

Text Cases Materials On Medical Law

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Legal Aspects of Mental Capacity Bridgit C. Dimond 2008-04-30 The Mental Capacity Act (2005) governs decision-making processes on behalf of adults who are unable to give informed consent, whether they lose mental capacity at some point in their lives due to illness or injury or where the incapacitating condition has been present since birth. Legal Aspects of Mental Capacity will assist practitioners in understanding the basic provisions of the Act and how it applies to their professional responsibilities. It is also intended to be of assistance to the many carers who find themselves in the position of needing to make decisions on behalf of mentally incapacitated relatives and friends. Each chapter sets out the basis provisions, followed by a series of scenarios dealing with practical concerns which are discussed in the light of the new legislation. • A practical guide to the provisions of the Mental Capacity Act 2005 • Easily accessible for those with no legal background • Includes scenarios illustrating different legal points • Explores the background to the legislation, including determination of capacity and the definition of best interests Legal Aspects of Mental Capacity is an essential resource for all healthcare and social services professionals, patient services managers and carers working with those who lack the capacity to make their own decisions.

Cases and Materials on Federal Indian Law David H. Getches 1993

Law and Ethics in Nursing and Health Care Judith Hendrick 2000 In a clear and accessible way, the author highlights the relationship between law and ethics explaining how, if and when they overlap and how they diverge. Written in a non-technical, comprehensible and concise style, this topical text presents information and then encourages the reader to work through the differences and similarities between law and ethics. It teases out comparisons and examines how the 'moral' approach differs from the 'legal' one. Case studies at the beginning of each chapter demonstrate scenarios that health professionals may face in day-to-day practice. These are then developed with a theoretical discussion of the legal and ethical issues they reflect.

Law and Legacy in Medical Jurisprudence Edward S. Dove 2022-03-10 Graeme Laurie stepped down from the Chair in Medical Jurisprudence at the University of Edinburgh in 2019. This edited collection pays tribute to his extraordinary contributions to the field. Graeme often spoke about the importance of 'legacy' in academic work and forged a remarkable intellectual legacy of his own, notably through his work on genetic privacy, human tissue and information governance, and the regulatory salience of the concept of liminality. The essays in this volume animate the concept of legacy to analyse the study and practice of medical jurisprudence. In this light, legacy reveals characteristics of both benefit and burden, as both an encumbrance to and facilitator of the development of law, policy and regulation. The contributions reconcile the ideas of legacy and responsiveness and show that both dimensions are critical to achieve and sustain the health of medical jurisprudence itself as a dynamic, interdisciplinary and policy-engaged field of thinking.

Criminal Law: Text, Cases, and Materials Jonathan Herring 2012-04-19 Includes bibliographical references index.

Great Debates in Medical Law and Ethics Imogen Goold 2018-03-22 This textbook is an ambitious and engaging introduction to the more advanced writings on medical law and ethics, primarily designed to allow students to 'get under the skin' of the topic and begin to build their critical thinking and analysis skills. Each chapter is structured around key questions and debates that provoke deeper thought and, ultimately, a clearer understanding. The aim of the book is not to present a complete overview of theoretical issues in medical law and ethics, but rather to illustrate the current debates which are currently going on among those working in and shaping the area. The text features summaries of the views of notable experts on key topics and each chapter ends with a list of guided further reading. A perfect book for students taking a module in medical law, or for those wanting to deepen their knowledge. New to this Edition: - The Supreme Court decision in Montgomery receives extensive discussion and analysis - Recent developments on the best interests test under the Mental Capacity Act are explored - The latest case law on end of life decision making is set out - Debates over whether abortion should be decriminalised are examined - The Charlie Gard case is considered

Cases, Materials, and Problems on General Practice Insurance Law Kenneth H. York 1988

Medicine, Ethics and the Law in Ireland Deirdre Madden 2011 Written by one of Ireland's leading medical law academics, this practical book comprehensively covers case law and regulations regarding the healthcare system, the law relating to human reproduction, and the key issues of consent and treatment. Designed to be used by lawyers and healthcare professionals, *Medicine, Ethics and the Law in Ireland* provides an invaluable reference tool for anybody who requires accurate information and guidance on this

area of Irish law. This new edition includes: Medical research and clinical trials; Organ donation and transportation; Patient safety and QA; and Biobanking.

Medical Practice and Malpractice Harvey Teff 2001 Our familiarity of the term medical malpractice, which is commonplace in North American jurisdictions, and increasingly used elsewhere, cannot disguise an element of imprecision. Frequently equated with negligence, malpractice has also been held to cover trespassory conduct, as well as to embrace professional misconduct more generally. Although the essential focus of this volume is on medical negligence, it incorporates some material, for example, on confidentiality and fiduciary relationships, which reflects a broader conception of the field. In selecting the articles which make up the work, the author concentrated on providing an overview of medical practice and malpractice which highlights the ways in which the issues and developments have been addressed in a variety of jurisdictions.

