Introduction	VV/II
Introduction	XVII

Chapter 1	UDHR Recognition of the Child before Birth: Analysis of the	
	Texts	1
	A context of inclusiveness Evidence of UN consensus — the child before birth included	1
	in human rights protection	2
	Refuting "only in the preamble" and "only a Declaration" claims	3
Chapter 2	UDHR Recognition of the Child before Birth: The Historical	
	Context	7
	Inclusive meaning — the child before as well as after birth	7
	Geneva Declaration of the Rights of the Child (1924)	8
	Nuremberg Trials (1947/8) "protection of the law was de	40
	nied to the unborn children" First Draft of the International Covenant (1947) — "from the	10
	moment of conception"	12
	Post-World War II Geneva Conventions	12
	Fourth Geneva Convention (1949)	13
	Geneva Protocol II (1977)	14
	Convention on the Prevention and Punishment of the Crime	
	of Genocide (1948)	14
	Draft American Declaration of the International Rights and Duties of Man (1948) — " .the right to life from the moment	
	of conception"	15
	World Medical Association Declaration of Geneva (1948) —	
	"the utmost respect for human life from the time of conception"	16
	American Declaration of the International Rights and Duties	
	of Ma n (1948)	16
	International Code of Medical Ethics (1949) — "the impor	20
	tance of preserving human life from the time of conception" Draft Declaration on the Rights of the Child (1950) — "even	20
	from before birth"	21
	European Convention for the Protection of Human Rights	
	and Fundamental Freedoms (1950)	21
	Draft Declaration on the Rights of the Child (1957)	24
	UN Declaration of the Rights of the Child (1959) — " .legal	
	protection before as well as after birth"	24
	Draft American Convention on Human Rights (1959) — "protected by law from the moment of conception"	25
	International Covenant on Civil and Political Rights (1966) —	25
	"to save the life of an unborn child"	26
	American Convention on Human Rights (1969) — "in general,	
	from the moment of conception"	28
Chapter 3	Fundamentals of the Universal Declaration's Human Rights	
	Protection	31
	Legally binding principles	31
	UDHR recognition of child before birth still pertained in 1959 Irrevocable nature of Universal Declaration tied to inalienabil	32
	ity of human rights	33
	Universal human rights — natural, inalienable, "a permanent guide"	35
	Recognition of natural-law rights — clarified through Holo	
	caust experience	35
	Absolutely no one to be excluded from human rights protection	36
	Universal Declaration and the fragility of medical ethics	37 39
	Moral Relativism — no place in the Universal Declaration Natural-law principles declared by the drafters to be universal	39
	Universal rights — a bulwark against ideological manipulation	41
	"Never Again!" commitment at the heart of the	
	Universal Declaration	42

	Inherent dignity and children at risk of abortion Dehumanizing language cannot legitimize human rights violations Universal Declaration built on "the inherence view of human rights"	43 44 45
Chapter 4	Rights of the child exist before birth Being human confers human rights — not the act of "being born" Each child existentially unique — the same child before as well as after birth Children before birth — "human beings without frills" UDHR Article 1: Reason, conscience and the spirit of brotherhood Reason and the rules of conscience Acting in the spirit of brotherhood — "Everyone has duties to the community" Current ideological revamping of Article i — invalid Restoring the word 'born' to its true context The real issue at stake — are rights inherent or are they granted by governments? Excluding the idea of hereditary slavery Article 1 "should state the philosophical basis of human rights" Verdoodt on abortion in the drafting history of the Universal Declaration Conforming domestic abortion legislation to human rights principles	47 47 48 48 49 50 51 53 55 56 57 58 59 60
Chapter 5	Misreading post-World War II Declaration with a 21" century bias What Is "Appropriate" Legal Protection Before As Well As After	61
	Birth? Non-discriminatory legal protection	63 63
	Applying the human rights principle — "without distinction of any kind"	64
	Appropriate legal protection — part of "special safeguards" entitlement	64
	Inappropriate legal status — the child before birth an inferior being? Appropriate legal protection — the right to recognition as a	65
	person before the law Cassin and Roosevelt on juridical personality	66 66
	Denying legal personality to the child before birth — a "pun ishment by civil death"	67
	The child before birth entitled to the same legal protection as after birth	68
	Appropriate legal protection — equal before the law and equal protection of the law	69
	Appropriate legal protection — protection of the law against 'arbitrary interference'	70
	Decriminalization of abortion — incompatible with appropri ate legal protection	72
	Legalization of abortion — incompatible with appropriate legal protection	74
	Appropriate legal protection — universality, objectivity and nonselectivity	74
	Appropriate legal protection "meeting the just require ments of morality, public order and the general welfare"	75
	Legalized abortion is"contrary to the purposes and prin ciples of the United Nations"	77
	Recognition of human rights prohibits "destruction of any of the rights" Children at risk of abortion — protected by the rule of law	77 78
Chapter 6	The Right to Life and to the Necessities of Life Each individual has the right to physical existence	81 81

