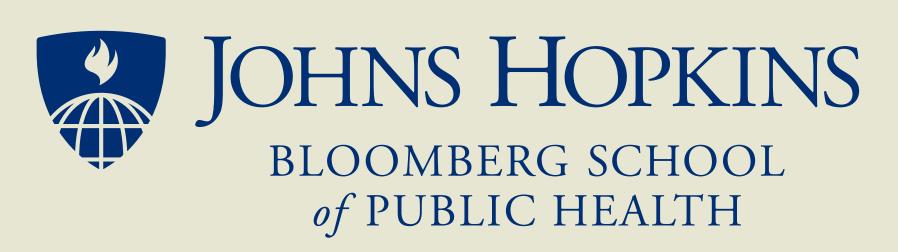
# The MPOWER framework and the United Nations Human Rights Treaties: An additional argument for the promotion of tobacco control goals



Institute for Global Tobacco Control

Mark Spires, MPH<sup>1</sup>, Lanie Rutkow, PhD, JD, MPH<sup>2</sup>, Isabelle Feldhaus, MSPH (cand.)<sup>3</sup>, Joanna E. Cohen, PhD, MHSc<sup>1</sup>

- 1 Institute for Global Tobacco Control, Johns Hopkins University, Bloomberg School of Public Health
- 2 Department of Health Policy and Management, Johns Hopkins University, Bloomberg School of Public Health
- 3 Department of International Health, Johns Hopkins University, Bloomberg School of Public Health

# Background

- The FCTC reaffirms the "right of all people to the highest standard of health" while calling for parties to "give priority to their right to protect public health"
- The MPOWER framework endorses health promoting policy interventions that are consistent with a human-rights based approach to health and the control of tobacco

# Objective

 To identify specific articles and language within each international human rights treaty that could be used to promote tobacco control goals

# Table 1. Human Rights Treaties and Number of Tobacco Control-Relevant Articles by MPOWER Policy Area

Treaty	M	Р	0	W	E	R
International Covenant on Economic, Social and Cultural Rights		3	1		1	
International Covenant on Civil and Political Rights				1	1	
Convention to Eliminate All Forms of Discrimination Against Women		1	2	1		
Convention on the Rights of the Child		3	1	3	2	
Convention on the Rights of Persons with Disabilities	1	4	1			
International Convention on the Elimination of All Forms of Racial Discrimination			1			
Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment						
International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families		1	3	1	1	
International Convention for the Protection of All Persons from Enforced Disappearance						

# Methods

- Data collection form created to systematically review the nine core international human rights treaties
- MPOWER policy areas used as a guiding framework in the review
- Abstracted specific language from each treaty directly pertaining to each MPOWER policy area
- Tobacco control-related themes were identified through a review of the abstracted treaty text

### Results

- 7 of 9 treaties contain text that aligns with the MPOWER policy areas
- 30 provisions/articles included relevant text
- Most language abstracted from the treaties fell within policy areas "P" (Protect), "O" (Offer), and "W" (Warn) (Table 1)
- Tobacco control-related themes were identified:
  - 1. rights related to working conditions
  - 2. the right to access healthcare services
  - 3. the right to access healthcare information
- All seven treaties contain language requiring parties to create policies that ensure the implementation of all treaty articles

## Conclusions

- Strong arguments could be made using human rights treaty language for:
  - 1. the implementation or strengthening of smoke-free policies;
  - 2. the implementation or strengthening of effective communication strategies, including stronger health warnings on tobacco packages; and
  - 3. the inclusion or ramping up of cessation services, including counseling and the provision of cessation medication in health care coverage plans.
- The treaties can also be used as tools to advocate for tobacco control policies that focus on special populations, including people with disabilities, migrant workers, ethnic and/or racial minorities, women, and children.



Corresponding author: Mark Spires (mspires@jhsph.edu)