



The European HIV Legal Forum – Criminalization of HIV-transmission, exposure and non-disclosure

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The European HIV Legal Forum

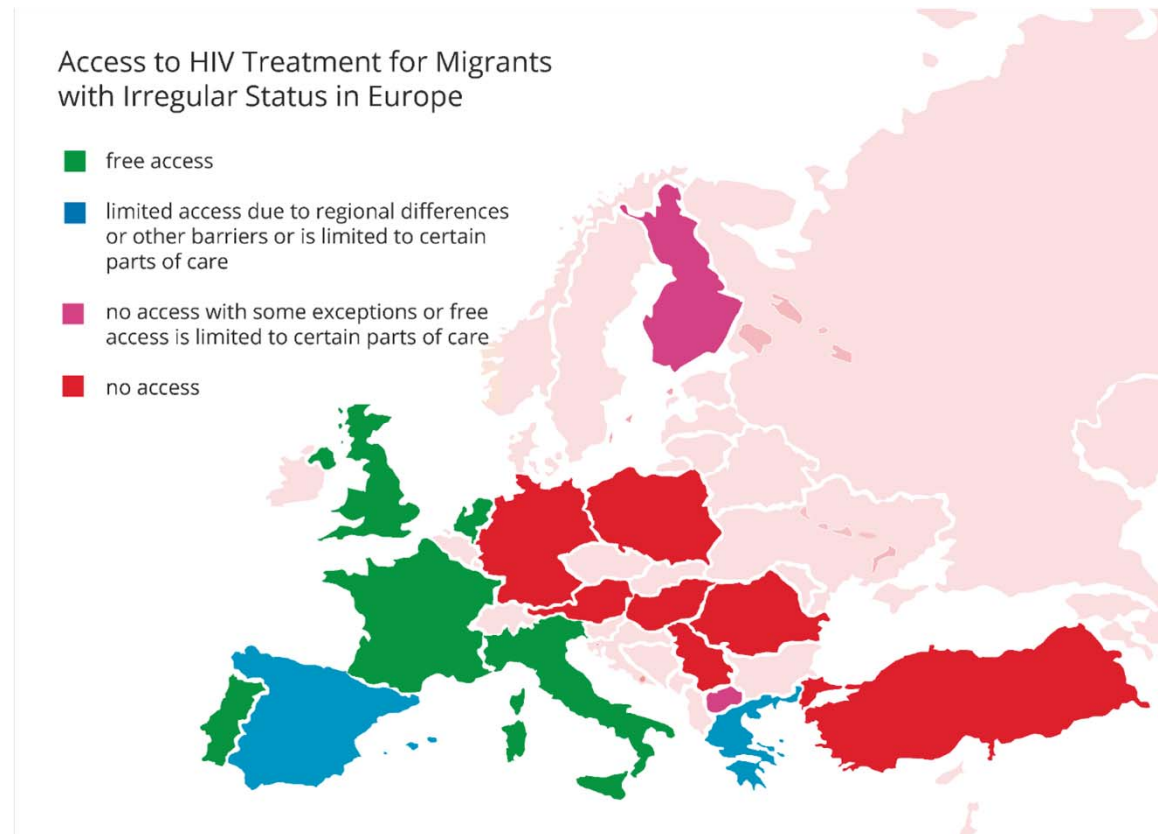
- **History**

- 5 country pilot project – 2009
- 10 country + 6 country project – 2014-2017

- **Main objectives**

- Provide legal analysis and report – watchdog
- Advocacy for enabling legal environments
- Increase capacities
- Share and support development of national materials

Access to HIV services for migrants with irregular status in 16 European countries: a comparative legal report



Access to HIV, viral hepatitis and TB services for people in prison and other closed settings





Criminalization of HIV non-disclosure, exposure and transmission

- HIV criminalization as a core thematic area
- HIV Justice Worldwide – Steering Committee
- Project on 10 EU countries



EHLF members





EHLF members – HIV-criminalization

Organization	Country
Aids-Hilfe Wien	Austria
Czech AIDS-Help Society	Czechia
Positiiviset / Hiv Finland	Finland
Deutsche AIDS-Hilfe	Germany
Centre for Life	Greece
LILA Milano Onlus	Italy
HIV Ireland	Ireland
GAT	Portugal
ARAS	Romania
National AIDS Trust	United Kingdom



Project objectives

- **Deliverables:**
 - **Legal survey – 10 countries**
 - **Legal report**
 - *Country Profiles*
 - **Collection of good practices**
 - *Working with media*
 - *Working with the police/prosecutors/judges*
 - **Advocacy tool**
 - *Visual tool to present the findings*
 - **Collaboration with other organizations and networks – national and European level**



Survey questions

- Organization
- Statistics
- What is criminalized in the country?
- What law is used?
- Number of known HIV-prosecutions/convictions
- National guidance for police/prosecutors/HIV-clinicians?
- National training for police/media/judges/lawyers/HIV-clinicians?
- Investigation process, role of media, court cases
- Information for PLHIV available on rights and the law
- Scientific developments are taken into consideration
- Criminalization of key populations
- Organizational priorities



Preliminary findings

- No HIV-specific legislation – other diseases
- Non-disclosure/exposure/transmission
- Complainants vs. Prosecuted
- Sex work – legalization
- Criminalization of sex work and drug use
- Migrants in irregular situations
- Media – sensationalizing, stigmatizing