EXPLORING THE HISTORICAL EVIDENCES AND THE LEGAL ESTABLISHMENTS CONCERNING GLOBAL PUBLIC HEALTH

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ABSTRACT

The global public health menaces are increasing day by day. The public health accouters broadly deal with chronic infections, ageing people's physical and psychological health, environmental health and social health. The global individuals are facing enormous public issues since historic times. In today's scenario comprehensive public health laws are scattered due to the establishment of numerous public wellness laws. Comprehensive health laws are required to be espoused universally so that the public health crisis can be faced. Health guidelines are crucial requisites in the modern world to resist the public health espouse being posed. It is becoming a mandatory requirement for the global populace to establish legislations that can overcome the threats being burdened to the world. The threats to world public health include epidemics, radiations, pollution, injuries or accidents, transformation, global warming and natural spoilage, climate disasters. In order to gain public wellness it requires deliberate efforts to incite health conducts, investigate pestilent infections and their shielding. Public wellness can be achieved by conjoint endeavours of societies, academies, populace and both private and public societies. Public health rules are statutes framed by the legislatures and judiciaries. It is inferred in this research study that though numerous legal tools are available at the global scale still global individuals are struggling with the public health issues. This study is of the view that both establishment and proper implementation of legislations is required to furnish global public health.

Keywords: Global Public Health, Legislations, History, Epidemics, Diseases, Human Rights.

1. INTRODUCTION

During the COVID-19 pandemic various inequalities among the global states with respect to public health were exposed¹. Numerous challenges are being mounted on the global nations concerning public health. Since the past decades the requirement for reforming public health legislations have been advised². Public health is a transdisciplinary approach that concerns epidemics, biostatistics and wellness planning³. In other words public health is that art or science concerning safeguarding against illness, promoting living standards, and encouraging both physical and mental state of individuals⁴. According to the UN, the global population stats might touch the 11.2 billion mark⁵. Public health actions contribute to promoting the ability of societies and communities to sustain individual health. The dramatic changes in the global environment bought up by technical and biological action of humans has raised several issues on public health. The rise in the life expectancy of individuals of the global populace is significant. Irrespective of natural disasters, life expectancy in high economic holding nations is likely to rise⁶. With the boom in the field of information and telecommunication, the transfer of data concerning public health is being rapidly interchanged⁷. The advanced technology is definitely playing a pivotal role in solving varied public health issues. Public health legislations are basically the duties and powers of the global states to assure health to the global populace. The improvisation of public health legislations involves reorganizing laws, integration of state and global legislations, teaming of different public health authorities both within the state and

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¹ Don Eliseo III Lucero-Prisno, M.B.N. Kouwehhoven, Yusuff Adebayo Adebisi, Adriana Viola Mirnda, Dawa Gyeltshen, Mohamed Hoosen Suleman, Isabel Kazanga Chiumia, Mat Lowe, Thinley Dorji, Junjie Huang, Angelica Joyce Gacutno-Evardone, Xu Lin, Kenesh Dzhusupov, Kristine Joy Abordo Gacutno, Shyam Sundar Budhathoki, Olaf Jensen, Kwanjai Amnatsatsue, Abraham Fessehaye Sium, Takaaki Ikeda,, and Martin C.S. Wong. Top ten public health challenges to track in 2022. Public Health Challenges, 1(3): e21. (2022). https://doi.org/10.1002/puh2.21

² Lawrence O. Gostin. Public health law reform. Am. J. Public Health. 91(9): 1365–1368. (2001). https://doi.org/10.2105/ajph.91.9.1365

³ Andrea Silenzi, Maria Rosaria Gualano and Walter Ricciardi. Introduction and global burden of disease (Chapter1), In A Systematic Review of Key issues in public health by Boccia, S., Villari. P & Ricciardi, W. Springer International publishing, London. Pp.1-4. (2015). DOI: 10.1007/978-3-319-13620-2

⁴ Roy Grant. A bridge between public health and primary care. Am. J. Public Health. 102(S3):S304-S304. (2012). https://doi.org/10.2105/AJPH.2012.300825

⁵ United Nations. World population projected to reach 9.8 billion in 2050, 11.2 billion in 2100. Department of Economic and Social Affairs. (2017). https://www.un.org/development/desa/en/news/population/world-population-prospects-2017.html

⁶ Vasilis Kontis, James E Bennett, Colin D Mathers, Guangquan Li, Kyle Foreman and Majid Ezzati. Future life expectancy in 35 industrialised countries:projection with a Bayesian model ensemble, Lancet, 389: 1323-1335.(2017). https://www.thelancet.com/action/showPdf?pii=S0140-6736%2816%2932381-9

⁷ Jai P. Naraina and Roderico Ofrin. Role of modern technology in public health: opportunities and challenges. WHO-SEAJPH, 1(2): 125-127. (2012). https://apps.who.int/iris/bitstream/handle/10665/329819/whoseajphv1i2p125.pdf?sequence=1&isAllowed=y

outside, and promoting both public and private initiatives⁸.

2. LITERATURE SURVEY

2.1 Historical timeline of the global public health

2.1.1 The global public health scenario in 1500BC

The historical timeline of public health exhibits that various prominent individuals played a key role in public health developments. During 1500 BC Leviticus was the beginner of documenting the world health codes⁹. Babylon's King is believed to be the one with creating the earliest set of legislations on health that was alluded to as 'Code of Hammurabi'. The code dealt with punishment for those who were lawbreakers. During this reign evidence supports the presence of bathrooms and drains in dwellings. Also medicinal prescriptions are evident during this time frame.

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2.1.2 The global public health scenario in 500 BC to 500 AD

In the timeline of 500 BC to 500 AD, Hippocrates is dedicated to being the founder of Westerly medicines¹¹. His concept of human health dealt with consciousness on quality of air, water, and soil. His treatises concerning the modern approach were published in the fifth century. The practice of community sanitation was actively performed by the Greeks¹². The ancient Romans developed aqueducts that shielded water supply bodies¹³. Romans also constructed the first medical care units¹⁴.

