HEALTH AND HUMAN RIGHTS VOLUME 15 NUMBER 2 2013

TABLE OF CONTENTS

EDITORIAL

1 The post-2015 development agenda, human rights, evidence, and open-access publishing Carmel Williams

INTRODUCTION

5 Human rights in patient care: A themed issue *Tamar Ezer*

SPECIAL ISSUE ARTICLES IN COLLABORATION WITH OPEN SOCIETY FOUNDATIONS

Human rights in patient care

- 7 Human rights in patient care: A theoretical and practical framework

 Tamar Ezer and Jonathan Cohen
- 20 Implementation of patients rights legislation in the Republic of Macedonia: Gaps and disparities Gabriela Alcheva, Filip Gerovski, Leo Beletsky
- 32 Overview of the gaps in the health care legislation in Georgia: Short-, medium-, and long-term priorities Nino Kiknadze and Leo Beletsky
- 41 Identifying the gaps: Armenian health care legislation and human rights in patient care protections *Violeta Zopunyan and Ryan Quinn*
- 54 Advancing human rights in patient care through higher education in Eastern Europe and Central Asia

Tamar Ezer and Judy Overall

69 Advancing human rights in patient care through strategic litigation: Challenging medical confidentiality issues in countries in transition Susie Talbot

GENERAL HEALTH AND HUMAN RIGHTS ARTICLES

- 80 "Small places close to home": Toward a health and human rights strategy for the US Elizabeth Tobin Tyler
- 97 Incorporating a right to health perspective into the resolution of patent law disputes *Emmanuel Kolawole Oke*

- 110 Barriers to accessing and receiving mental health care in Eastern Cape, South Africa Isabell Schierenbeck, Peter Johansson, Lena M. C. Andersson, Dalena van Rooyen
- 124 Compulsory drug detention centers in China, Cambodia, Vietnam, and Laos: Health and human rights abuses *Joseph J. Amon, Richard Pearshouse, Jane Cohen, Rebecca Schleifer*
- 138 How do social determinants affect human trafficking in Southeast Asia, and what can we do about it? A systematic review Kelsey McGregor Perry and Lindsay McEwing
- 160 A rights-based approach to indoor air pollution Jamie Lim, Stephen Petersen, Dan Schwarz, Ryan Schwarz, Duncan Maru

BACK MATTER

168 Recent health and human rights literature

174 Letter to the editor

ABOUT THE JOURNAL

Health and Human Rights began publication in 1994 under the editorship of Jonathan Mann, who was succeeded in 1997 by Sofia Gruskin. Paul Farmer, co-founder of Partners In Health, assumed the editorship in 2007. Health and Human Rights is an open access online publication and a leading forum of debate on global health and rights concerns. The journal maintains a tradition of critical scholarship and also provides an inclusive forum for action-oriented dialogue among human rights practitioners, with peer-reviewed articles focusing rigorous scholarly analysis on the conceptual foundations and challenges of rights discourse and action in relation to health.

Health and Human Rights is listed in PubMed, the database of the National Library of Medicine.

PUBLICATION POLICY

Health and Human Rights welcomes unsolicited manuscripts on an ongoing basis. Submissions should not exceed 7000 words, while submissions to the Perspectives section should not exceed 2000 words. Book reviews and Letters to the Editor are also welcome. More information on submissions is available at http://www.hhrjournal.org/submissions.php.

Please submit manuscripts through the journal's online submission process or by email to hhrjournal@hsph. harvard.edu. Author guidelines are available on the *Health and Human Rights* website (http://www.hhrjournal. org). Views expressed in the journal are those of the authors and do not necessarily reflect the views of the *Health and Human Rights* publisher, editors, editorial board members, or other members.

COPYRIGHT POLICY

Health and Human Rights applies the Creative Commons Attribution-Noncommercial 3.0 Unported License to all articles, with the philosophy that there should be no financial barriers to access information. The Attribution-Noncommercial license (http://creativecommons.org/licenses/by-nc/3.0/) lets people freely copy, distribute, remix, and build upon contributors' work, provided it is not used to make a profit and the original authors and Health and Human Rights are appropriately acknowledged. These conditions can be waived if author, as copyright holder, grants potential users explicit permission. Copyrighted material may be included in articles provided authors provide proof of written permission for such use from the copyright holder.

EDITORIAL OFFICE

Health and Human Rights
François-Xavier Bagnoud Center for Health and Human Rights
Harvard School of Public Health
651 Huntington Avenue, 7th Floor
Boston, MA 02115, USA
Tel: (1) 617.432.0656

Fax: (1) 617.432.4310

Website: http://www.hhrjournal.org Email: hhrjournal@hsph.harvard.edu

BACK ISSUES

As an open access publication, *Health and Human Rights* is not available by subscription. All content is available free of charge at hhrjournal.org. Back issues since Volume 1, Number 1 (1994) are available in the journal's online archives. Back issues are also available through JSTOR, the not-for-profit online digital archive. Users at institutions that participate in JSTOR's Arts & Sciences Complement Collection can access back issues directly by visiting the *Health and Human Rights* journal information page at JSTOR. For more information on JSTOR, please visit http://www.jstor.org.

HEALTH AND HUMAN RIGHTS AN INTERNATIONAL JOURNAL

Publisher

Harvard University Press

Editor-in-Chief

Paul E. Farmer

Executive Editor

Carmel Williams

Managing Director

Jessica Moore Kaplan

Contributing Editors

Arlan Fuller Jay Lemery

Editorial Assistant

Krista Oehlke

Intern

Kate Hoffman

Executive Editorial Board

Cathy Albisa* Jacqueline Bhabha Oscar Cabrera* Audrey Chapman* Martha Davis Sheila Davis* Linda Fried* Varun Gauri Howard Hu* Emmanuel Kabengele Mpinga*

Chidi Odinkalu Jacqueline Pitanguy

Eric Stover*

Editorial Board

Philip Alston
Agnès Binagwaho
Manuel Carballo
Brian E. Concannon Jr.
Lawrence Cox
Ernest Drucker
Harvey Fineberg
Julio Frenk
H. Jack Geiger
Lawrence Gostin
Sofia Gruskin

Timothy Harding

Aart Hendriks
Paul Hunt
Michael D. Kirby
Adetokunbo O. Lucas
Stephen P. Marks
Vivek Maru
Gregory B. Milne
Jaime Miranda
Rakiya Omaar
Richard Parker
Thomas Pogge
Julieta Rossi
Barbara Rylko-Bauer

Margaret L. Satterthwaite

Haun Saussy Michael Selgelid Amartya Sen

Gracelyn Smallwood Margaret A. Somerville Henry J. Steiner Bryan Stevenson

Daniel Tarantola Monika Kalra Varma Gavin Vamey

Gavin Yamey Alicia Ely Yamin

Founding Editor

Jonathan Mann, 1994-1998

^{*}An asterisk denotes members of the Harvard FXB Health and Human Rights Publishing Consortium