



# राष्ट्रिय मानव अधिकार आयोग

National Human Rights Commission, Nepal

केन्द्रिय कार्यालय Central Office

हरिहर भवन, पुल्चोक, ललितपुर, HariharBhawan, Pulchowk, Lalitpur, Nepal



## Press Note

April 9, 2019

### Be sensitive towards the right to health of the Public

#### Immediately continue the health-related services

National Human Rights Commission of Nepal draws its attention seriously towards the violation of right to health of the public due to strike in the regular health services delivery in the public hospitals throughout the country from the last 5 days by the Government Doctors' Association of Nepal.

The Commission has been monitoring in this regard. In accordance with the Commission's monitoring, the governmental doctors have been demanding to integrate them under the Federal Government and closed the hospitals except emergency health services since last Friday for the indefinite time and this closure seriously impacted the injured and the other sick people's right to health. The Section 3 of the Essential Services Operation Act, 2014 (1957) provides that the government can impose restriction on strike in any essential service prescribed but the act on strike in the health like essential service is against the Article 35 rights to health and Article 40 rights of the consumer as provided by the Constitution of Nepal and is also against the Article 12 right to health provided by the International covenant on Economic, Social and Cultural Rights, 1966 and other existing laws that are related to the rights of the citizens' health. From this act, health related fundamental rights of the citizens have been restricted. It is very sad that the lack of initiation by the concerned agency to continue the health like essential service which is totally stopped for 5 days.

Thus, being sensitive towards the life of the hundreds of thousand people that is in threat due to the strike in the hospitals, the Commission requests the doctors to provide services maintaining the professional ethics realizing broadly the responsibility of own towards health like serious and most essential service. Similarly, the Commission requests to the Government Doctors' Association of Nepal to solve the unclarity and dissatisfaction seen in the professional sector through meaningful dialogue and mediation.

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Murari Prasad Kharel

Officiating Secretary/Director