



**CoRMSA**

**Consortium for  
Refugees and Migrants  
in South Africa**



## **KNOW YOUR ANTENATAL RIGHTS:**



- 1** Did you know that Section 27 of our Constitution that “Everyone has the right to have access to health care services, including reproductive health care”. It entails that:
  - The State must take reasonable legislative measures to achieve the progress realisation of each of these rights. No one may be denied emergency medical treatment
- 2** Did you also know that Section (4) (3) (a) of our National Health Act NO. 61 of 2003 supports that subject to any conditions prescribed by the Minister, the State and clinics and community health centres funded by the State must provide:
  - (a) “pregnant and lactating women and children below the age of six years, who are not members or beneficiaries of medical aid schemes with free health services.”
- 3** Therefore, by charging high maternity fees for non-nationals, it excludes and discriminates asylum seekers, refugees and migrant women who are in need of maternal and antenatal services from the public health service providers. These practices therefore, contradicts Section 9 (3) of the South African Constitution which states that "The state may not unfairly discriminate directly or indirectly against anyone on one or more grounds, including race, gender, sex, pregnancy, marital status, ethnic or social origin, colour, sexual orientation, age, disability, religion, conscience, belief, culture, language and birth".



You



**"Promoting and protecting  
the human rights of asylum  
seekers, Refugees and  
migrants"**

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