

DOWN SYNDROME AND THE BUSINESS WORLD IN CHILE

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INTRODUCTION: CAN A PERSON WITH DOWN SYNDROME BE PART OF THE BUSINESS WORLD IN CHILE?

Yes, they can have their own business and be part of a company because they can freely exercise their civil rights that the Chilean Constitution gives to all citizens, even if they have cognitive disabilities.



METHODOLOGY

Researched and studied files of different courts of Chile, disability and work laws, papers about cognitive disabilities and Down Syndrome.

RESULTS:LIMITATIONS WHEN THEY WANT TO EXERCISE THEIR RIGHTS

Their main limitation is that society considers them disabled. For that reason, when they want, for example, to buy property, the government requests doctor's certificates or other exams to determine that they are able to exercise their own rights.



Icon Vector

SUPREME COURT OF CHILE, FILE NUMBER 38.834-2019 FROM JUNE 12 OF 2020

"... as far as the legal field is concerned, an individual with Down syndrome cannot be classified as sick, since their condition is a differentiation in their genetic makeup that gives rise to one more variant within the natural and inherent diversity of human nature, but that in no case can it place them in the category of the pathological, much less in a position of detriment to their dignity, in which they must be considered under conditions of equality, especially legal and in the full acquisition and enjoyment of their rights."

CONCLUSIONS

Doctors have an important role in their lives because they are the ones who are asked to certify that they are qualified to carry out some act or exercise their rights, when there is no legal norm that prohibits them from doing so. Society considers them as disabled people and they can 't exercise their rights, when the reality is that they can, even if they have cognitive disabilities.

We must, as a society, try to bring down that stereotype, because in our country there isn't a law that limits people with down syndrome, in terms of the exercise of their rights. They are able to enjoy full autonomy in their life in whatever they choose to do.

