DRPI Session **Disability Rights Promotion** AInternational: **A Holistic Approach to Monitoring the** Human Rights of People with Disabilities in the Global World

Marcia Rioux Professor, M.A., PhD (Critical Disability Studies) Paula Pinto Postdoctoral Fellow, DRPI York University, Toronto Canada mrioux@yorku.ca drpi@yorku.ca

RAISING AWARENESS THAT DISABILITY IS A HUMAN RIGHTS ISSUE IS AN IMPORTANT FIRST STEP

" In all societies of the world there are obstacles preventing persons with disabilities from exercising their rights and freedoms, and making it difficult for them to participate fully in the activities of their societies."

Bengt Lindqvist, EU Conference on Disability, November, 2006.



Holistic Monitoring Builds in a way of Measuring the Gap

Government policies, programs and constitutional guarantees and... The realities for people with disabilities who continue to live without their human rights.



Disability Rights Promotion International



DRPI: a collaborative project to establish a comprehensive, sustainable international system to monitor human rights of people with disabilities.



Human Rights Principles

- Dignity
- Autonomy
- Non-discrimination and Equality
- Participation, Inclusion and Accessibility
- Respect for difference



Monitoring is an Empowering Activity

- Provides a voice to marginalized people;
- Enhances public awareness by documenting abuses and violations;
- Reinforces a collective identity among persons with disabilities;
- Supports efforts to achieve social justice



Monitoring is

measuring progress toward justice for people with disabilities.



DRPI Guiding Principles

- Leading role of People with Disabilities & their Organizations
- Sustainability and Capacity Building
- Cross-Disability Involvement
- Holistic Monitoring: Integrating
 monitoring information from 3 areas
- Engagement with Multi-Sectoral Organizations



Guiding Principles of Monitoring

 All reporting documents and practices must be user-friendly.

 Involvement of people with disabilities is necessary and essential.



Monitoring in Teams of People with Disabilities

Builds solidarity

- Builds capacity
- Fosters sustainability



Monitoring at the Systems Level

- Involves the investigation of the laws, policies and programs affecting people with disabilities in a particular jurisdiction;
- Places individual stories in context;
- Serves to determine whether legislative frameworks in place fail to respect and protect the human rights of disabled people, or even violate them by containing discriminatory dispositions.



What is the constitutional position on disability in India? While the Indian Constitution prohibits discrimination per se, it does not explicitly prohibit discrimination on grounds of disability. However, a seven judge constitutional bench of the Supreme Court of India in Indra Sawhney vs. Union of India held that the "spirit of Articles 14 [right to equality] 15(1) [right against discrimination] and 16 [right against discrimination in public employment]" allowed for discrimination and affirmative actions for persons with disabilities (p.1).

> Kannabiran 2009 Monitoring the Human Rights of people with Disabilities in India Systemic Report



Individual Experiences Monitoring

Fact-finding about actual situations in communities.



Monitoring at the Individual Level:

- To document individual experiences of exercise and denial of human rights;
- The aggregate outcome of individual monitoring can reveal broader patterns of discrimination;
- Individual interviews;
- Monitors are themselves persons with disabilities.



They don't want to give me a job, they say I can't do the job with just one hand. I work in construction and I know how to do my job with just one hand. Nowhere people want to give me work and when they do they pay me less; others earn double, I get half pay.

(Male interviewee, Bolivia)

Sometimes, people think because you are blind you can't speak also. People want to help you but they fear our disability. For example, when I was hit by the stone somebody came took it and threw it away but he/she never talked to me.

(Female interviewee, Kenya)

Just the other week, I was denied access to a restaurant at a major mall in York ... because they considered me a fire hazard with all the half booths so I would sit on the end of the booth so I'm a fire hazard so they asked me and my fiancé to leave. Ah that just happened a couple of weeks ago.. (Male interviewee, Toronto)



Monitoring Public Attitudes (Media)

Fact finding about the coverage and depiction of people with disabilities in the media.



Media:

reflects & influences public opinion is a proxy for societal attitudes

Media can:

perpetuate negative myths & stereotypes

But media can also:

be a catalyst for positive social change

Media Monitoring



Monitoring Public Attitudes (Media)

Monitoring media coverage and depiction of disability quantitative analysis

Qualitative analysis: critical discourse analysis and content analysis



Holistic Approach to Disability Rights Monitoring

Holistic approach examines 3 monitoring areas providing a broad picture of human rights situation of people with disabilities.





Results of Holistic Monitoring

- Individual Country Reports
- Identification of gaps among individual experiences, government promises and public dialogue
- Teams of people with disabilities ready to monitor rights on an on-going basis
- International comparative data



Thank-you to the Following Funders:

- Swedish International Development Cooperation Agency (Sida)
- Social Sciences and Humanities Research Council (SSHRC)
- Heritage Canada
- Australian Research Council
- York University
- Laval University
- University of Buffalo

