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Reference: 4awic22o**Date:** Thursday, January 28, 2021**Type:** Human rights violation**Original:** English**Consent:** The nature of the allegation is such that consent cannot be obtained, e.g. the victim(s) is/are dead or has/have been subject to an enforced disappearance**Related mandates**

- poverty
- health
- indigenous peoples
- torture

Victims

Name: Kennedy Lumula**Type:** Individual**Sex:** Male**Victim is a child (under 18 years of age)?** No**Nationality:** Kenya**Name:** Persons from countries receiving DPT through UNICEF**Type:** Group**Description of the group/community (including, if relevant, number of members; number of women, men, girls and boys; indicate the group/community leader(s); other facts):**

This communication is being filed to bring to the Special Rapporteurs' attention case concerning children residing in countries of the world that receive the Diphtheria, Tetanus, Pertussis vaccine (DTP) through the United Nations International Children's Emergency Fund, who have received this product. The victims involved are all the children who have died due to DTP and the parents or guardians of these children who had to suffer the loss of a loved one.

Describe the activities of the group/community, civil society or other entity:

Most of the countries UNICEF supplies DTP to are developing or least-developing countries of the world.

Submitted by

Name: Informed Consent Action Network (represented by Siri & Glimstad LLP)**Type:** Group**Email:** sjain@sirillp.com**Telephone:** +1 212-532-1091**Address:**

Siri & Glimstad LLP
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Seventeenth Floor
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Describe the activities of the group/community, civil society or other entity:

Informed Consent Action Network is a non-profit organization registered in Austin, Texas (United States) whose mission is to raise awareness about public health safety and provide the public with accurate information so that citizens may give informed consent regarding related health interventions. As part of its mission, ICAN investigates and disseminates information regarding public health safety issues. ICAN has been instrumental in challenging governmental narratives regarding vaccines and drugs through various successful lawsuits against government agencies in the United States such as FDA, HHS, CDC and NIH.

For the purposes of this communication, ICAN is being represented by Siri & Glimstad LLP, a law firm based in New York.

Contact persons of the group/community, civil society or other entity:

Aaron Siri (Siri & Glimstad LLP)
Elizabeth Brehm (Siri & Glimstad LLP)
Jessica Wallace (Siri & Glimstad LLP)
Sonal Jain (Siri & Glimstad LLP)

Disclosure

Does the alleged victim(s) or group/community agree to have their name(s) disclosed in a letter that may be sent to the Government, or others, such as intergovernmental organisations including United Nations entities, businesses, military or security companies?

Yes - Since this communication pertains to a large community, that is, persons from countries that receive DTP through the UNICEF, their identity is unknown and it is impossible to obtain the consent of the alleged victims.

To the extent this communication names Mr. Kennedy Lunula as a victim, he has consented to the above disclosures.

Does the alleged victim(s) agree to have their name(s) appear in a public report to the Human Rights Council?

Yes - Since this communication pertains to a large community, that is, persons from countries that receive DTP through the UNICEF, their identity is unknown and it is impossible to obtain the consent of the alleged victims.

To the extent this communication names Mr. Kennedy Lunula as a victim, he has consented to the above disclosures.

Case details

Country where the incident allegedly occurred/is occurring/might occur: Kenya

If relevant to your submission, please indicate whether there are additional country/ies where the incident allegedly occurred/is occurring/might occur, or otherwise related to the case submitted Afghanistan, Albania, Angola, Armenia, Azerbaijan, Bangladesh, Benin, Bhutan, Bolivia, Bosnia and Herzegovina, Burkina Faso, Burundi, Cambodia, Cameroon, Central African Republic, Chad, Congo (Republic of the), Côte d'Ivoire, Cuba, Democratic Republic of the Congo, Djibouti, Egypt, Equatorial Guinea, Eritrea, Eswatini, Ethiopia, Gabon, Georgia, Ghana, Guinea, Guinea-Bissau, Guyana, Haiti, Honduras, India, Indonesia, Iraq, Jordan, Kenya, Kyrgyzstan, Lao People's Democratic Republic, Lebanon, Lesotho, Liberia, Libya, Madagascar, Malawi, Mali, Mauritania, Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Nicaragua, Niger, Nigeria, Pakistan, Papua New Guinea, Philippines, Republic of Korea, Republic of Moldova, Rwanda, Senegal, Seychelles, Sierra Leone, Somalia, South Sudan, State of Palestine, Sudan, Syrian Arab Republic, Tajikistan, Togo, Turkey, Turkmenistan, Uganda, Ukraine, United Republic of Tanzania, Uzbekistan, Viet Nam, Yemen, Zambia, Zimbabwe

Please provide a short chronological summary of the incident: what happened; when (date/time); who was involved?

This matter pertains to procurement, supply and distribution of diphtheria, tetanus, pertussis biologic (DTP) by the United Nations International Children's Emergency Fund (UNICEF). DTP has shown to have negative health effects on children, which is why, between 1981 and 2008, developed countries of the world ceased its use for immunization programs in their younger populations. In the seminal study regarding DTP and mortality, world-renowned scientists found that children receiving this product during the first six months of life died at 10 times the rate when compared to children that did not receive this product. Despite this, and many similar studies, UNICEF continues to purchase, promote, and distribute DTP to developing and under-developed countries, and pushes its use on every newborn child long after knowing that the clear dangers it poses caused developed nations to stop using DTP decades ago.

UNICEF has been aware of the risks associated with DTP and has been requested, multiple times, to stop promoting this product, or at least, make sure that parents whose children are receiving this product are duly apprised of the risks associated with it pursuant to ethical codes.

UNICEF has not responded to any of the communications; nor has it taken any action in this regard. The core human rights instruments such as the ICCPR and the ICESCR reaffirm the basic right to life, right to health and right to informed consent prior to medical interventions. UNICEF's conduct, through the DTP program, offends these fundamental rights.

Are there witnesses to the incident? Don't know

Is there evidence or substantiating information concerning the incident? Don't know

Has the incident been reported to the relevant authorities? Don't know

Has the Government taken action to prevent or investigate the incident, punish the perpetrators, or ensure compensation to the alleged victim(s)? Don't know

Is this case under consideration by any other international or regional body? Don't know

poverty

torture

Perpetrators

Is the identity/occupation of the alleged perpetrator(s) known? Yes

Were the alleged perpetrators State agents or believed to be State agents? Don't know

Name: United Nations International Children's Emergency Fund

Type: Group
