

**TOWARDS FULL REALIZATION  
AND PROTECTION OF  
ALL HUMAN RIGHTS OF  
PERSONS WITH DEMENTIA**

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# 1.1. BASED UPON MY EXPERTISE

**Profession : Sociologist**

**Work experience : Senior Policy Advisor**

**Social Advocate : HUMAN RIGHTS DEFENDER**

- ◉ Workers Rights (40 years)**
- ◉ Older Persons Rights (10 years)**
- ◉ Rights Persons with Dementia ( 7 years)**

## 1.2. MY FUNCTIONS AS CSO REPRESENTATIVE

### Meetings of Civil Society Regional & International

- ◉ Secretary SMAF  
St. Maarten Alzheimer's  
Foundation
- ◉ Vice-President SMSPA  
St. Maarten Seniors &  
Pensioners Association

**National**

### Meetings of International Organizations region and world

- ◉ ADI Regional  
Representative  
Alzheimer Disease International
- ◉ CORV Ambassador  
Civil Society Organizations on  
Aging & Old Age of Latin  
America & The Caribbean

**Regional /International**

# 1.3. HUMAN RIGHTS DUE DILIGENCE OLDER PERSONS WITH DEMENTIA

## 2014 UN Social Forum On Rights Older Persons

- **Right to Autonomy**
  - Older Persons &
  - Older Pers. w/Dementia

## 2015 - 6<sup>th</sup> UN Open Ended Working Group on Aging

- **Right to Health**
  - diagnosis
  - adequate treatment
  - quality care



**MULTIPLE DISCRIMINATION**

**OHCHR: twice at UN**

## 2.1. STATUS OF HUMAN RIGHTS OF OLDER PERSONS WITH DEMENTIA

*Independent Expert Full Enjoyment Rights Older Persons  
-World Alzheimer's Day 2014*

- Discrimination
- Human Rights Violated
- Abuse And Neglect
- Progressive Deprivation Of Political, Civil, Economic, Social And Cultural Rights *as their autonomy decreases*



## 2.2. CALL FOR A HUMAN RIGHTS BASED APPROACH

Member States should :

- Do more to protect older people affected by dementia from stigmatization, discrimination, victimization and neglect
- Adopt a human rights-based approach to protect the rights and dignity of older persons with dementia
- Ensure that older persons with dementia can still participate in public life of community and in decisions that affect them
- Take appropriate action: provide accessible information and needed support (both human and technical)

Independent Expert for Full enjoyment Rights Older Persons :

1<sup>st</sup> WHO Global Dementia Conference 2015

# 3.1. 67 YEARS HUMAN RIGHTS FOR ALL

## Moral Obligation :

### 1. Universal Declaration Human Rights - UDHR

- 1948
- 30 basic rights+ freedoms

## Legal Obligation :

### Internat. Covenants on

- 1966

### 2. Civil Political Rights - ICCPR

### 3. Economic, Social, Cultural Rights - ICESCR

### 4. Racially Discriminated - CERD 1965

### 5. Migrant workers - ICMW 1975

### 6. Women - CEDAW 1979

### 7. Tortured - CAT 1984

### 8. Children - CRC 1989

### 9. Disabled - CRPD 2006

### ○ *Older Persons ....???*

Core Instruments (9)

For All Persons (3)

For Discriminated Persons (6)

## 3.2. DISABILITY RIGHTS CONVENTION PROTECTS PERSONS WITH DEMENTIA?

Only When (CRPD art 1)  
Long-term Impairments

- ⦿ Physical
- ⦿ Mental
- ⦿ Intellectual Or
- ⦿ Sensory

When diagnosed in  
later stages dementia

**YES**

Not when impairments are  
Invisible or visible but  
not considered a long-  
term impairment

Not During Lifecycle  
Development Of Risk  
Factors for Dementia

Not when Undiagnosed

*HIC 6 out of 10*

*LMIC : 9 out of 10*

**NO**



# 4.1. INTER-AMERICAN CONVENTION ON PROTECTING RIGHTS OLDER PERSONS

- adopted June 15, 2015
    - For older persons
    - 41 articles
    - 15 general principles
    - 28 protected rights
    - Civil Political Rights
    - Econ. Social, Cultural Rights
  - More than
    - EU Recommendations
    - AU Protocol
  - *International Covenant Rights Older Persons ??*
- To give free and informed consent on health matters (art 11)
  - Receiving long-term care (art 12)
  - To property (art 23)
  - To housing (art 24)
  - To healthy environment (art 25)
  - To accessibility, personal mobility (art 26)

More Protection for OP

EXTRA Rights for OP and OPWD?