2.1.3 The global public health scenario in 500 to 1500 AD

⁸ Snezhanna Chichevalieva. Developing a framework for public health law in Europe. WHO. Denmark. (2011). https://www.euro.who.int/ data/assets/pdf file/0004/151375/e95783.pdf

⁹ Bamgboye M. Afolabi. Some historical and current perspectives on prevention and control of infections. J. Prev. Infect. Control, 1(1):1-2. (2015). https://www.primescholars.com/articles/some-historical-and-current-perspectives-on-prevention-and-control-of-infections.pdf

¹⁰Allen D. Spiegel and Christopher R. Sprnger. Babylonian medicine, managed care and Codex Hammurabi, circa 1700 B.C. J. Community Health, 22(1): 69–89. (1997). https://doi.org/10.1023/a:1025151008571

¹¹Spyros G. Marketos and Panagiotis K. Skiadas. The modern hippocratic tradition. Some messages for contemporary medicine. Spine, 24(11): 1159–1163. (1999). https://doi.org/10.1097/00007632-199906010-00019

¹² James F. McKenzie, Robert R. Pinger and Jerome E. Kotecki. An introduction to community health. Jones and Barlett Publisher, MA. (2008).

¹³ David Deming.The aqueducts and water supply of ancient Rome. Ground Water. 58(1): 152–161. (2020). https://doi.org/10.1111/gwat.12958

¹⁴ Mohammad Abu Taher, Md. Khairul Alam, Md. Moniruzzaman Khan, Md. Abdul Mannan and Muhammad Anwar Hossain. A brief analysis of the ancient roman medical system. Int. J. Unani Integr. Medicine. 3(1):37-40. (2019). https://www.unanijournal.com/articles/71/3-1-4-575.pdf

In the middle ages also referred to as the Dark Ages from 500 to 1500 AD the health related issues were regarded to be caused by spirits and sins¹⁵. Middle Ages infanticide was at its highest due to lack of medicines and diagnosis¹⁶. In this medieval age bloodletting was a common precept¹⁷. The Black Plague or Black Death often alluded to as Bubonic Plague appeared in 1347-1350 within this timeframe and caused a prominent loss to the human populace in Europe¹⁸. Many scientists and religious intellectuals came forward to develop a public health initiative during the middle ages. During 1500 to 1700 AD new views on health were laid down¹⁹. The rise in trade led to advancement in occupational health²⁰. The close observations of diseases resulted in inferencing their symptoms and results. The data on public health was collected for the first time by John Graunt during the middle age era²¹. He is also regarded as the father of demography and descriptive epidemiology²². Graunt's publication concerning London's death rate was published as natural and political observations, upon bills of morality²³. In this era Antonie van Leeuwenhoek observed microscopic living beings using his self crafted microscope²⁴. In the 1700 AD the first treatise on occupational health was published by Benardion Rammazzini²⁵. In fact this gave birth to occupational health.

¹⁵ Gebrezgi Gidey, Sadik Taju and Ato Seifu Hagos. Introduction to public health. Ethiopia public health training initiative. Mekelle University In collaboration with the Ethiopia Public Health Training Initiative, The Carter Center, the Ethiopia Ministry of Health, and the Ethiopia Ministry of Education. Funded under USAID Cooperative Agreement No. 663-A-00-00-0358-00. https://www.cartercenter.org/resources/pdfs/health/ephti/library/lecture notes/health science students/ln intr o ph final.pdf

¹⁶ Melissa Snell. Surviving infancy in the middle ages. (2020). https://www.thoughtco.com/medieval-child- surviving-infancy-1789124

¹⁷ Timothy M. Bell. A brief history of bloodletting. JLGH. 11(4):119-123. (2016). http://www.jlgh.org/Past-<u>Issues/Volume-11-Issue-4/Brief-History-of-Bloodletting.aspx</u>

¹⁸ Sharon N. DeWitte. Age patterns of mortality during the Black Death in London, A.D. 1349-1350. J. archaeol. Sci. 37(12): 3394–3400. (2010). https://doi.org/10.1016/j.jas.2010.08.006

¹⁹ Marilyn Klainberg. And Kathleen M. Dirschel. Today's nursing leader: managing, succeeding, excelling. Jones and Barlett Publishers, Sudbury, MA. (2010).

²⁰ Michael Gochfeld. Chronologic history of occupational medicine. J. Occup. Environ. Med. 47(2): 96–114. (2005). http://www.jstor.org/stable/44997408

²¹ Henry Connor. John Graunt F.R.S. (1620-74): The founding father of human demography, epidemiology and vital statistics', J. Med. Biogr. pp. 1-13. (2022). https://doi.org/10.1177/09677720221079826

²² Ibid

²³ John Graunt. Natural and political observations mentioned in a following index, and made upon the bills of mortality. In: mathematical demography. Biomathematics, Vol. 6. Springer, Berlin, Heidelberg. (1977). https://doi.org/10.1007/978-3-642-81046-6 2

²⁴ Nick Lane. The unseen world: reflections on Leeuwenhoek (1677) 'Concerning little animals'. Philos. Trans. R. Soc. Lond., B, Biol. Sci., 370(1666), 20140344. (2015). https://doi.org/10.1098/rstb.2014.0344

²⁵ Fabriziomaria Gobba, Alberto Modenese and Vincenzo Occhionero. Le intuizioni di Bernardino Ramazzini e la medicina del lavoro moderna [Bernardino Ramazzini's intuitions and modern occupational medicine Medicina nei secoli, 23(2):443–463. (2011). https://pubmed.ncbi.nlm.nih.gov/22214098/

2.1.4 The global public health scenario in 1700 to 1800 AD

The 1700 to 1800 AD time frame saw events like dysentery epidemics²⁶. The eighteenth century witnessed industrialization leading to time and work relationships²⁷. The migration of human populace to urban regions led to lowering of sanitation and prevalence of diseases. Miasmic implications predicted diseases spread by peculiar ecological conditions, were explained in the middle ages along with the contagion implications that predicted disease transmission through germs²⁸. In America, government bodies were created to deal with health disorders, sanitation and safeguarding of water supplies. Evidence of biological germ warfare was observed during this era. In the year 1763, blankets inoculated with smallpox were distributed with the intention of bio-warfare in America that resulted in an epidemic, killing thousands of individuals²⁹. However, several learned intellectuals deny the prediction of bio-warfare. Edward Jenner in the year 1796 developed a potential smallpox vaccine³⁰. In America marine trade was suffering with migration of diseases like scurvy, yellow fever through ship consignments. For this purpose in the year 1798, the American government created Marine Hospital Services with the cause of Public Health Service³¹.

