

Keeping in touch

newsletter



Protection of People with Disabilities in the MSAR

by Nuno Sardinha da Mata and Carlos Maurício

10 years ago, the People's Republic of China ratified the International Convention on the Rights of Persons with Disabilities. The primary purpose of this Convention is to promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities, and to promote the respect for their inherent dignity, ensuring that they are not in any way left out of the society that they are a part of.

In the MSAR, people suffering from disability are protected under this Convention, in addition to several other legal provisions, of which the following stand out:

- a) The **Basic Law** stipulates that "The personal freedom of Macao residents shall be inviolable (...). The illegal deprivation or restriction of the personal freedom of the residents shall be prohibited. No resident shall be subjected to torture or inhumane treatment. ";
- b) The **Civil Code's** relevant sections of (i) the Interdiction regimen are applicable to persons with psychic anomaly, deafness or blindness; and (ii) the disqualification regimen, that affects people who abuse alcoholic beverages, narcotics or present a habitual prodigality (spending too much);

- c) The **Civil Procedure Code** regulates the Interdiction, disqualification and medical expertise procedures;
- d) The **Decree-Law 33/99/M**, that rules the Prevention, Integration and Rehabilitation of Persons with Disabilities;
- e) The **Law 9/83/M**, that establishes rules for the elimination of architectural barriers;
- f) The **Administrative Regulation 3/2011**, related to the evaluation of the type and degree of disability, registration and card issuance procedures.

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Nuno Sardinha da Mata is a Partner at **C&C Lawyers**.

He leads the firm's very active Corporate Department and, in addition to corporate work, is also well versed in banking & finance and insurance law.



Carlos Maurício is a Trainee Lawyer at **C&C Lawyers**, where he mostly works in the areas of Litigation and Dispute Resolution.

C&C's new Lawyer

Maria Noras is C&C's new Associate Lawyer.

Fluent in English, Portuguese and Chinese and with vast experience in Banking&Finance, Tax law,

Property and Administrative law, she will be joining our Corporate Department.



Further Reading

Here's what's hot in Macau legal news right now:

Greater Bay Area



Hengqin New Area of Zhuhai

Hengqin consumer council issues protection guidelines for real estate buyers

The development of the Greater Bay Area initiative and the opening of the Hong Kong-Zhuhai-Macau Bridge have led to increased integration between the region, and consequently to more real estate investments.

After several cases of alleged scams or unfulfilled real estate contracts being reported in recent years, the consumer protection associations in Macau and Hengqin have issued a list of **eight precaution guidelines for locals when considering to purchase real estate in Mainland China**.

Read about these 8 points here (Chinese/Portuguese).

These guidelines were provided by the Hengqin New Area Consumer Council and published in the Macau Consumer Council magazine.

read more on macaubusiness.com

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