## 4.2. DEMENTIA STRATEGY AND ACTION PLAN FOR OLDER PERSONS (PAHO 2015-2019)

- PAHO = Pan American Health Organization
- Adopted Oct. 1, 2015 for WHO region of the Americas

### Priority Area:

1. promote respect for human rights to address risk factor reduction, prevention, reduction of dependence, provision of care

All 30 Basic Human Rights?

2-Interventions for prevention and quality care in health systems and health services networks

3-Quality long term care based upon primary health care approach, respect for human rights, gender equality and equity

4-Human resources training in Dementia Care

5-Research+ Surveillance

Other priority areas

# 5.1. ALL HUMAN RIGHTS PWD: GLOBAL PERSPECTIVE -LOCAL SOLUTIONS

**Vision: PWD cured, treated effectively, free from dementia in good health**

**Strategies for adequate quality of life, cure, treatment or care**

- ◉ awareness equal rights PWD + caregivers
- ◉ human rights based health & care services
- ◉ social action for inclusion of PWD +caregiversupport

**PUBLIC AWARENESS**

To **make dementia a public health priority** & social development rights issue with a good evidence base

- ◉ Disaggregate numbers of PWD for age, gender, nationality, etc.
- ◉ Life cycle risk factors for dementia and other chronic diseases (NCD's)
- ◉ Promote advances in cure, affordable treatment, care and prevention

**PUBLIC ADVOCACY**

## 5.2. TO RESPECT ALL HR PWD : GLOBAL PERSPECTIVE - LOCAL SOLUTIONS

- ◉ Involve + empower PWD + caregivers to speak out
- ◉ Promote best practices HR based dementia care
- ◉ Address all issues from sexuality to palliative care

### Human Rights PWD

- ◉ Use all UN conventions not only CRPD

### Dementia Friends

- ◉ discuss practical ways to promote awareness & respect for the rights of PWD

RESPECT ALL RIGHTS PWD

WORKSHOPS ON

# 5.3. TO GUARANTEE ALL HUMAN RIGHTS PERSONS WITH DEMENTIA

## HUMAN RIGHTS BASED LIVING FREE FROM OR W/DEMENTIA

- ◉ Awareness
- ◉ Advocacy
- ◉ Prevention
- ◉ Diagnosis
- ◉ Treatment
- ◉ Care
- ◉ Research & Development
- ◉ Prevalence & Incidence
- ◉ all age categories

**HUMAN RIGHTS BASED POLICIES**

## ADDRESS ALL VIOLATIONS HUMAN RIGHTS PWD !!!

### MONITOR IMPLEMENTATION & REVIEW All Human Rights Conventions Including:

- ◉ International Convention Rights Persons Disabilities
- + Inter-American Convention Protecting Rights Older Persons
- + PAHO Dementia Strategy & Action Plan Older Persons

**MONITOR IMPLEMENTATION**

## 5.4. HUMAN RIGHTS BASED ADVOCACY WITH STRATEGIC ALLIANCES

- ◉ *Brain health & Dementia : a Public Health AND Right to Development Priority*
- ◉ *WHO Global Dementia Strategy & Action Plan*
- ◉ *UN Additional protocols to protect PWD in all Covenants*
- ◉ *UN Intern. Convention on Protecting Rights of Older Persons*
- ◉ DAI - Dementia Alliance Int.
- ◉ WDC - World Dementia Council
- ◉ GADA - Global Alzheimer's & Dementia Alliance
- ◉ NCD-Alliance
- ◉ GAWH - Global Alliance on Women's Health
- ◉ ITUC - International Trade Union Confederation
- ◉ CDAAA - Caribbean Dementia Awareness Advocacy Alliance
- ◉ Faith based organizations

**HUMAN RIGHTS BASED  
ADVOCACY**

**STRATEGIC PARTNERS**

## 5.5. FOR ADI : GLOBAL PERSPECTIVE - LOCAL & REGIONAL SOLUTIONS

### Globalization ADI

Human Rights Based Vision:  
global equality in quality of life for all persons with dementia & caregivers

- ◉ ADI Services now by 86 national Alzheimer associations
- ◉ PWD in 196 WHO countries

Human Rights Based Mission: develop 196 ADI member organizations to provide same quality of service globally to each PWD

NATIONAL ALZHEIMER  
ORGANIZATIONS

### Regionalization ADI

Honoring the HR Non-discrimination principle:

- ◉ ADI objective to eliminate unequal development of services and discrepancies in quality of service level among ADI-members
- ◉ ADI restructuring of support, human and financial resources to provide to PWD in low, middle & high income countries same level of services

REGIONAL ALZHEIMER  
ORGANIZATION