	Procured abortion contravenes principles of necessity and	
	proportionality	83
	Procured abortion not within recognized exceptions to the	
	right to life	84
	"Everyone has the right to liberty"	84
	Unwantedness — attitudinal prejudice — not a reason for abortion Procured abortion — an exercise of ownership over the child	85
	in utero	86
	"Everyone has the right tosecurity of person"	87
	Socially guaranteed necessities of life for child's survival and	
	development	88
	Guarding children against "measures intended to prevent	
	their birth"	89
	" the right to physical integrity from the moment of conception"	90
	The right to life and Article 5	91
	Legal protection against"cruel treatment"	92
	Legal protection against " inhuman treatment"	94
	Legal protection against"degrading treatment"	94
	Legal protection against "cruel, inhuman or degrading	
	punishment"	94
	Right to life — the right to the necessities of life for mother	0.5
	and her unborn child	95
	Mothers and children at risk of abortion — "entitled to special	00
	care and assistance"	96
	The right "to share in scientific advancement and its benefits"	98
	Abortion — part of ktenology, the science of killing — not	00
	genuine health care	99
	A "social and international order" in which the right to life is	101
	"fully realized"	101
Chapter 7	Decriminalization — A Treaty Interpretation Manifestly	
onaptor r	Unreasonable	400
		103
		103 103
	"In accordance with the Declaration of Human Rights"	103
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance"	
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the	103 104
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process	103
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the	103 104
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable"	103 104 106
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result	103 104 106
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for	103 104 106 107
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion	103 104 106 107
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal	103 104 106 107 108
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection"	103 104 106 107 108
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for	103 104 106 107 108 110
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement?	103 104 106 107 108 110
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal	103 104 106 107 108 110
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"?	103 104 106 107 108 110 111 112 113
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation	103 104 106 107 108 110 111 112
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must	103 104 106 107 108 110 111 112 113 113
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible	103 104 106 107 108 110 111 112 113 113
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention	103 104 106 107 108 110 111 112 113 113
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention Pre-natal care and protection — "provided both to him and to	103 104 106 107 108 110 111 112 113 113 115 115
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention Pre-natal care and protection — "provided both to him and to his mother"	103 104 106 107 108 110 111 112 113 113 115 115
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention Pre-natal care and protection — "provided both to him and to his mother" Applying the general principles of the CRC inclusively	103 104 106 107 108 110 111 112 113 113 115 115 116 118
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention Pre-natal care and protection — "provided both to him and to his mother" Applying the general principles of the CRC inclusively 1. Non-discrimination	103 104 106 107 108 110 111 112 113 113 115 116 118 118
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention Pre-natal care and protection — "provided both to him and to his mother" Applying the general principles of the CRC inclusively 1. Non-discrimination 2. The best interests of the child	103 104 106 107 108 110 111 112 113 113 115 115 116 118 118 119
	"In accordance with the Declaration of Human Rights" UN Declaration principles — "of great and lasting significance" Reinterpretation of human rights instruments to exclude the child before birth: legally and morally an invalid process Decriminalization of abortion — "a result manifestly unreasonable" Decriminalization — a most inappropriate legal protection for the child at risk of abortion Convention on the Rights of the Child — "appropriate legal protection" Attempts to gut "appropriate legal protection" of meaning for the child before birth Reading "appropriate legal protection" for tine child as primarily a women's rights statement? Each State determines for itself what is "appropriate legal protection"? Human rights not constricted by existing national legislation Conventions and Declarations on which they are based must be logically compatible Tracing the path from Declaration to Convention Pre-natal care and protection — "provided both to him and to his mother" Applying the general principles of the CRC inclusively 1. Non-discrimination	103 104 106 107 108 110 111 112 113 113 115 116 118 118

"Everyone has the right to life..."

