

CALL FOR PAPERS

Edited Book on

Health Laws and Policies in India

Edited by: Dr. Manoj Kumar

Volume- II, 2022



Theme of the Book: Health Laws and Policies in India

Editor: Dr. Manoj Kumar

Edition: 2ndedn.

Full Paper Submission Deadline (Extended): 30th September 2022

Concept Note:

Laws and policies affect almost every aspect of life. They are essential tools for protecting and promoting the health of the public. They shape not only where, but also how individuals and communities live, learn, work, and play. Besides this, they play an equally important foundational role in the everyday practice of public health. The reach of public health law is as broad as public health itself and both are required to meet the needs of society. The scope of the right to health and its correlation with the right to healthcare was first outlined in the Universal Declaration of Human Rights in 1948, wherein while the right to health was conceived as an individual's civil right, states were bound to provide minimum conditions to enable individuals to enjoy this right and provide primary health services in an equal and fair manner.

Moreover, the Constitution of India has provided guarantees and policy directives in Part III (Fundamental Rights) and Part IV (Directive Principles of State Policy) for the right to health and healthcare. The Supreme Court of India has also articulated in several landmark judgments (*Consumer Education and Resource Centre v. Union of India* AIR 1995 SC 636; *State of Punjab and Others v. Mohinder Singh* AIR 1997 SC 1225) that the right to health is integral to the right to life under Article 21 of the Constitution of India.

Within the framework of the Constitution of India, public health is a subject for the states to legislate. However, very few states in India have crafted public health legislations. At the national level, the archaic 112-year-old Epidemic Diseases Act, 1897 is an example of laws dealing with public health emergencies. There are also some 'policing' provisions in legislations such as the Indian Penal Code that date back to 1860, which seek to protect the public's health in the face of an epidemic. Further, there has been the Disaster Management Act, 2005 which have been implemented by the Central Government and State Governments to contain the spread of COVID-19 pandemic. However, in the wake of the COVID-19 pandemic, we have witnessed the breakdown of existing laws and felt the need for comprehensive health laws and their effective implementation schemes, so that people can have the protection of law even in extraordinary circumstances like the ongoing pandemic.

This edited book will be the second volume in the "Health laws and Policies in India" series and it would aim to explore from various such before mentioned perspectives to offer a full spectrum analysis of Health Laws and Policies in India.

Suggested Themes:

The core theme of the book is "Health Laws and Policies in India". Some of the broad categories of themes under it are as follows.

- a. Constitutional Aspects (Part III, IV of the Constitution of India, Role of Union and State Legislature and relevant Judgements of the Supreme Court and High Courts);
- b. Human Rights Aspects (Focus on Health as Human Right issue with discussion on UDHR, ICESCR, WHO, Convention on Child Rights, CEDAW, Rights of Disabled, and Passive Euthanasia Judgment amongst others);
- c. Health Policies (like AAYUSHMAN, AYUSH, Drug Control and Pricing Medical Council of India, Import/Export Regulation of medicines and implants. NRHM, Policies like Mohalla Clinic, Family Planning and Welfare, Vaccination among others);
- d. Intellectual Property Rights and Health, Issues of Access and Pricing of medicines, Generic Medicines;
- e. Traditional Knowledge and Healing;
- f. Medical Negligence and Consumer Protection Laws, Issues of Spurious Medicines;
- g. Health Law and Policies for Disabled, Mental Health, Infants and Old Age persons;
- h. Insurance Law and Health;
- i. Health, Environment and Pollution, Issues like Mobile Tower and Fire Crackers;
- j. PCPNDT and MTP Act;
- k. Patients Right to consent and privacy;
- l. Human Transplantation of Organ's Act;
- m. Reproductive Rights;
- n. Clinical Trials;
- o. Occupational Hazard and Health;
- p. Data Exclusivity and Health;
- q. Drugs and Cosmetics Act: Critical Analysis;
- r. Food Safety and Right to Health, GM Crops;
- s. Johnson's & Johnson's Case Study in the prism of right to health
- t. Mediation in Medical Sector;
- u. Rights of HIV/AIDS Patient;
- v. COVID- 19 Pandemic:- Causes, Patterns, Issues, Challenges and Impact.

Note: The abovementioned list of themes is illustrative and not exhaustive. The authors are welcome to submit their papers on any topic which is related to the core theme.

Submission Procedure:

1. Academicians, Researchers and practitioners are invited to submit an abstract of 300-350 words clearly explaining the topic and objectives of the proposed research paper on or before 15th February, 2022 to email:- healthlaw2022@gmail.com
2. Receipt of submission will be intimated to the authors within two weeks of submission.
3. Submissions must be made in .doc/.docx formats only.
4. Authors have to send their manuscripts along with an abstract in the same file.
5. Full papers are expected to be submitted by on or before **September 30, 2022**.
6. All manuscripts will be accepted based on a double-blind peer review editorial process.
7. There shall be a rigorous review process comprising of 2 stages. The editorial board will ensure a greater standard of review and identification of quality academic writing. The authors shall be intimated about the status of their manuscript at every stage.
8. The decision of Editors shall be final and binding with regard to the manuscript. They reserve the sole rights to the publication of the selected articles in addition to; inter alia, any edits/amends/reproduction.

Publisher:

This book is scheduled to be published by Reputed International/ National Publisher with an ISBN number.

Important Note:

There are **no submission or acceptance fees** for manuscripts.

Important Dates:

Due to multiple requests by several authors, the **deadline has been extended**. The papers have to be submitted on or before **30th September, 2022**.

Publication Guidelines:

Contributors please carefully note and follow the guidelines below as you write. Any manuscript not meeting these guidelines will be returned to the author(s) for correction, which may cause significant delays in the publication process.

- Word Count for the book chapter- 4000 to 8000 (excluding footnotes)
- Only ORIGINAL submissions will be accepted for publication. Manuscripts may not have been previously published or be submitted for publication elsewhere. Manuscripts should be submitted in Times New Roman, with font size 12, line spacing 1.5'; justified, with sufficient margins of 1.5' to the left and 1.0' on all sides. Manuscripts can be in the form of articles. 'Article' refers to a comprehensive and thorough analysis of issues related to the theme.
- Co-authorship is permitted but there can be maximum two authors.
- Footnotes should be numbered sequentially in Indian Law Institute, New Delhi Mode of Citation (available on ILI website) or Harvard Bluebook 19th Edition style.
- The Papers shall go through strict plagiarism check and the plagiarism shall not be more than the permitted limit by the University Grant Commission Rules. The author shall be solely responsible for plagiarism if it is detected before or after publication of book chapter.

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