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2.1.5 The global public health scenario in 1800 to 1900 AD

The era from 1800 to 1900 AD evidenced numerous advancements pertaining to medicines and health issues³². The association of health and ecology was understood and was accepted. In Britain in 1837 the National Vaccination reform came into existence³³. A report concerning the

²⁶ University of Gothenburg. Dysentery epidemic killed many in the 1700s-1800s. ScienceDaily. (2012).www.sciencedaily.com/releases/2012/10/121025095407.htm

²⁷ Haradhan Kumar Mohajan. The first industrial revolution: Creation of a new global human era. J. Soc. Sci. Humanit. 5(4): 377-378. (2019). https://mpra.ub.uni-muenchen.de/id/eprint/96644

Ewan Morgan. The physician who presaged the germ theory of disease nearly 500 years ago. Public Health, Opinion. Scientific American. (2021). https://www.scientificamerican.com/article/the-physician-who-presaged-the-germ-theory-of-disease-nearly-500-years-ago/#

²⁹ Adrienne Mayor. The Nessus shirt in the new world: Smallpox blankets in history and legend. J. Am. Folk. 108(427):54-77. (1995). https://web.stanford.edu/dept/HPS/MayorSmallpox.pdf

³⁰ Saheli Sadanand. Putting smallpox out to pasture nature portfolio. Milestone. 28 September 2020. https://www.nature.com/articles/d42859-020-00007-6

Gautham Rao. One / the early American state "In Action": The federal marine hospitals, 1789–1860. In J. Sparrow, W. Novak & S. Sawyer (Ed.), boundaries of the state in US history, pp. 21-56. Chicago: University of Chicago Press. (2015). https://doi.org/10.7208/chicago/9780226277813.003.0001

³² Paige Gibbons Backus. Changes in medicine during the 19th century. American Battlefield Trust. (2021). https://www.battlefields.org/learn/articles/changes-medicine-during-19th-century

Ted Tulchinsky and Elena Varavikova. The new public health. Academic Press, San Diego. UK, Elsevier. (2014).

sanitation of labourers in Britain was published in the year 1842 by Edwin Chadwick³⁴. In the year 1850 Lemual Shattuck in his report recommended creating the Board of Health of Massachusetts State³⁵. John Snow disclosed the cause of Cholera in London due to the contaminated water of a street pump³⁶. His observations on the spread of cholera disease in London encouraged the studies in applied epidemiology. During this era Florence Nightingale advised the nursing profession to develop public health, suggesting that poor hygienic conditions give rise to infection³⁷. Lillian Wald contributed by laying the percept of public health nursing³⁸. Robert Koch also alluded to as bacteriologist discovered the causatives of cholera, tuberculosis and anthrax³⁹. His findings relating to host of and parasite were later on established as Koch postulates⁴⁰. Louis Pasteur contributed by disproving the theory of spontaneous generation⁴¹. Pasteur was the first to introduce the phenomenon of inoculation and developed the rabies vaccine⁴². His studies dealt with fermentation and he developed the process of pasteurization⁴³. In the year 1863, in America the first survey on sanitation was done⁴⁴. In 1872 the Association on American Public Health was laid down⁴⁵. In the year 1895 sewage treatment was introduced with septic tanks⁴⁶.

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Report from Commissioners. Report on the sanitary condition of the labouring population of Great britain. House of Commons Sessional Paper. Vol. XXVI. (1842). https://www.parliament.uk/about/living-heritage/transformingsociety/livinglearning/coll-9-health1/health-02/#:~:text=1842%20Sanitary%20Report,Chadwick%20(1800%2D1890)

³⁵ Report of the Sanitary Commission of Massachusetts 1850. *JAMA*. 1949, 140(6), 576. DOI:10.1001/jama.1949.02900410072033

³⁶ Theodore H. Tulchinsky. John Snow, Cholera, the Broad Street Pump; Waterborne Diseases Then and Now. Case Studies in Public Health, 77–99. (2018). https://doi.org/10.1016/B978-0-12-804571-8.00017-2

³⁷ Natasha McEnroe. Celebrating Florence Nightingale's bicentenary. Lancet (London, England), 395(10235): 1475–1478. (2020). https://doi.org/10.1016/S0140-6736(20)30992-2

³⁸ K. Buhler-Wilkerson. Bringing care to the people: Lillian Wald's legacy to public health nursing. Am. J. Public Health. 83(12): 1778–1786. (1993). https://doi.org/10.2105/ajph.83.12.1778

³⁹ V.K. Tiwari. Founder of modern bacteriology: Robert Koch. Int. J. Adv. Integr. Med. Sci. 2(2):91-96. (2017). https://www.jaypeejournals.com/doi/pdf/10.5005/jp-journals-10050-10083

⁴⁰ Gregory Bancroft and John Playfair. Infection & Immunity. United Kingdom: OUP Oxford. (2013).

⁴¹ Garland E Allen. Myth 15. That Louis Pasteur disproved spontaneous generation on the basis of scientific objectivity. In R. Numbers & K. Kampourakis (Ed.), Newton's Apple and Other Myths about Science (pp. 119-128). Cambridge, MA and London, England: Harvard University Press. (2015). https://doi.org/10.4159/9780674089167-017

⁴² Herve Bourhy, Annick Perrot and Jean-Marc Cavaillon. Rabies. In: Artenstein, A. (Eds) Vaccines: A Biography. Springer, New York, NY. (2010). https://doi.org/10.1007/978-1-4419-1108-7_5

⁴³ Jean-Marc Cavaillon and Sandra Legout. Louis Pasteur: Between Myth and Reality. Biomolecules, 12(4): 596. (2022). https://doi.org/10.3390/biom12040596

⁴⁴ Howard D Kramer. Effect of the civil war on the public health movement. J. Am. Hist. 35(3):449–462. (1948). https://doi.org/10.2307/1897696

⁴⁵ Theodore H.Tulchinsky and Elena A. Varavikova. A History of Public Health. The New Public Health, 1–42. (2014). https://doi.org/10.1016/B978-0-12-415766-8.00001-X

