

Continuing to punish vulnerability: The futility of criminalisation

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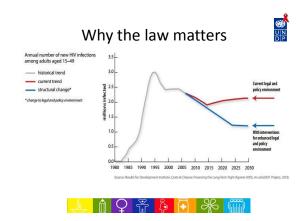
Overview

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- Why the law matters
 - The Global Commission on HIV & the Law: why good laws are needed and why bad laws need to be repealed
 - MSM, sex work, hiv transmission, drug use
- · Criminalisation of drug use
 - The vital difference that harm reduction makes
 - Slow progress; mixed results
 - Increasing realisation of futility of treating drug use as a criminal, rather than a health, issue
- Conclusion
 - UNGASS 2016 an opportunity to make progress?

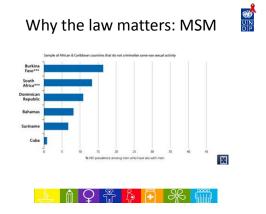


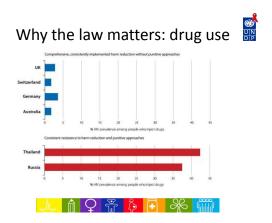
The Global Commission on HIV & the Law | Image: Commission on HIV & Commission on HIV

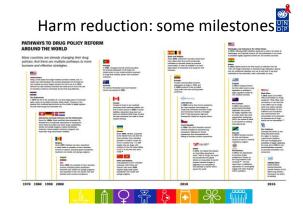


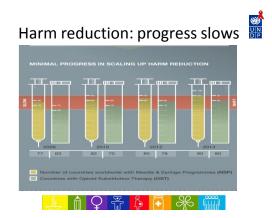
Sample of African & Caribbean countries that criminalise same-sex sexual activity Senegal*** Zambia* Jamaica Guyana Trimidad and flobago 9 10 15 15 20 25 30 35 40 45

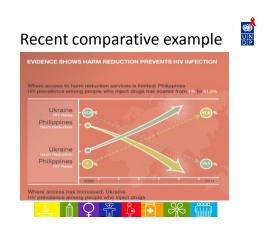
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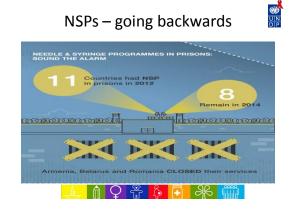






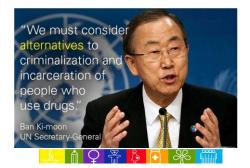






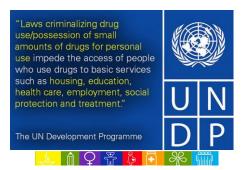
Opinion is changing: UNSG





Opinion is changing: UNDP





Opinion is changing: UNAIDS



"Punitive laws and policies, whether via prohibiting the provision of sterile injecting equipment and opicid substitution therapy, criminalising drug use, possession of injecting paraphernalia, or denying HIV treatment to people who use drugs, violate people's right to health and harm the community ... Responses to HIV should transcend ideology and be based on scientific evidence and sound human rights principles; they should support, not punish, those affected."





Opinion is changing: WHO



"Countries should work toward developing policies and laws that decriminalize injection and other use of drugs and, thereby, reduce incarceration."

World Health Organization



Opinion is changing: UNSR





Opinion is Changing: Global Commission on Drug Policy





Opinion is changing: IAS



"Decriminalise drug users,

scale up evidence-based drug dependence treatment options and abolish ineffective compulsory drug treatment centres that violate the Universal Declaration of Human Rights."



The Vienna Declaration of the International AIDS Society (which has over 20,000 endorsements)



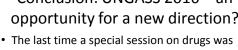
Conclusion: UNGASS 2016 – an opportunity for a new direction?



- Pressed by drug war-fatigued Latin American leaders, the UN General Assembly plans to hold a review of the drug control system April 19-21, 2016, in New York City.
- The United Nations General Assembly Special Session, or UNGASS, is a meeting of UN member states to assess and debate global issues.



Conclusion: UNGASS 2016 – an opportunity for a new direction?



- held, in 1998, its focus was the total elimination of drugs from the world. Today, political leaders and citizens are pushing to rethink that approach.
- International debates on drugs are rarely more than reaffirmations of the established system. But 2016 may be different...

