

Editorial

Training in Law and Health in the Face of New Challenges of the 21st Century

A formação em Direito e Saúde diante dos novos desafios do século XXI

La formación en Derecho y Salud ante los nuevos desafíos del Siglo XXI

Sandra Mara Campos Alves¹

Fundação Oswaldo Cruz, Brasília, DF.

 <https://orcid.org/0000-0001-6171-4558>

 smcalves@gmail.com

Francisco Miguel Bombillar Sáenz²

Universidad de Granada, Granada.

 <https://orcid.org/0000-0002-9895-8713>

 bombillar@ugr.es

Joaquín Sarrion Esteve³

Universidad Nacional de Educación a Distancia, Madrid.

 <https://orcid.org/0000-0002-6803-283X>

 jsarrion@der.uned.es

Maria Célia Delduque⁴

Universidade de Brasília, Brasília, DF.

 <https://orcid.org/0000-0002-5351-3534>

 mcdelduque@gmail.com

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Abstract

The relationship between Law and Health is becoming increasingly complex, given the growing challenge of ensuring fundamental rights amid the various transformations that influence the global health landscape. In this context, Health Law emerges as an essential field of knowledge to address the legal aspects of health protection and the regulation of new practices and services, ensuring a balance between globalization, innovation, and the protection of human rights. The current issue of the *Cadernos Ibero-Americanos de Direito Sanitário* presents a set of articles developed to engage with the central theme of the Congreso Internacional de Derecho Sanitário, a result of the collaboration between the University of Granada, Spain; the National University of Distance Education, Spain; and the Health Law Program of the Oswaldo Cruz Foundation, Brazil.

Keywords: Health Law; Health Systems; Public Health.

Resumo

A relação entre Direito e Saúde revela-se cada vez mais complexa dado o crescente desafio de garantir direitos fundamentais frente as transformações de diversas ordens que influenciam o cenário global da

¹ PhD in Collective Health, Universidade de Brasília, Brasília, DF, Brazil. Researcher and coordinator of the Programa de Derecho Sanitario, Fundação Oswaldo Cruz, Brasília, DF, Brazil.

² PhD in Law, Universidad de Granada, Granada, Spain. Full Professor, Universidad de Granada, Granada, Spain.

³ PhD in European Union Law, Università di Bologna, Bologna, Italy. Full Professor, Universidad Nacional de Educación a Distancia, Madrid, Spain.

⁴ PhD in Public Health, Universidade de São Paulo, São Paulo, SP, Brazil. Collaborating Professor, Universidade de Brasília, Brasília, DF, Brazil.

saúde. Nesse cenário, o Direito Sanitário torna-se um campo de conhecimento essencial para lidar com os aspectos jurídicos da proteção à saúde e a regulamentação de novas práticas e serviços, garantindo equilíbrio entre a globalização, a inovação e atuando na proteção de direitos humanos. O número atual do Cadernos Ibero-Americanos de Direito Sanitário apresenta um conjunto de artigos desenvolvidos para dialogar como tema central do Congresso Internacional de Derecho Sanitário, fruto da colaboração entre a Universidad de Granada, Espanha; a Universidad Nacional de Educación a Distancia, Espanha e o Programa de Direito Sanitário da Fundação Oswaldo Cruz, Brasil.

Palavras-chave: Direito Sanitário; Sistemas de Saúde; Saúde Pública.

Resumen

La relación entre Derecho y Salud se vuelve cada vez más compleja, ante el creciente desafío de garantizar los derechos fundamentales frente a las diversas transformaciones que influyen en el panorama global de la salud. En este contexto, el Derecho Sanitario se convierte en un campo de conocimiento esencial para abordar los aspectos jurídicos de la protección de la salud y la regulación de nuevas prácticas y servicios, garantizando el equilibrio entre la globalización, la innovación y la protección de los derechos humanos. Este número de los Cuadernos Iberoamericanos de Derecho Sanitario acoge un conjunto de artículos en los que se abordan diversos aspectos ligados al tema central del Congreso Internacional de Derecho Sanitario, fruto de la colaboración entre la Universidad de Granada, España; la Universidad Nacional de Educación a Distancia, España; y el Programa de Derecho Sanitario de la Fundación Oswaldo Cruz, Brasil.

Palabras clave: Derecho Sanitario; Sistemas de Salud; Salud Pública.

The relationship between law and health is becoming increasingly complex due to the growing challenge of guaranteeing fundamental rights in the face of technological, political, social and economic transformations that influence the global health landscape.

Access to new technologies and innovation processes, the circulation of knowledge and information and the strengthening of cooperation in health are examples of the positive effects of globalization on health. On the other hand, the spread of infectious diseases, the protection of the health of refugees and undocumented immigrants and unequal access to health services are some of the challenges imposed by this same scenario.

This paradoxical relationship requires States to adapt their public health policies so that the benefits are widely distributed and the challenges are adequately managed, reducing vulnerabilities.

In this context, Health Law becomes an essential field of knowledge to address the legal aspects of health protection and the regulation of new practices and services, ensuring a balance between globalization, innovation and the protection of human rights. To this end, training in the area, aimed at both health and legal professionals, in which the development of legal-political-health competencies to address health issues and their intersections is encouraged, should be the object of attention by States and their educational and research institutions.

The Congreso Internacional de Derecho Sanitário⁽¹⁾, attentive to global transformations and their repercussions on the Right to Health, has chosen as the central theme of the event 'Training in Law and Health in the face of the new challenges of the 21st Century'. Organized through a collaboration between two major teaching institutions in Spain - the University of Granada and the National University of Distance Education - and the Health Law Program of the Oswaldo Cruz Foundation of Brazil, the event brought together specialists and academics from various fields, who focused on sensitive issues for Health Law and which represent challenges for countries and their health systems.

This edition of the *Cadernos Iberoamericanos de Direito Sanitario (CIADS)* has been specially designed to bring together articles by some of these researchers and scholars, who, by accepting the invitation, contribute to the development of Health Law by highlighting its relevant role in the contemporary challenges of a digitally globalized world.

And it is in this spirit of international collaboration that we present to the readers of *CIADS* this unpublished edition which, we hope, will be a valuable source of information, reflection and development of Health Law, contributing to the advancement of regulations and practices that promote fairer health.

Conflict of interest

The authors declare that there is no conflict of interest.

Authors' contributions

Alves SMC contributed to the conception, drafting, review and approval of the final version. Sáenz FMB, Esteve JS and Delduque MC reviewed and approved the final version of the article.

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