⁴⁶ P.F.Cooper. Historical aspects of wastewater treatment. In decentralised sanitation and reuse: concepts, system and implementation by P Lens, G Zeeman, G Lettinga. IWA publishing, UK. (2015). DOI: https://doi.org/10.2166/9781780402949

2.1.6 The global public health scenario in the 20th century

In the twentieth century various notable challenges and advances occurred concerning public health⁴⁷. In this era Walter Reed discovered that the yellow fever is caused by the *Aedes aegypti* mosquito⁴⁸. In the year 1918, influenza infection dispersed and caused loss to enormous human lives⁴⁹. In the year 1907 Mary Mallon identified the carrier of typhoid for which she was quarantined for the whole life on an island⁵⁰. During the twentieth century diseases like polio were discovered in children⁵¹. Other diseases that were identified in this century in children included 'rickets' and 'pellagra' that were due to lack of nutrients⁵². In 1928 Alexander Fleming discovered penicillin antibiotic that could eradicate bacterial cells⁵³. In 1932, Public Health Service or PHS studied in collaboration with Tuskegee institution in Alabama to study the historical timeline of syphilis disease⁵⁴. In Atlanta in 1946 CDD or Centre for Disease Control and Prevention was created to work as a communicable disease centre⁵⁵. On April 7, 1948 WHO or World Health Organization was established in the United Nations⁵⁶. Fluoridation of water started in 1948 to restrict tooth decay in Madison city of America⁵⁷. The first vaccine shot for polio virus was done in 1954, which was innovated by Sabin and Salk⁵⁸.

⁴⁷ Jonathan E. Fielding. Public health in the twentieth century: advances and challenges. Annu. Rev. Public Health, 20(1):xiii-xxx. (1999). DOI:10.1146/annurev.publhealth.20.1.0

⁴⁸ C. Chastel. Le centenaire de la découverte du virus de la fièvrejauneet de sa transmission par un moustique (Cuba 1900-1901) [Centenary of the discovery of yellow fever virus and its transmission by a mosquito (Cuba 1900-1901)]. Bull. Soc. Pathol. Exot. 96(3): 250–256. (2003). https://pubmed.ncbi.nlm.nih.gov/14582304/

⁴⁹ Miles Ott, Shelly F Shaw, Ruth Lynfield and Richard N. Danila. Lessons learned from the 1918-1919 influenza pandemic in Minneapolis and St. Paul, Minnesota. Public health reports (Washington, D.C.: 1974), 122(6): 803–810. (2007). https://doi.org/10.1177/003335490712200612

⁵⁰ Fillo Marinelli, Gregory Tsoucalas, Marianna Karamanou and George Androutsos. Mary Mallon (1869-1938) and the history of typhoid fever. Annals of gastroenterology, 26(2): 132–134. (2013). https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3959940/

⁵¹ Andrea Ryken. Polio in twentieth century America: A "children's disease" in a child-centered culture". Undergraduate Library Research Awards. 3.(2008). https://digitalcommons.lmu.edu/ulra/awards/2008/3

⁵² Kenneth J. Carpenter. A short history of nutritional science: Part 3 (1912–1944). J. Nutr. 133(10):3023–3032.(2003). https://doi.org/10.1093/jn/133.10.3023

⁵³ Michal Letek. Alexander Fleming, the discoverer of the antibiotic effects of penicillin. F.Y.M. 8:159. (2020) DOI: 10.3389/frym.2019.00159

⁵⁴ Ralph V. Katz, B. Lee Green, Nancy R. Kressin, S. Stephen Kegeles, Min Qi Wang, Sherman A. James, Stefanie L. Russell, Cristina Claudio and Jan M. McCallum. The legacy of the tuskegee syphilis study: Assessing its impact on willingness to participate in biomedical studies. J. Health Care Poor Underserved. 19(4): 1168–1180. (2008). https://doi.org/10.1353/hpu.0.0067

⁵⁵ Tanja Popovic and Dixie E. Snider. 60 years of progress--CDC and infectious diseases. Emerg. Infect. Dis., 12(7): 1160–1161. (2006). https://doi.org/10.3201/eid1207.060531

⁵⁶ Norman Sartorius. The meanings of health and its promotion. Croat. Med.J. 47(4): 662–664. (2006). https://www.ncbi.nlm.nih.gov/pmc/articles/PMC2080455/

⁵⁷ Jeffery S. Lafferty, Doug Voegeli and Janel Heinrich. Policy statement: Fluoridation of public drinking water. Public health Madison & Dane County. (2020). https://www.publichealthmdc.com/documents/water_fluoridation_policy.pdf

⁵⁸Anda Baicus. History of polio vaccination. World J. Virol., 1(4): 108–114. (2012). https://doi.org/10.5501/wjv.v1.i4.108

In 1960 Searle Pharma Corporation was the first to launch birth contraceptives in the global arena⁵⁹. Rachel Carson in 1962 started a campaign concerning the hazards of pesticides on the human populace⁶⁰. An American surgeon Luther L Terry in the year 1964 in his report suggested that cigarettes are the causative agent of cancer and other serious health issues⁶¹. In the year 1966 a global program to eradicate smallpox was launched⁶². In 1977 eradication of smallpox from the global arena was achieved⁶³. In the year 1976, a mysterious infection alluded to as 'legionellosis' was diagnosed⁶⁴. A mysterious disorder was identified, as an epidemic as AIDS, in the year 1981, the causative agent of that was Human Immunodeficiency virus or HIV⁶⁵. The Institute of Health of the US in 1988 published a report referred to as 'The Future of Public Health'⁶⁶. This report highlights the monitoring of various public health issues⁶⁷. The year 1990 saw a major breakthrough with the establishment of the Human Genome Project⁶⁸.

