an effective African regional human rights system      China's Path of Human Rights Development Huawen Liu, 2021-12-16 This book focuses on China's evolution in the field of human rights protection highlighting its achievements in various systems of human rights protection as well as its role in international human rights governance and the healthy development of human rights From the perspective of China's human rights protection starting with various types of citizens e.g. women children and the disabled the book analyzes and discusses the changes and major events in the country's human rights development path one by one while also explaining the Chinese stance on human rights development China is becoming more active in the international human rights cooperation field playing its unique and constructive role and serving as the participant builder and contributor of the international human rights governance      *Children's Rights Law in the Global Human Rights Landscape* Eva Brems, Ellen Desmet, Wouter Vandenhoele, 2017-04-21 Children's rights law is often studied and perceived in isolation from the broader field of human rights law This volume explores the inter relationship between children's rights law and more general human rights law in order to see whether elements from each could successfully inform the other Children's rights law has a number of distinctive characteristics such as the emphasis on the best interests of the child the use of general principles and the inclusion of third parties e.g. parents and other care takers in treaty provisions The first part of this book questions whether these features could be a source of inspiration for general human rights law In part two the reverse question is asked could children's rights law draw inspiration from developments in other branches of human rights

law that focus on other specific categories of rights holders such as women persons with disabilities indigenous peoples or older persons Finally the interaction between children s rights law and human rights law and the potential for their isolation inspiration or integration may be coloured or determined by the thematic issue under consideration Therefore the third part of the book studies the interplay between children s rights law and human rights law in the context of specific topics intra family relations LGBTQI marginalization migration media the environment and transnational human rights obligations

The Protection of Economic, Social and Cultural Rights in Africa Danwood Mzikenge Chirwa,Lilian Chenwi,2016-10-20  
This book critically examines models of domestic regional and international judicial protection of economic cultural and social rights in Africa      **The Rights of Older Persons** Robert N. Brown,1992



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