

Key Conversations – Upholding Human Rights

These slides were designed to be use alongside the Key Conversations – Human Rights Facilitator Guide

Please note: This resource was developed in January 2024 by the NDS Quality and Safeguards Sector Readiness Project. The resource is general in nature and is provided as a guide only. NDS believes that the information contained in this publication is correct at the time of publishing, however, NDS reserves the right to vary any of this publication without further notice. The information provided in this publication should not be relied upon instead of other legal, medical, financial, or professional advice. Please always refer to online documents for the latest versions including the NDIS Practice Standards and advice to providers on the Code of Conduct.

What are Human Rights?

Human Rights
outline

How we
interact

What we can
expect from
life

Our
responsibilities
to one another

The NDIS Code of Conduct

In providing supports or services to people with disability:

- ✓ **act with respect for individual rights** to freedom of expression, self-determination and decision-making in accordance with applicable laws and conventions
- ✓ **respect the privacy** of people with disability
- ✓ **provide supports and services in a safe and competent manner**, with care and skill
- ✓ **act with integrity, honesty and transparency**
- ✓ **promptly take steps to raise and act on concerns** about matters that may impact the quality and safety of supports and services provided to people with disability
- ✓ **take all reasonable steps to prevent and respond** to all forms of violence, exploitation, neglect and abuse of people with disability
- ✓ **take all reasonable steps to prevent and respond to sexual misconduct**

Where do human rights come from?





Universal Declaration of Human Rights - Article 1

All human beings are born free and equal in dignity and rights. They are endowed with reason and conscience and should act towards one another in a spirit of brotherhood.

- UN Declaration of Human Rights in 1948
- Convention for the Rights of People with Disabilities (CRPD) was developed and opened for signatures on March 30, 2007
- 198 countries are signatories to the CRPD, with Australia being one of the first.

Rights under the CRPD

DARU have created this video - [Rights Under the UN Convention on the Rights of Persons with Disability \(UNCRPD\)](#)

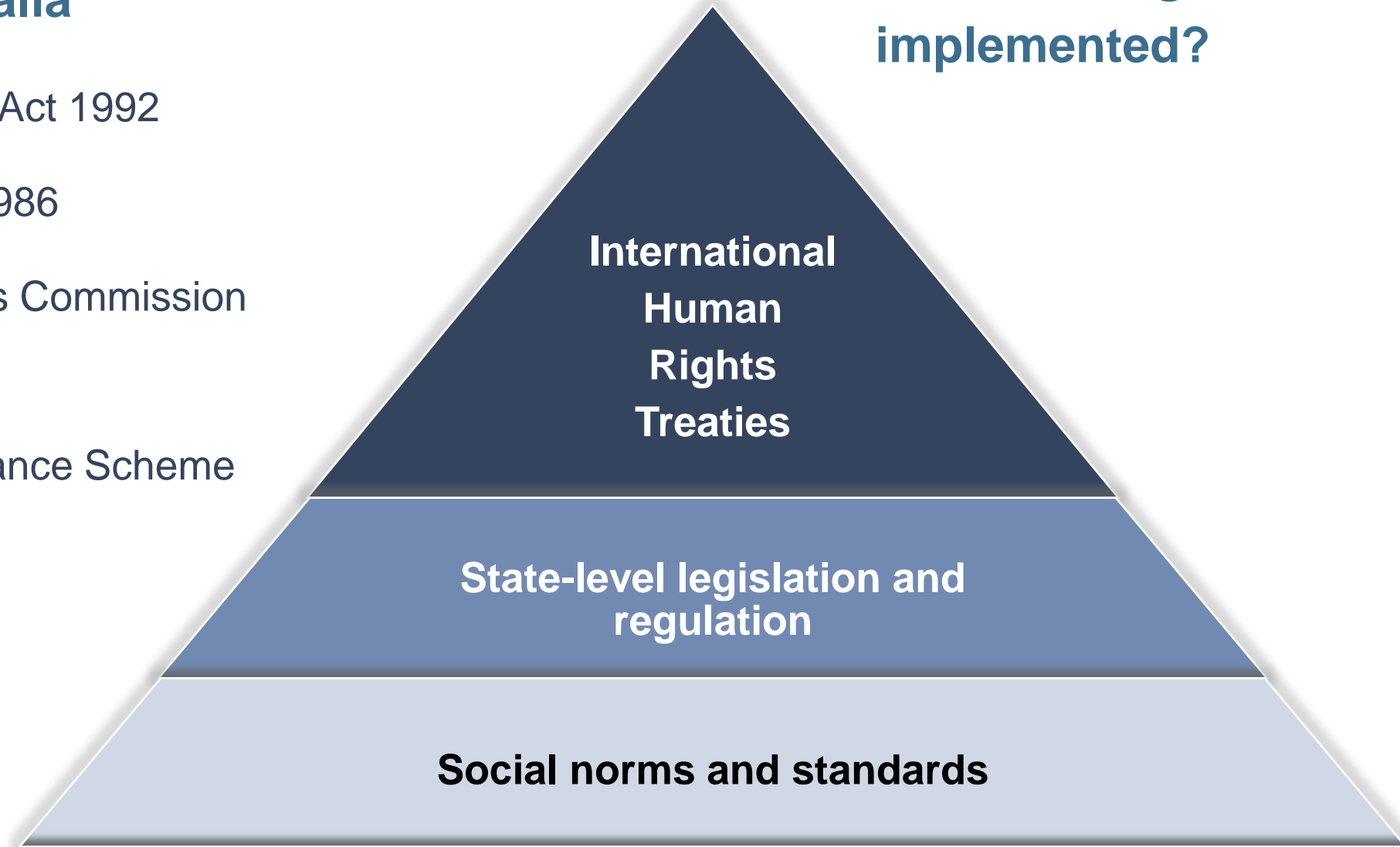
	View of disability	Focuses on	Goals
 <p>Medical Model</p>	<p>Medical pathology.</p> <p>Example: Viewing medication as the only option, rather than looking holistically at the person, their needs and environment.</p>	<p>What is 'wrong' with the person.</p>	<p>'Fix' or 'cure' the person with the disability so they will 'fit in'</p>
 <p>Charity Model</p>	<p>Unfortunate. A burden.</p> <p>Example: Having to use crowd funding to buy a wheelchair, so that a person can access the community.</p>	<p>Treating people with disability with sympathy and pity.</p>	<p>Provide support and help – out of kindness</p>
 <p>Social Model</p>	<p>Inability to take part in everyday activities due to barriers caused by society.</p> <p>Example: If a person cannot access a building, it is because the building is not accessible.</p>	<p>The different ways in which our society is not set up for the person.</p>	<p>Addressing and fixing unjust systems, processes and attitudes</p>
 <p>Human Rights Model</p>	<p>People with disability have the same set of rights and freedoms as anyone.</p> <p>Example: To fully participate in a planning meeting, the right supports are in place to assist them to communicate their choices and make decisions.</p>	<p>The different ways in which people with disability are at risk of having their rights breached.</p>	<p>Ensure we and others fulfil our obligations to meet the human rights of people with disability.</p>

Legislation in Australia

- Disability Discrimination Act 1992
- Disability Services Act 1986
- Australian Human Rights Commission Act 1986
- National Disability Insurance Scheme Act 2013



How are human rights are implemented?



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<https://www.nds.org.au/resources/all-resources/wa-ndis-quality-and-safeguards-sector-readiness-project>



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Department of **Communities**

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