





Transgender People,
Rights and HIV Vulnerability
in the Asia-Pacific Region



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Lost in Transition: Transgender People, Rights and HIV Vulnerability in the Asia-Pacific Region

Sam Winter May 2012





We see a pattern of violence and discrimination directed at people just because they are gay, lesbian, bisexual or transgender. There is widespread bias at jobs, schools and hospitals, and appalling violent attacks, including sexual assault. People have been imprisoned, tortured, even killed. This is a monumental tragedy for those affected – and a stain on our collective conscience. It is also a violation of international law."

Ban Ki-Moon United Nations Secretary General Geneva, 7 March 2012

We have to confront head on the social, sexual and gender norms which drive vulnerability to HIV. [Including] discrimination against homosexual and transgender people, and in many places the criminalization of their sexual behaviour"

Helen Clark
UNDP Administrator
New York, 8 June 2011

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The 'Lost in Transition: Transgender People, Rights and HIV Vulnerability in the Asia-Pacific Region' report aims to provide a research and strategic information framework. It will guide governments, civil society, donors and key stakeholders to design and produce relevant research as part of collective effort to reduce the extreme vulnerability of transgender people to HIV, while protecting their rights in the Asia-Pacific Region.

The conceptualization and development process underlying this report arose out of two meetings: the *Asia Pacific Regional Dialogue of the Global Commission on HIV and the Law* held on 17 February 2011 in Bangkok, Thailand and the *Men Who Have Sex With Men and Transgender Populations Multi-City HIV Initiative Regional Action Planning Meeting* held on 6-9 December 2010 in Hong Kong. During both meetings transgender participants called for increased targeted research relating to transgender persons, human rights and access to health services.

Findings and recommendations from this report support the UNESCAP Resolution 67/9 Asia-Pacific regional review of the progress achieved in realizing the Declaration of Commitment on HIV/AIDS and the Political Declaration on HIV/AIDS which "noted with concern the continuing barriers to access to HIV prevention, treatment, care and support faced by key affected populations particularly sex workers, injecting drug users, men who have sex with men and transgender populations."

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Acronyms and abbreviations

AAI AIDS Accountability International

ACJ Advisory Council of Jurists

AHRC Australian Human Rights Commission
AIDS Acquired Immuno-Deficiency Syndrome

amFAR Foundation for AIDS Research (previously American Foundation for AIDS Research

APA American Psychiatric Association

APCOM Asia Pacific Coalition on Male Sexual Health

APNSW Asia Pacific Network of Sex Workers
APTN Asia Pacific Transgender Network

ARROW Asian-Pacific Resource and Research Centre for Women

CBO community-based organization (here including non-registered networks and

groups, as well as more formal and/or funded organizations)

CEDAW Convention on the Elimination of All Forms of Discrimination against Women

CETH Centre of Excellence in Transgender Health

CONGENID International Congress on Gender Identity and Human Rights (The 'Barcelona'

Conference)

CRC Convention on the Rights of the Child

CRPD Convention on the Rights of Persons with Disabilities
DSM Diagnostic and Statistical Manual of Mental Disorders

EQUINET European Network of Equality Bodies

FSW female sex worker(s)

GATE Global Action for Trans*-Equality

GID Gender Identity Disorder

HIVOS Humanist Institute for Development Cooperation

HIV-PJA Human Immuno-Deficiency Virus - Prevention Justice Alliance

HRW Human Rights Watch HSV2 Herpes Simplex Virus 2

IAVI International AIDS Vaccine Initiative

ICAAP International Conference on AIDS in Asia and the Pacific ICCPR International Covenant on Civil and Political Rights

ICD International Statistical Classification of Diseases and Related Health Problems

ICESCR International Covenant on Economic Social and Cultural Rights

ICJ International Commission of Jurists

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