



VIET NAM NATIONAL UNIVERSITY HO CHI MINH CITY  
UNIVERSITY OF ECONOMICS AND LAW



ROSA LUXEMBURG STIFTUNG SOUTHEAST ASIA  
HANOI OFFICE

# FEMINISM, GENDER AND LAW

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# WOMEN'S RIGHT TO TERMINATE PREGNANCY IN THE PROVISIONS OF VIETNAMESE LAW AND INTERNATIONAL LAW

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**Abstract:** Pregnancy and childbirth are among the sacred responsibilities that nature has bestowed upon women. However, for one or more reasons, women must terminate their pregnancies. However, up to now, whether women have the right to terminate their pregnancies, or in other words, whether women have the right to abortion, is still an issue with many different views in countries around the world.

This article will explore the concepts of the right to terminate pregnancy from the perspective of women's rights in accessing other rights. The article uses the method of legal document analysis and legal comparison to present different views on the regulation of termination of pregnancy in international law and the laws of some countries. Finally, the article studies the current legal framework of Vietnam regulating women's right to terminate pregnancy to clarify the legal status as a basis for future directions to improve the law. The article also concludes that the conflict of views is because each country has

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ensures a harmonious correlation with the laws of countries around the world when referring to the rights of the fetus.

In summary, through studying the laws of several countries around the world as well as Vietnam, it can be seen that accepting or not accepting the act of terminating pregnancy is a complex issue, governed by many legal, ethical, social and medical factors. Allowing termination of pregnancy is mainly based on protecting women's right to self-determination over their bodies and lives. However, this right needs to be considered about the right to life of the fetus — a special subject in the law. In the context of globalization and the trend of strengthening the protection of human rights, it is necessary to continue to objectively and comprehensively research the relationship between the right to life of the fetus and the right to terminate pregnancy of women in order to develop appropriate legal policies. The fact that the law stipulates absolute prohibition, comprehensive permission or conditional permission all reflect efforts to harmonize core legal values, ensuring a balance between individual rights and the common interests of society.

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