82

Chapter 8	CRC Legislative History and the Child Before Birth Strong support for recognition of the rights of the unborn child Preamble integral to the Convention Long tradition of human rights protection before as well as	121 121 121
	after birth	123
	Legislative history supports "before as well as after birth" hu man rights protection Protecting liberal abortion laws or protecting the child	124
	before birth?	125
	Ideological reinterpretation of human rights "The Polish contribution"	127 128
	Child's right to pre-natal care — inconsistent with legal abortion Ascertaining " the form and scope of legal protection of the child before birth"	130 131
	Examining resistance to legal protection for the child before birth ICCPR consensus on "when life begins"	133 135
	No "margin of appreciation" on the form and scope of the child's right to life	136
	Historical context invalidates Lopatka's claims	138
Chapter 9	Selective Abortion on Grounds of Disability Reclaiming the human rights of children with disabilities at	141
	risk of abortion	141
	Preambles — negligible or significant?	142
	Ensuring "appropriate legal protection before as well as after birth"	142
	Selective abortion: discrimination against children — "a serious violation of rights"	143
	Recalling that" protection of the law was denied to the	140
	unborn children"(Nuremberg)	143
	Decriminalization of abortion — condemned at Nuremberg Systematic abortion — a crime against humanity	144 147
	Convention reaffirms that "person" means "every human being"	148
	Human rights not to be subjected to vexatious tests of "personhood"	149
	"Children" with rights to "prenatal care" — not just "foetuses"	150
	No abortion rights in Convention on the Rights of Persons with Disabilities	152
	Exposing attitudes of "stigmatization and rejection"	153
	Decriminalization of abortion — contravenes General Prin ciples of Convention	154
	"the hidden messagethat they should not been born	104
	anymore"	155
	Children with disabilitiesa right to respecta right to be different — not a reason for abortion	155
	Aborting children with disabilities — abrogating respect for difference	157
	Selective abortion, "foetal abnormalities" and the non-dis	157
	crimination principle Selective abortion — "exclusion on the basis of disability"	157 158
	Prenatal care on an equal basis with other children	159
	Children "in situations of risk" and pre-natal testing	160
	State's obligation "to raise awareness and to foster respect"	163
	"including those who require more intensive support"	163
	Adequate standard of social protection for children and families Restoring legal protection for children with disabilities at risk	164
	of abortion Children with disabilities — equal recognition before the law	165 166
	"appropriate and effective safeguards to prevent abuse"	167
	Preventative measures against cruel, inhuman or degrading treatment	167

	Abortion — an act of violence, a lethal form of abuse Child-focused protective legislation and policies Progressive corruption of human rights language An "excess" of Down Syndrome births? Principle of indivisibility — human rights protection for mother and unborn child Changing discriminatory attitudes among medical professionals	168 169 170 171 173 175
	The principle of best interests of the child "When human reason begins to rationalize its own extermi natory projects"	176 177
Chapter 10	European Convention (1950) and the Unborn Child European Court's margin of appreciation" incompatible with	179
	non-derogable right to life	180
	" no one knows the meaning of 'everyone'"?	181
	"and I find it frightening" (Dissenting European Court Judge)	183
	Denying the right to exist "shocks the conscience of mankind"	184
	Historical background to the European Convention	185
	Decriminalization of abortion-evidence at Nuremberg for	186
	the count of crimes against humanity Merging "Hippocratic ethics and human rights into a single code"	187
	States must at all times take positive steps to protect the	107
	right to life	188
	Legalization of abortion — regulating abortion as a 'health	
	procedure'	189
	Making abortion "a simple and pleasant affair"	190
	"the greatest crime being co-operation inmurder, sui cide and abortion" (British Medical Association 1947)	191
	"utmost respect for human life from the time of concep	131
	tion" Declaration of Geneva	192
	Historical evidence for consensus on legal protection before birth	192
	1. No record of exclusion of the unborn child from human	
	rights protection	193
	2. Modelled on the draft Covenant on Civil and Political	400
	Rights "as it existed in 1950"	193
	3. UDHR recognition of the rights of the child before birth4. Common heritage of the rule of law	194 195
	5. Same parties to the European Convention and UN Dec	130
	laration on the Rights of the Child	196
	6. European Court established to ensure observance of	
	codified UDHR obligations	196
	7. Absence of formal reservations regarding the right to	
	life	196
	8. "in the light of its object and purpose"A "living documents" approach masks disturbing rupture, not	197
	organic growth	198
	'unborn foetus' or 'child before birth'?	200
	UDHR — the "permanent accession of every human being to	
	the rank of member of human society" (Cassin)	201
	The European Court and the limits of authority	202
	When conflict develops between universal natural law prin	
	ciples and domestic law	204
	Erroneous reasoning by European Court in <i>Tysiac v Poland</i> Right to life overrides "respect for private life"	206 207
	Given enough rope — European Court now entangled in	201
	ideological deceits	208
	Growing criticism of the European Court's abortion decisions	209
	Court needs more intellectual integrity, more moral fortitude	211
Chapter 11	American Convention on Human Rights:"in general,from the moment of conception"	213