2.1.7 The global public health scenario in the 21th century

In the year 2002 SARS or Severe Acute Respiratory Syndrome a type of pneumonia was first noticed in China⁶⁹. In 2003 the Human Genome Project was accomplished⁷⁰. The monetary crisis in the 21st century caused to decline in the public health workforces that threatened the

⁵⁹ Elizabeth Siegel Watkins. How the pill became a lifestyle drug: the pharmaceutical industry and birth control in the United States since 1960. Am. J. Public Health, 102(8): 1462–1472. (2012). https://doi.org/10.2105/AJPH.2012.300706

⁶⁰ Valerie J. Gunter. News media and technological risks: The case of pesticides after "silent spring." Sociol.Q. 46(4): 671–698. (2005). http://www.jstor.org/stable/4121511

⁶¹ Otis W. Brawley, Thomas J. Glynn, Fadlo R. Khuri, Richard C. Wender and John R. Seffrin. The first surgeon general's report on smoking and health: The 50th anniversary. CA: Cancer J. Clin., 64: 5-8. (2014). https://doi.org/10.3322/caac.21210

⁶² Jack W. Hopkins. The eradication of smallpox: Organizational learning and innovation in international health administration. J. Dev. Areas. 22(3): 321–332. (1988). http://www.jstor.org/stable/4191669

⁶³ Geoffrey L. Smith and Grant McFadden. Smallpox: anything to declare? Nat. Rev. Immunol. 2:521–527. (2002). https://doi.org/10.1038/nri845

Frances F. Graham. The mysterious illness that drove them to their knees - Ah, that Legionnaires' disease - A historical reflection of the work in Legionnaires' disease in New Zealand (1978 to mid-1990s) and the 'One Health' paradigm. One health (Amsterdam, Netherlands), 10, 100149. (2020). https://doi.org/10.1016/j.onehlt.2020.100149

⁶⁵ Paul M. Sharp, and Beatrice H. Hahn. Origins of HIV and the AIDS pandemic. Cold Spring Harb. Perspect. Med. 1(1): a006841. (2011). https://doi.org/10.1101/cshperspect.a006841

⁶⁶ Institute of Medicine (US). Committee for the study of the future of public health. The future of public health. Washington (DC): National Academies Press (US) 5, Public Health as a Problem-Solving Activity: Barriers to Effective Action. (1988). https://www.ncbi.nlm.nih.gov/books/NBK218227/

⁶⁷ Institute of Medicine. *The future of the public's health in the 21st century*. Washington, DC: The National Academies Press. (2003). https://doi.org/10.17226/10548

⁶⁸ Francis S. Collins, and Leslie Fink. The human genome project. Alcohol health Res. World. 19(3):190–195. (1995). https://pubmed.ncbi.nlm.nih.gov/31798046/

⁶⁹ Michael D. Christian, Susan M. Poutanen, Mona R. Loutfy, Matthew P. Muller and Donald E. Low. Severe Acute Respiratory Syndrome, Clin. Infect. Dis. 38(10):1420–1427. (2004). https://doi.org/10.1086/420743

⁷⁰ NIH. First complete sequence of a human genome. NIH Research Matters. (2022). https://www.nih.gov/news-events/nih-research-matters/first-complete-sequence-human-genome

incline of public health⁷¹. The Patient Protection and Affordable Care Act of 2010 have been the potential legislative frameworks on public health⁷². The first incidents of novel coronavirus were revealed in China in December 2019, with the pathogen quickly spreading to other nations around the globe⁷³. This incited WHO to affirm a Public Health Crisis of Transnational Consideration on January 30, 2020, and to proclaim the eruption a global epidemic on March 11, 2020⁷⁴.

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3. INTERNATIONAL LEGISLATIONS CONCERNING GLOBAL PUBLIC HEALTH

3.1 White lead {Painting} Convention 1921

This accord was adopted by the ILO or International Labour organization of the United Nations in 1921⁷⁵. It is also alluded to as CO13 White Lead {Painting} Convention No. 13. Its basic objective was to safeguard the workers in the painting sector from the hazardous effect of lead present in paints.

3.2 Protection against Accidents {Dockers} Convention, 1929

In order to safeguard the ship workers in the dock during loading and unloading, this convention was set up in 1929⁷⁶. It was revised in the year 1932 and further in the year 1979 as Occupational Safety and Health {Dock Work} Convention 1979.

3.3 Radiation Protection Convention 1960

Radiation may be categorized consistent with the outcomes it produces into ionizing and non-ionizing radiations⁷⁷. Ionizing radiation consists of cosmic rays, X rays and the radiation from

James A Johnson III and James Allen Johnson Jr. Historical developments in public health in the 21st century. In public health administration: Principles of population-based management. Jones and Bartlett Publishers. (2014). https://scholars.cmich.edu/en/publications/historical-developments-in-public-health-in-the-21st-century

⁷² Ibid

⁷³ WHO. Coronavirus disease (COVID-19) pandemic. Emergencies. World Health Organization. https://www.who.int/europe/emergencies/situations/covid-19

⁷⁴ Ibid

⁷⁵ United Nations. No.596. Convention (No. 13) concerning the use of white lead in painting, adopted by the General Conference of the International Labour Organisation at its third session, Geneva, 19 November 1921, as modified by the Final Articles Revision Convention, 1946. In "Treaty Series 1990" United Nations, 434-435. (2000). https://doi.org/10.18356/21348e22-en-fr

⁷⁶ C152. Occupational Safety and Health (Dock Work) Convention, 1979. Session Conference: 65 Date of adoption 25.06.1979. Geneva. https://www.aapa-ports.org/files/PDFs/C152%20Occupational%20Safety%20and%20Health.pdf

⁷⁷ILO. Radiation Protection. International Labour Organization. https://www.ilo.org/safework/areasofwork/radiation-protection/lang--en/index.htm

radioactive substances. Non-ionizing radiation includes radio waves, microwaves, terahertz radiation, infrared, visible and ultraviolet light⁷⁸. The purpose of radiation protection is to offer best degree of safety to humans from radiations exposure⁷⁹. Radiations are rich in energy and can be absorbed by the body that may result in serious health disorders. Radiation safety is to prohibit the occurrence of hazards deterministic results and to reduce the chance of occurrence of stochastic results like tumors and inherent disorders⁸⁰. In order to safeguard the workers exposed to radiations the International Labour Organization set up a global pact concerning to radiation protection in the year 1960 and was alluded to as Radiation Protection Convention,

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3.4 Single Convention on Narcotic Drugs 1961

This convention was created recognizing the addiction of narcotics drugs is serious evil that ruins public health⁸². It was created in the year 1961 and was amended by 1972 protocol⁸³. In article 2.4 b, describes the scope of the control of narcotic substances⁸⁴. In article 3.2 it describes drug with specific combinations does not give rise to serious health causes⁸⁵. The article 9.3 deals with prescription and practice of drugs⁸⁶. Article 12 recognizes illicit manufacturing of psychotropic substances leads to serious public health action⁸⁷. Article 23 implies that signing states can impose stricter laws for safeguarding public health⁸⁸. In article 22, 39 special provisions relating to safeguarding of public health has been vested⁸⁹.

