



In Memory of Virginia Leary

Hastings International & Comparative Law Review Symposium presents

Health as a Human Right: The Global Option

Expanding the Legal Framework and Its Practical Impact

March 18, 2010

5:00pm - 7:00pm

Sky Room in The Tower

100 McAllister St. San Francisco, CA 94102

Welcome,
Remarks and
Reception



March 19, 2010

8:30am - 5:15pm

Alumni Reception Center in Mary Kay Kane Hall

200 McAllister St. San Francisco, CA 94102

Schlesinger Lecture Keynote by

Stephen Lewis

Professor in Global Health Studies
at McMaster University.

Co-Director of AIDS-Free World

Former UN Secretary-General's Special Envoy
for HIV/AIDS in Africa (2001-2006)

Panel 1: Health as a Human Right

Panel 2: Roundtable on Access to Health Care

Panel 3: Health as a Human Right in Haiti: A Case Study

Panel 4: Roundtable: Human Rights as Essential Conditions for Human Health



UC Hastings International and Graduate Programs Office

Hastings International and Comparative Law Review

UCSF/UC Hastings Consortium on Law,
Science & Health Policy and Graduate Programs

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Health as a Human Right: The Global Option

Expanding the Legal Framework and Its Practical Impact

March 18th & 19th, 2010*

Thursday, March 18, 2010

5:00-7:00; Skyroom, 100 McAllister Street

Welcome, opening remarks, and reception. At the reception, there will be memorial remarks regarding Virginia Leary, Professor of Law and International Human Rights Advocate.

Comments from: Cheryl Hanna, Professor of Law, Vermont Law School

Connie de la Vega, Professor and Academic Director of International Programs,
University of San Francisco, School of Law

Joel Paul, Professor of Law, Associate Dean for International and Graduate
Programs, UC Hastings

Friday, March 19, 2010

7:30-8:30; Alumni Reception Room, 200 McAllister Street

Continental Breakfast and Registration

8:30-8:45

Welcoming Remarks from the Dean and Introduction to the First Panel

8:45-10:15

Panel 1: Health as a Human Right: This panel will consider the principal question set for the day-long conference: in what ways can, and should, health be defined as a basic human right. Among other things, panelists will consider the historical contexts in which other rights were so defined and the philosophical and theoretical bases for construing health care in this fashion. Panelists will also consider the definition and scope of the right and, to a lesser extent (because other panels will be discussing it) the implementation of the right.

Panelists:

1. Lynn Freedman, Columbia University School of Public Health and Author, Millennium Project Paper on Maternal/Child Health
2. Ali Miller, Berkeley School of Law and Berkeley School of Public Health
3. Sieglinde Pommer, Visiting Professor, UC Hastings
4. Elizabeth D. Gibbons, UNICEF Deputy Director, Policy and Practice; Associate Director, Gender, Rights and Civic Engagement

Moderator: Naomi Roht-Arriaza, Professor of Law, UC Hastings

10:30-12:00

Panel 2: Roundtable on Access to Health Care. This roundtable will consider the social and economic barriers to health care in the United States and other countries. Among other topics it will discuss the recent debate in the United States on health care reform, the difficulty of providing quality care in the United States and abroad, the ways in which different countries provide access to health care, and the obstacles to access that result from racial and gender biases.

Panelists:

1. Peter Lee, Executive Director, National Health Policy, Pacific Business Group on Health
2. Eric Feldman, Professor of Law, Univ. of Pennsylvania, School of Law
3. Shari Dworkin, Associate Professor, UCSF Dept. of Social & Behavioral Sciences
4. Dr. Bertrand Vandeville, Director, Marin Community Health Clinic

Moderator: Osagie Obasogie, Associate Professor of Law, UC Hastings

12:00-1:30

Lunch and Keynote Speech “The Schlesinger Lecture”: Mr. Stephen Lewis, Co-Director of AIDS-Free World and Professor in Global Health Studies at McMaster University. Mr. Lewis is also the former United Nations special envoy for HIV/AIDS in Africa.

"The Right to Health, enshrined in international conventions, seems to be no right at all in the United States and in the majority of developing countries. A human right that should be real and absolute is illusory and aspirational. What went wrong? How do we fix it? Stephen Lewis will confront these issues in uncompromising fashion."

1:45-3:00

Panel 3: Health as a Human Right in Haiti: A Case Study. In light of the devastating January 12th earthquake, access to basic health needs in Haiti has taken center stage. This panel will focus on efforts in Haiti as a case study of the difficulties associated with responding to various and profound healthcare challenges – including during the aftermath of natural disasters, AIDS eradication, TB, malaria, reproductive health – in countries rife with extreme poverty, governmental corruption, political instability and an undeveloped healthcare infrastructure. Among other subjects, this panel will consider the role of NGO's in creating salutary health outcomes despite overwhelming circumstances that are a product of both natural and human-created obstacles.

Panelists:

1. Brian Concannon, Director, Institute for Justice and Democracy in Haiti
2. Mario Joseph, Director, Bureau des Avocats Internationaux (BAI)

Moderator: Karen Musalo, UC Hastings Clinical Professor of Law and Director, Center for Gender and Refugee Studies

3:15-4:45

Panel 4: Roundtable: Human Rights as Essential Conditions for Human Health: This panel will discuss the implications of describing human rights as necessary preconditions to human health. This panel will consider the perspectives of both legal and healthcare professionals on the issue of how a foundation for positive health depends on guarantees of fundamental rights of due process, equal protection, free speech, privacy and other rights, such as economic, social and cultural rights.

Panelists:

1. Cheryl Hanna, Professor of Law, Vermont Law School
2. Sheri Weiser, Adjunct Professor of Medicine, UCSF School of Medicine, San Francisco General Hospital
3. Connie de la Vega, Professor and Academic Director of International Programs, University of San Francisco, School of Law
4. Vincent Iacopino, Senior Medical Advisor to Physicians for Human Rights (PHR) and Adjunct Professor of Medicine, University of Minnesota Medical School

Moderator: Madhavi Dandu, Assistant Clinical Professor, UCSF School of Medicine

4:45-5:15

CLOSING REMARKS

5:15-6:30

RECEPTION

*Panelists subject to change.