	, ,	213 215 217
	Misconstrual of the drafting history of the 1948 American Declaration Right to life of the unborn — "not discussed or put in doubt	218
	by anyone" Errors of historical fact in majority resolution	218 220
	Resolving conflict between <i>Declaration</i> principles and laws in some American States " including those who are not yet born"	222 222
	Baby Boy Resolution — wrong on question faced by drafters of the Declaration Convention's drafting history confirms right to life from the	224
	moment of conception Negotiating the inclusion of the phrase "from the moment of	225
	conception" Getting the Bogota Declaration right — a reaffirmation, not a modification	225226
	The meaning of "in general" — substantially different or totally different?	227
	Keeping the text without change "for reasons of principle" Clearing up two practical issues Inter-American Court yet to pronounce on rights protection	228 228
	for the unborn Ten principles from the Inter-American Court ensuring rights	230
	are permanently protected 1. Equality before the law (Article 24)	231 231
	2 Principle of non-discrimination (Article 1.1)	232
	3. Inherency of human rights	233
	4. Judicial guarantee of the right to life5. The need to balance competing interests with the need	233
	to preserve the Convention's object and purpose	234
	6. The non-derogability of the right to life	236
	 Localized majorities may not pass laws in violation of universal human rights 	237
	8. No permissible limitation on a right may entail the total	
	denial of that right 9. Interpretation must be guided by the primacy of the	239
	text 10. Domestic law may not be invoked to justify nonfulfill	240
	· · · · · · · · · · · · · · · · · · ·	240
	meaning of Article 4(1)	241
Chapter 12	Reclaiming Rights of the African Child at Risk of Abortion Reasons for revoking new "authorising medical abortion"	245
	Protocol language	245
		246
		246
	Abortion language contravenes not "supplements" the African Charter	247
	Medical abortion contravenes Articles 4 and 5 of the	
		248
	Abortion language contravenes International Bill of Rights Aborting children for sins of their fathers — prohibited punishment	249 250
	Abortion of her child compounds abused mother's tragedy A child in her womb threatens the mental and physical	251
	health of the mother? Evidence supports making pregnancy safer	252 253
	= outperior	_00

