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## Indigenoussness in Africa

*A contested legal Framework for Empowerment  
of 'Marginalized' Communities*

by

F.M. Ndahinda,

*With a Foreword by Prof. ASBJØRN EIDE, formerly Chairman of the UN Working Group on Indigenous Populations, Chairman of the UN Working Group on Minorities, and President of the Advisory Committee on National Minorities of the Council of Europe.*

Following the internationalization of the indigenous rights movement, a growing number of African hunter-gatherers, pastoralists and other communities have channeled their claims for special legal protection through the global indigenous rights movement. Their claims as the indigenous peoples of Africa are backed by many (international) actors such as indigenous rights activists, donors and some academia. However, indigenous identification is contested by many African governments, some members of non-claimant communities and a number of anthropologists who have extensively interacted with claimant indigenous groups.

This book explores the sources as well as the legal and political implications of indigenous identification in Africa. By highlighting the quasi-inexistence of systematic and discursive – rather than activist – studies on the subject-matter, the analysis questions the appropriateness of this framework in efforts aimed at empowering claimant communities in inherently multiethnic African countries. The book navigates between various disciplines in trying to better capture the phenomenon of indigenous rights advocacy in Africa.

The book is valuable reading for academics in law and all (other) social sciences such as anthropology, sociology, history, political science, as well as for economists. It is also a useful tool for policy-makers, legal practitioners, indigenous rights activists, and a wide range of NGOs and IGOs.

**Dr. Felix Mukwiza Ndahinda** is Associate Professor at the International Victimology Institute Tilburg (INTERVICT), Tilburg University, The Netherlands.

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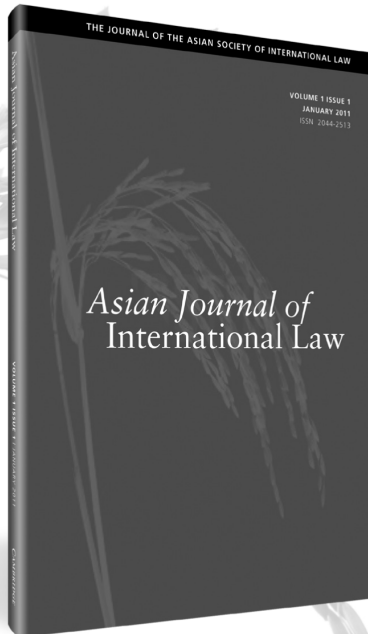
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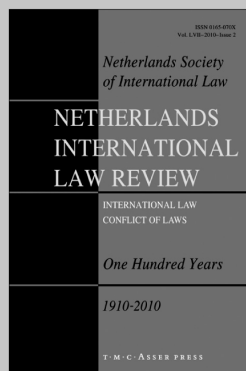
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## Health Care and EU Law

*Edited by*

J.W. van de Gronden, E. Szyszczak, U. Neergaard and M. Krajewski

The EU has only limited competence to regulate national health-care systems but recent developments have shown that health care is not immune from the effects of EU law. As Member States have increasingly experimented with new forms of funding and the delivery of health-care and social welfare services, health-care issues have not escaped scrutiny from the EU internal market and from competition and procurement rules. The market-oriented EU rules now affect these national experiments as patients and health-care providers turn to EU law to assert certain rights. The recent debates on the (draft) Directive on Patients' Rights further underline the importance, but also the difficulty (and controversy), of allowing EU law to regulate health care.

The topicality of the range of issues related to health care and EU law was addressed, in October 2009, at a conference held in Nijmegen, the Netherlands. The present volume contains *inter alia* the proceedings of this conference and invited essays. This volume follows the publication of *The Changing Legal Framework for Services of General Interest in Europe. Between Competition and Solidarity* (M. Krajewski et al., eds., The Hague, T.M.C. Asser Press 2009) and launches a new series: *Legal Issues of General Interest*. The aim of the series is to sketch the framework for services of general interest in the EU and to explore the issues raised by developments related to these services.

The book is compulsory reading for everyone who is engaged in issues relating to health care and EU law.

**Johan van de Gronden** is Professor of European law at the Law Faculty of the Radboud University Nijmegen, the Netherlands. **Erika Szyszczak** is a Jean Monnet Professor of European Law *ad personam* and Professor of European Competition and Labour Law at the University of Leicester, UK. **Ulla Neergaard** is Professor of EU law at the Law Faculty of the University of Copenhagen, Denmark. **Markus Krajewski** is Professor of International Public Law, Faculty of Law, University of Erlangen-Nuremberg, Germany.

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