Medical Law John Devereux 1997 Examines some of the patterns in medical law. After an introduction to leading bio-ethical principles, the book covers the interplay of different areas of law as they impact on medical practice, such as the constitutional limitations on the delivery of health care, and the impact of law contract, tort and crime. Particular emphasis is given to the issue of consent to treatment.

Text, Cases & Materials on Medical Law Marc Stauch 2017-07-05 Lucid and logical in structure, this new edition, previously entitled Sourcebook on Medical Law draws together a wide range of essential material, including extracts from statutes, cases and academic commentary from medical law; an area which is fast becoming an important part of undergraduate syllabuses. Fully updated to take account of recent developments in this dynamic area of law, it examines two major pieces of legislation: the Mental Capacity Act 2005 and the Human Tissue Act 2004 as well as a significant amount of new case law, including the House of Lords decisions in *Chester v Afshar* and *Gregg v Scott* and the Court of Appeal decision in *R (on the application of Burke) v GMC* and others. Divided into two parts, it covers: the general principles that permeate medical law, exploring illness and the ethics of care and healthcare in England and Wales and consent to treatment, confidentiality and medical malpractice issues which arise in relation to specific areas of medical treatment, including infertility treatment and surrogacy, pregnancy and abortion, treating the incompetent, the mentally ill, medical research, organ transplants and euthanasia. This textbook is an invaluable reference tool for all those studying medical law as well as those studying medicine.

Text, Cases and Materials on Medical Law and Ethics Marc Stauch 2018-08-06 *Text, Cases and Materials on Medical Law and Ethics* presents a valuable collection of materials relating to often controversial areas of the law. Comprising extracts from statutes, cases and scholarly articles alongside expert author commentary and guidance which signposts the key issues and principles, this book is an ideal companion to this increasingly popular subject. Fully revised, this new edition incorporates expanded content, including: updated coverage of consent and decision making, including the the *Montgomery v Lanarkshire Health Board* (2015) judgment; the impacts of the EC directive for clinical trials and GDPR on the research use of patient data; and discussion of other recent developments in the case law, including the 2017 *Charlie Gard* litigation, the 2016 Privy Council decision in *Williams v Bermuda* on negligence causation, and the UK Supreme Court judgment in *A & B v SS for Health* (2017) on funding for patients from Northern Ireland seeking terminations elsewhere. Providing a comprehensive and up-to-date resource on this topical area of the law, this textbook is an invaluable reference tool for students of medical law as well as those studying medicine.

A Jurisprudence of the Body Chris Dietz 2020-08-05 This book brings together a range of theoretical perspectives to consider fundamental questions of health law and the place of the body within it. Health, and more recently health law, has long been animated by discussions of particular bodies - whether they are disordered, diseased, or disabled - but each of these classificatory regimes claim some knowledge about the body. This edited collection aims to uncover and challenge the fundamental assumptions that underpin medico-legal knowledge claims about such bodies. This exploration is achieved through a mix of perspectives, but many contributors look towards embodiment as a perspective that understands bodies to be shaped by their institutional contexts. Much of this work alerts us to the idea that medical practitioners not only respond to healthcare issues, but also create them through their own understandings of 'normality' and 'fixing'. Bodies, as a result, cannot be understood outside of, or as separate to, their medical and legal contexts. This compelling book pushes the possibility of new directions in health care and health justice. Chapter 5 is available open access under a Creative Commons Attribution 4.0 International License via link.springer.com.

Inleiding tot het Nederlandse internationaal privaatrecht Luc Strikwerda 2017

Criminal Law Jonathan Herring 2008 The third edition of *Criminal Law: Text, Cases and Materials* offers an exceptional depth of analysis whilst providing a wealth of cases and materials set within the theoretical context of criminal law. The effective two-part structure of each chapter in the book - the first part explaining the law as it is, the second examining the theoretical aspects - ensures that readers not only gain a secure understanding of the law itself but also acquire a fundamental appreciation of the complex philosophical and ethical debates surrounding it. Important theoretical material is made accessible to students through a particularly engaging writing style, and the author's clarity of expression brings the subject to life and places the law in context. This text is an essential and complete resource for all those wanting to get to grips with the always fascinating and sometimes challenging area of criminal law today. Online Resource Centre This book is accompanied by an Online Resource Centre, offering detailed updates to the law following publication, useful weblinks, and guidance on answering questions in the book. For this edition, the Online Resource Centre also provides video footage of the author talking about the book and his approach to criminal law.