	Authorization of abortion ignores legal principles of neces sity and proportionality	255
	Women's Protocol i6(c) on abortion lacks logic	256
	Women's Protocol contradicts the Charter to which it pur	
	ports to be a protocol Authorization of abortion violates the African Child's Human	257
	Rights Charter	257
	Authorization of abortion contrary to Declaration on the	20.
	Rights of the African Child	258
	Women's Protocol spurns African values	259
	State's duty to assist mothers State's duty to ensure understanding of corresponding	259
	obligations	260
	Authorizing abortion violates human rights principle of	
	indivisibility	261
	Protecting child's rights -the duty of individuals and the State African values: the child's right to parental care and protection	261 262
	Authorizing abortion — grave breach of the inalienable rights	202
	of the child	262
Chapter 13	Selective Abortion: An Act of Violence and Discrimination on	
•	Grounds of Sex	265
	Reclaiming the rights of the girl-child at risk of abortion	265
	Selective abortion — prenatal sex selection as "an act of vio lence" — Beijing Platform for Action	266
	Grave discrepancies emerging on selective abortion	267
	Serious logical inconsistencies as long as ideology prevails	
	over truth	268
	Prenatal sex selection threatens to expose weakness of abor	000
	tion arguments All selective abortions — in contravention of Rights of the	269
	Child Convention	270
	"girls are more likely to be killed in the womb"	271
	Parents tampering with biological laws — "a tragedy of the	070
	commons" China's one child policy exacerbates sex-selective abortion	273 274
	India's sex-selective abortion debacle: "they don't want to	214
	abort their babies"	275
	Visibility and abortion violence	276
	No room for any level of legalized violence against children	277
	Selective abortion — not just sex discrimination but also "an act of violence"	278
	To decriminalize sex-selective abortion or to enforce protec	2.0
	tive legislation?	278
	Selective abortion as "an act of violence" — conceptual vio	070
	lence only? Emerging necessity to monitor reasons for all abortions	279 280
	An immovable barrier of logicano reason proscribes "abor	200
	tion rights"	281
Chapter 14	Children's Rights"without any exceptions whatsoever"	283
•	Reclaiming the right to life for children of rape or incest	283
	Protective laws against arbitrary deprivation of life for unborn	000
	children Recognition of the existence of another human being <i>in utero</i>	283 286
	Rape and incest — arbitrary exceptions purporting to justify	200
	'lawful abortion'	286
	Extreme negativity of the radical feminist view of pregnancy	289
	Provide "adequate pre-natal and post-natal care" — not more abortions	290
	UN Committee on the Rights of the Child — "prenatal care for	230

	children"	29
	Inconsistency between "the child's' right to adequate prena	
	tal care" and "legal abortion"	29′
	Discrimination on grounds of "social origin" prohibited	292
	Abortion an inappropriate response to rape or incest — an	
	other act of violence, another victim	292
	Abortion — lethal punishment of the innocent	293
	Aborting her child does not restore a mother's health	295
	Abortion flouts legal principles of proportionality and necessity	296
	Pressuring mothers to abort their children	297
	Irrational prejudice transfers public censure of rape and	
	incest to innocent children	298
	The healing power of a little child	299
Conclusion	Ideologies Must Conform to Human Rights — Not Human	
	Rights to Ideologies	30 1
	Decrimmalization of abortion — an ideological aberration	301
	When an ideology hijacks human rights	302
	The Feminist Revolution and "abortion rights" — the op	
	pressed have become the oppressors	303
	UN Human Rights Committee compromised	304
	· · · · · · · · · · · · · · · · · · ·	304
	No State may resile from the human rights in the Interna	
	tional Bill of Rights	30
	Abortion "rights" — -a shameful tale of re-interpretation	30
	A masterly stratagem to insinuate "abortion rights" into hu	
	man rights law	306
	Abortion — like FGM — always a harmful practice	308
	An ideological approach — all reasons for abortion to	
	be respected?	309
	Proclamation of Teheran — not an endorsement of abortion	31′
		313
	Extreme feminist ideology has led to a betrayal of universal	
	principles	314
	Echoes of Nazi compliance by doctors in abortion programs315	-
	For radical feminists: pregnancy has become "a metaphor for	
	disease"	316
	The "ideologically unwanted" — at risk of abortion	318
	Aborting children's lives "only to help" their mothers?	319
	Progressive corruption of medical ethics	320
	Mass abortion — re-emergence of an ideology of stigmatiza-	0_0
	tion and rejection	321
	To delete non-derogable rights — an invalid action in human	021
	rights law	322
	Treaty monitoring bodies — turning breaches of the rule of	022
	law into attempted recognition of a new law	323
	Abortion 'rights' — based on cultural pragmatism, not interna	320
	tional human rights law	324
	Abortion 'rights' — "contrary to the purposes and principles of	324
		224
	the United Nations"	324
	New Human Rights Council — already misconceptions on	225
	abortion creeping in	325
	Human Rights Council must reaffirm the deontological basis	200
	of human rights law	326
	Need for reform of the treaty monitoring bodies	326
	When interpretation of a treaty provision is not "in good faith"	327
Bibliography		331
		-

Index 339