3.5 Treaty on the Non-Proliferation of Nuclear Weapons 1968

This treaty was a multilateral pact that was signed on 1968⁹⁰. Its main object is to bind the

No. 115⁸¹.

 $\underline{https://www.unodc.org/documents/commissions/CND/Int\ Drug\ Control\ Conventions/Ebook/The\ International_Drug_Control_Conventions_E.pdf$

⁷⁸ Ibid

⁷⁹ Ibid

 $^{^{80}}$ ibid

⁸¹ILO. C115. Radiation Protection Convention, 1960 (No. 115). https://www.ilo.org/dyn/normlex/en/f?p=NORMLEXPUB:12100:0::NO:12100:P12100 ILO CODE:C115

Witness Vienna.

Witness Vienna Conventions (2013).

When the Convention of the International Drug Control Conventions (CND/Int. Drug Control Conventions (Floor) (The International Conventions (The In

⁸³ *Ibid*

⁸⁴ Ibid

 $^{^{85}}$ Ibid

⁸⁶ Ibid

⁸⁷ Ibid

⁸⁸ Ibid

⁸⁹ Ibid

⁹⁰United Nations, Treaty on the Non-Proliferation of Nuclear Weapons (NPT). https://www.un.org/disarmament/wmd/nuclear/npt/

global states that have nuclear warfare capabilities. It encourages nuclear disarmament from the global arena. This treaty was set with a view that the use of nuclear artilleries could have devastating effect on the human populace and public health.

3.6 Convention on Psychotropic Substances 1971

Convention of Psychotropic Substances was set in the year 1971. It restricts the abuse of specific psychotropic substances, sedatives and certain hallucinogens that can stimulate nervous system⁹¹. It also binds the use of psychotropic substrates for medicinal or scientific purposes in a controlled manner with respect to public health and societal problems.

3.7 Biological Weapons Convention 1972

The Biological Weapons Convention or BWC is transnational accord that was signed in the year 1972⁹². The BWC restricts production of ecological noxious agents that have no motive for peace plus such weapons that support noxious diffusions are also restricted. The pact actually follows the 1925 Geneva pact that prohibits such usage of toxins in warfare⁹³. The partying nations have to destroy any such agents created by them within nine months of signing of the agreement⁹⁴.

3.8 Occupational Cancer Convention 1974

The occupational cancer convention was created on 1974 with an objective to establish a global framework standard with respect to shielding from carcinogenic agents⁹⁵. The convention also takes into account to collaborate with International Agency for Research on Cancer, World Health Organization and International Labour Organization⁹⁶. Article 2 of the pact promotes to discourage the use of carcinogenic agents by the workers and replacing them with non carcinogenic agents⁹⁷. The time duration of exposure to the workers shall also be decreased to the compatible safety mode⁹⁸. Article 3 describes to archive the records concerning the

⁹¹United Nations, Convention on Psychotropic Substances 1971. https://www.incb.org/documents/Psychotropics/conventions/convention_1971_en.pdf

⁹²Arms Control Association. The Biological Weapons Convention (BWC) at a glance. Fact Sheets & Briefs. February 2022. https://www.armscontrol.org/factsheets/bwc

⁹³Ibid

⁹⁴Ibid

⁹⁵ILO. C139. Occupational Cancer Convention, 1974 (No. 139). https://www.ilo.org/dyn/normlex/en/f?p=NORMLEXPUB:12100:0::NO::P12100_ILO_CODE:C139

⁹⁶ Ibid

⁹⁷ Ibid

⁹⁸ Ibid

exposure of workers to the carcinogenic agents⁹⁹. Article 4 exhibits to promote awareness to the workers regarding the dangers of exposure to cancer causing agents¹⁰⁰. Article 5 provides with the medical assistance to the workers upon exposure to the carcinogenic agents during and after the job periods¹⁰¹.

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3.9 Occupational Safety and Health Convention 1981

This accord was set up in 1981 under the International Labour Organization in its sixty seventh session¹⁰². Article 2 of this pact depicts that partying nations should oblige to establish policies on job safety, health and workplace environment in consultation with the employers and workers¹⁰³. The basic object was to safeguard the workers from any accidental issues that may arise during the course of a work. Article 5, article 6 and article 7 also favours the necessary facilities, cooperation, communication, safety tool designing, safety guidelines and working environment with respect to the workers¹⁰⁴.

3.10 UN Convention on the Law of the Sea 1982

The year 1982 saw the adoption of the United Nations Convention on the Law of the Sea or UNCLA¹⁰⁵. Article 149 and 303 pertaining to this accord specifically relates to underwater cultural heritage, also apply to area defined as the seabed and ocean floor, and the subsoil of the seabed surpassing the limits of state frontiers {1833 U.N.T.S. 399}¹⁰⁶. A comprehensive legal layout for the sea, seabed and subsoil as well as for the safeguarding of the marine ecology, its natural and cultural reserves is provided by the Law of the Sea Convention or LOSC enacted in 1982¹⁰⁷.

3.11 Montreal Protocol on Substances that Deplete the Ozone Layer 1987

After the Vienna convention, due to the efforts of the global nations through research and

⁹⁹ Ibid

 $^{^{100}}$ Ibid

¹⁰¹ Ibid

¹⁰² ILO, C115, Supra note, 81.

¹⁰³ Ibid

¹⁰⁴ Ibid

¹⁰⁵Mahmood Khan Yousufi. International Legal Instruments: A Biotechnology Perspective. Indian J. Integr. Res. Law. 2(6): 1-27. (2022). https://doi-ds.org/doilink/12.2022-15937418/% 20IJIRL/V2-I6/A46

 $^{^{106}}$ Ibid

¹⁰⁷ Ibid

observations concerning the ozone layer degradation, a global pact to safeguard the ozone layer from the substances that cause damage to the ozone layer was formed in 1987 and alluded to as Montreal Protocol ¹⁰⁸. The Montreal Protocol causes phase downing of the creation and abuse of Ozone Depleting Substances or ODS as stated in article 5¹⁰⁹. The article 2 related to controlling measures of ODS¹¹⁰. Article 3 exhibits analyzing the controlling values, article 4 depicts the trading with non partying nations, article 7 deals with reporting the data, article 8 exhibits the non-compliance and article 10 concerns with technicality assistance¹¹¹. To phase out the chlorofluorocarbons, HFCs or hydrofluorocarbons were introduced through the Kigali amendment in the year 2016 as an alternative¹¹².

