

# Section 76 of the Constitution

## THE RIGHT TO HEALTH CARE

### What is the Right to Health Care?

The right to health care is essential for one to fully enjoy their right to health. The health care must be accessible, available, acceptable and of good quality.



### The Constitution and the 'Right to Health

- Care' Section 76 (1) - *Every Citizen and Permanent Resident of Zimbabwe has the right to access basic health-care services, which include reproductive health-care services*
- Section 76 (2) - *Every person living with a chronic illness has a right to have access to basic health-care services for the illness*
- Section 76 (3) - *No person may be refused emergency medical treatment in any health-care institution*
- Section 76 4) - *The State must take reasonable legislative and other measures, within the limits of the resources available to it, to achieve the progressive realisation of the rights set out in this section*

The Constitution shows some of the promises that have been made by government in human rights instruments that guarantee the right to health such as the;



- International Covenant on Economic, Social and Cultural Rights
- Convention on the Elimination of All Forms of Discrimination Against Women
- Convention on the Rights of the Child
- African Charter on Human and Peoples' Rights

## What does the Right to Health Care in the Constitution mean?

- Any person can now claim their right to health care if they are in the situation provided in the provisions of section 76 (1) to section 76 (3)
- The government has to take positive steps to make sure that everyone will eventually be able to enjoy access to health care
- The government must put in place policies, laws and resources for the right to basic health care to be enjoyed in Zimbabwe



*For further information please contact:*

### **National Office**

Zimbabwe Lawyers for Human Rights  
6<sup>th</sup> Floor, Beverley Court  
100 Nelson Mandela Street, Harare  
P. O Box CY 1393 Causeway  
Harare, Zimbabwe

Tel: +263 4 764085/ 708118/ 705370  
Cell: +263 772 257 247

### **Matabeleland & Midlands Office**

3<sup>rd</sup> Floor, Barclays Bank Building  
Cnr 8<sup>th</sup> Avenue/ JM Nkomo Street  
Bulawayo  
Telefax +263 9 72201  
Cell: +263 773 855 635

### **Manicaland & Masvingo Office**

Ground Floor, Winston House  
Cnr 1<sup>st</sup> Street/ Second Avenue  
Mutare, Zimbabwe  
Telefax +263 20 60660  
Cell: +263 773 855 718

### **24 Hour Hotlines**

**National:** +263 772 257 247

**Manicaland/Masvingo:** +263 773 855 718

**Matabeleland/ Midlands:**  
+263 773 855 635

Email: [info@zlhhr.org.zw](mailto:info@zlhhr.org.zw)  
[www.zlhhr.org.zw](http://www.zlhhr.org.zw)

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