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3.12 UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances 1988

This international pact was created in 1988 that exclusively provides measures against drug trafficking and prohibited chemical trading¹¹³. It has provisions to restrict drug dealers, drug deliveries and is transportations.

3.13 Chemical Weapons Convention 1992

The usage of chemical weapons in the first global war resulted in nasty effect on human effect. For safeguarding the global human populace, efforts have been made to establish an accord that shall restrict the abuse of lethal chemical weapons. The negotiations among the global states remained alive for many years and in the year 1992 by a resolution 47/39 of the general assembly of UN, Chemical Weapons Convention or CWC was adopted¹¹⁴. The CWC exhibits three prohibitions that favour the safety of public health¹¹⁵. i.e. firstly; control of arms development or production or acquiring them or stocking or retaining or transferring them.

¹⁰⁸UNEP. About Montreal Protocol. OzonAction. https://www.unep.org/ozonaction/who-we-are/about-montreal-protocol

¹⁰⁹ Ibid

¹¹⁰ Ibid

¹¹¹ Ibid

¹¹² Ibid

¹¹³ United Nations Convention against illicit traffic in narcotic drugs and psychotropic substances. (1988). https://www.unodc.org/pdf/convention 1988 en.pdf

¹¹⁴ Michael Bothe. Convention on the prohibition of the development, production, stockpiling and use of chemical weapons and on their destruction, Geneva, 3 September 1992. Audiovisual Library of International Law. United Nations. (1992). https://legal.un.org/avl/ha/cpdpsucw/cpdpsucw.html

¹¹⁵ *Ibid*

Secondly; to destroy or abandon chemical weapons of partying nations those possessing it and thirdly prohibit any harmful conflict.

3.14 UN Convention on Climate Change 1992

In the year 1992 during the Earth Summit, United Nations Framework Convention on Climate change or UNFCCC was set up¹¹⁶. It was basically created for focusing on the climate change issues. It has a universal strength of partying nations i.e.197¹¹⁷. The conventions aimed to safeguard the hazardous interference of human activities with the earth's climate. The loss to global climate directly affects the health of the global human populace. Thus climate change is a serious concern to public health.

3.15 Convention on the Transboundary Effect of Industrial Accidents 1992

In the year 1992, a convention was designed to safeguard the individuals and ecology from industrial accidents and was named as Convention on the Transboundary Industrial Accidents ¹¹⁸. Its basic object was to restrict the accidents to limit their intensity, frequencies and mitigating their effects. It also addressed the accidents of industries that happen in one nations and that has an impact on the ecology of the other nation¹¹⁹.

3.16 Sanitary and Phytosanitary Measures Agreement or SPS 1994

The Sanitary and Phytosanitary Measures Agreement, also perceived as the SPS Agreement, was signed and endorsed in Marrakech in 1994 and commenced in 1995¹²⁰. This accord primarily addresses to food security, as well as plant and animal fitness. It suggests that global states formulate their own merits in relation to the SPS pact. The actions taken under the SPS agreement include protecting humans and plants from ecological pollutants that cause diseases in food, protecting humans and plants from ailments, and protecting plants and animals from bugs and to prevent any injury to any state due to their entry, establishment, and

¹¹⁶ United Nations. Global Issues: Climate change. https://www.un.org/en/global-issues/climate-change

¹¹⁷ Ibid

United Nations. Economic Commission for Europe. Convention on the transboundary effects of industrial accidents as amended in 2008. Documents and Publications. (2008). https://www.preventionweb.net/publication/convention-transboundary-effects-industrial-accidents-amended-2008

¹¹⁹ Ibid

¹²⁰ Yousufi, Supra note, 105

development¹²¹. This accord through its legislative framework protects the public health from

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the hazardous effects of ecological pollutants.

3.17 Technical Barriers to Trade or TBT 1994

TBT, or Technical Barriers to Trade, was bargained in the Uruguay round of trading talks. The TBT contract was enacted in 1995¹²². The core concept of this pact is to limit unwanted trade and to assert impartial norms, legislation, and assessment modalities¹²³. It also recognizes WTO policies pertaining to human and environmental health protection¹²⁴. This pact, advices global states to enact legislation rooted in international norms in order to promote trading. It offers a clear business climate. The TBT pact prevents potential obstacles from forming, as a consequence of standard rules, certifications, and testing¹²⁵. This agreement also allows global

states to set legislations vital for plant, animal, human fitness, and consumer interests 126.

3.18 Comprehensive Test Ban Treaty 1996

In the year 1996 by the General Assembly Resolution A/RES/50/245 of the UN, Comprehensive Test Ban Treaty was set up¹²⁷. The main object of this treat was disarmament of the global nations, concerning to nuclear arms. The treaty restricts the nuclear arms of any type whether for peace or for military action. To safeguard the public health of global populace,

this accord is quite competitive against nuclear arm race in the global nations.

3.19 Kyoto Protocol 1997

In the year 1997 Kyoto Protocol was created¹²⁸. Its main obligation was to limit the release of Green House Gases or GHGs by advanced or technology rich nations. In Kyoto Protocol the advanced nations have been given higher responsibilities than other nations to limit the GHG releases in the ecosystem because of their capabilities¹²⁹. It is well established fact that GHG's

¹²¹ *Ibid*

¹²² Arthur E. Appleton. Dispute settlement. World Trade Organization.3.10 Technical Barriers to Trade. United Nations Conference on Trade and Development. United Nations. UNCTAD/EDM/Misc.232/Add.22.(2003). https://unctad.org/system/files/official-document/edmmisc232add22_en.pdf

¹²³ *Ibid*

¹²⁴ Ibid

¹²⁵ *Ibid*

¹²⁶ Ibid

¹²⁷ CTBTO Preparatory Commission. Comprehensive Test Ban Treaty. https://www.ctbto.org/our-mission/the-treaty

United Nations, Climate Change. What is the Kyoto Protocol? https://unfccc.int/kyoto protocol

¹²⁹ *Ibid*

are the major cause of climate change that is playing a key role in damage to global public health.

3.20 The Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade 1998

In order to safeguard the public health and ecosystem of globe from the noxious effect of chemicals and pesticides being used in alarming concentration in the world arena, the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade was set up in the year 1998¹³⁰. Article 3 of the accord bans the severely noxious chemicals and those chemicals utilized for pesticide compositions¹³¹. The pact also provides provision for the partying states to provide prior information consent during any import or export of chemicals being listed in the annexure III¹³². According to article 7 and article 22 of the agreement, the Conference of the Parties or COP shall finalize the inclusion of chemicals in annexure III¹³³.

3.21 Stockholm Convention on Persistent Organic Pollutants 2001.

In the year 2001 Stockholm Convention on Persistent Organic Pollutants was set up¹³⁴. This a global accord shields the public health and ecological diversity form the hazards of the chemicals that remain in air for a longer time frame and gets installed in the tissue of the humans and wild organisms¹³⁵. Such chemicals have been classified as Persistent Organic Pollutants or POPs. These chemicals have been linked to serious health issues like cancers, birth deformities, loss of immunity and also damage to brain tissues. Thus in order to safeguards its individuals from the noxious effects of chemicals, partying nations of this convention shall be bound to reduce or eradicate the dispersal of POPs in the ecosystems.

3.22 WHO Framework Convention on Tobacco Control 2003

¹³⁰ UNEP. The Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade. (2018). https://wedocs.unep.org/20.500.11822/27561

¹³¹ *Ibid*

 $^{^{132}}$ Ibid

¹³³ *Ibid*

IISD. Stockholm convention on persistent organic pollutants. Negotiations. International Institute of Sustainable Development. https://enb.iisd.org/negotiations/stockholm-convention-persistent-organic-pollutants

¹³⁵ Ibid

This convention was adopted by the WHO in the year 2003¹³⁶. It depicts to establish noteworthy measures to reduce the harmful effects of tobacco on the persons addicted to it in communities, along with establishing restriction legal measures, pertaining to tobacco trade market. In article 5 it states to setup policies concerning to tobacco control according to state law¹³⁷. Article 8 safeguards from exposure of tobacco smoke in public places¹³⁸. Article 10 regulates disclosing the noxious components of tobacco based products¹³⁹.

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3.23 International Health Regulations 2005

In the fifty eight assembly of World Health Organization through resolution WHA58.3 international health regulation was set up in the year 2005¹⁴⁰. This pact closely focuses on the legislative framework both at the state and at the global level for the managing public health and its procedures. It encourages the safeguarding of human populace from global epidemics by limiting unnecessary trading.

3.24 Pandemic Influenza Preparedness Framework 2011

In 2011, after series of discussions, World Health Organization established pandemic influenza preparedness legislation for the purpose of benefit sharing of influenza viruses for vaccines¹⁴¹. This accord also described the controversies arising concerning of influenza virus among advancing nations and least advanced nations.

3.25 Minamata Convention on Mercury 2013

Annually 9,000 tons of mercury is released into the ecosystem¹⁴². The Minamata conference which entered into force in august 2017 provides a powerful impetus to international efforts to lessen and eliminate using mercury and mercury compounds¹⁴³. Mercury exposure is an international challenge. The most important source of mercury emissions is artisanal and small-

¹³⁶WHO framework convention on tobacco control. FCTC. WHO press, Geneva. Switzerland. (2005). https://fctc.who.int/who-fctc/overview

¹³⁷ *Ibid*

 $^{^{138}}$ Ibid

¹³⁹ *Ibid*

¹⁴⁰Pan American Health Organization. International health regulations (IHR). https://www.paho.org/en/international-health-regulations-ihr

David P. Fidler and Lawrence O. Gostin. The WHO pandemic influenza preparedness framework: a milestone in global governance for health. JAMA, 306(2): 200–201. (2011). https://doi.org/10.1001/jama.2011.960

¹⁴²UN Minamata Convention on Mercury. Text and Annexes. (2019). https://www.mercuryconvention.org/sites/default/files/documents/information_document/Minamata-Convention-booklet-Sep2019-EN.pdf

¹⁴³ *Ibid*

scale gold mining, followed by coal combustion, non-ferrous metallic and cement production¹⁴⁴. And we nevertheless locate mercury in lots of commercial products consisting of batteries, fluorescent lamps, cosmetics, insecticides, thermometers and dental amalgams¹⁴⁵. Every person exposed to a few amount of mercury and excessive quantities of mercury can result in lengthy-time period and on occasion everlasting neurological damages.

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CONCLUSION

Adapting principles over time and geography have allowed for huge diversity in the execution of public health initiatives in the world arena. Pandemics, military actions, urban growth and ecological concerns all have an impact, both on societal and public health. The archives of public health has become one of recognizing health complications, designing knowledge and skills to resolve issues and unifying social and political aid, all around remedies spite of substantial achievements managed to bring about by scientific advancement and progressive policies in addition to an impressive growth in public healthcare operations. The precision of public health affairs hasn't been without criticism. The authorities' involvement in restricting people's behaviour has indeed been put in doubt on various occasions. The relationship between public health and human healthcare practicing has also been the center of much debate. The furtherance of a scientific bedrock for public health allowed for some uniformity in the public health system across the globe. The manner in which local systems carry out the gambit on public health differs from region to region. As the covid-19 disease outbreak has illustrated, public healthcare leaders must strive to eradicate inequities that influence things and verify the fairness of global public health initiatives. The influence of the legislature in populace wellness might not be readily apparent, nonetheless public health regime and stewardship are pivotal to societies and states ability to plan for and adapt to medical emergencies. The role played by the authorities in public health emergencies foresighted and retort is inferred out from ethics and moral cognizance of safeguarding the public interest. The next era of public health service providers can help that progression carry on into the destiny by perceiving how well the global health domain has transformed in response to crisis all through archives.

¹⁴⁴ *Ibid*

¹⁴⁵ Ibid