De lunar chronicles. Cinder Marissa Meyer 2013-04-17 Mensen en androïden leven samen in de grauwe straten van Nieuw Peking. Een dodelijke plaag houdt lelijk huis onder de bevolking. Vanuit de ruimte kijken de meedogenloze maanmensen toe, hun kans afwachtend. Niemand weet dat het lot van de aarde afhangt van één meisje Cinder, een getalenteerde monteur, is een cyborg. Ze is een tweederangsburger met een mysterieus verleden, beschimpt door haar stiefmoeder en beschuldigd van de ziekte van haar stiefzus. Maar als prins Kai in haar leven verschijnt, bevindt ze zich plots in het midden van een intergalactische strijd. Verscheurd door de keuze tussen plicht en vrijheid, loyaliteit en verraad, moet Cinder eerst de geheimen uit haar verleden achterhalen om de toekomst van haar wereld te kunnen beschermen.

Older People in Law and Society Jonathan Herring 2009-03-12 It is widely claimed that we are facing a demographic time bomb, with an increasing older population and a decreasing working population. This book analyses the conflicting ways in which both the population and the law view this problem and presents possible solutions, highlighting the need to protect whilst empowering the older population.

Cases and Materials on Contracts Robert W. Hamilton 1992 Introduces students to the study of the common-law legal system and the application of legal principles to complex transactions. In addition, it exposes students to statutory analysis. An feature of this book is that Uniform Commercial Code principles are integrated with common-law rules throughout the book. Material also exposes students to the methods and theories of Code interpretation.

The Oxford Handbook of Comparative Health Law David Orentlicher 2021 The Oxford Handbook of Comparative Health Law addresses some of the most critical issues facing scholars, legislators, and judges today. When matters of life and death literally hang in the balance, it is especially important for policymakers to get things right. Comparative analysis has become an essential component of the decision making process, and The Oxford Handbook of Comparative Health Law is the only resource available that provides such an analysis in health law.

Text, Cases and Materials on Medical Law and Ethics Marc Stauch 2011 Text, Cases & Materials on Medical Law and Ethics presents a valuable collection of materials relating to this topical and increasingly controversial area of the law. Comprising extracts from statutes, cases and scholarly articles alongside expert author commentary and guidance, Medical Law and Ethics signposts students to all the key issues and principles in medical law. Divided into two parts, the text concentrates on the general principles that permeate medical law before considering the issues which arise in relation to individual areas of medical treatment. Fully revised and updated, this new edition covers ethics more comprehensively, and includes much-enhanced theoretical treatment. This fourth edition has been fully updated to take account of recent developments in the law, particularly in the areas of assisted reproduction, euthanasia, cloning and stem cell research. For the first time, Medical Law and Ethics also incorporates a number of helpful pedagogic innovations, including bulleted summaries, questions for thought and further reading lists for each chapter, making it an ideal student companion to this popular subject.

EU Health Law & Policy Anniek de Ruijter 2019-01-24 Whether there is a public health need for the containment and response to swine flu, or an individual need to access health care across the border for a hip operation to alleviate pain, the EU has an increasingly powerful role in the field of human health. Health law and policy is deeply tied into fundamental rights, bioethics and values, with important implications for individuals. However, it is also an expansive area of economic regulation, of social and state arrangements. The growing role of the EU in human health law and policy is contested, particularly as it has implications for the fundamental rights and values that are enshrined in national health law and policy. This book outlines, through case studies, how the expansion of EU power is taking place through law and policy, in both public health and health care. How is law and policy in the field of human health adopted, who are the institutional actors involved, and what is the impact of these developments for fundamental rights?

"Text, Cases & Materials on Medical Law " Marc Stauch 2017-07-05 Lucid and logical in structure, this new edition, previously entitled Sourcebook on Medical Law draws together a wide range of essential material, including extracts from statutes, cases and academic commentary from medical law; an area which is fast becoming an important part of undergraduate syllabuses. Fully updated to take account of recent developments in this dynamic area of law, it examines two major pieces of legislation: the Mental Capacity Act 2005 and the Human Tissue Act 2004 as well as a significant amount of new case law, including the House of Lords decisions in *Chester v Afshar* and *Gregg v Scott* and the Court of Appeal decision in *R (on the application of Burke) v GMC* and others. Divided into two parts, it covers: the general principles that permeate medical law, exploring illness and the ethics of care and healthcare in England and Wales and consent to treatment, confidentiality and medical malpractice issues which arise in relation to specific areas of medical treatment, including infertility treatment and surrogacy, pregnancy and abortion, treating the incompetent, the mentally ill, medical research, organ transplants and euthanasia. This textbook is an invaluable reference tool for all those studying medical law as well as those studying medicine.

Bia?ostockie Studia Prawnicze vol. 22(2) Urszula Drozdowska 2017-05-18

Text, Cases and Materials on Medical Law Marc Stauch 2006 Lucid and logical in structure, this new edition, previously entitled Sourcebook on Medical Law draws together a wide range of essential material, including extracts from statutes, cases and academic commentary from medical law; an area which is fast becoming an important part of undergraduate syllabuses. Fully updated to take account of recent developments in this dynamic area of law, it examines two major pieces of legislation: the Mental Capacity Act 2005 and the Human Tissue Act 2004 as well as a significant amount of new case law, including the House of Lords decisions in *Chester v Afshar* and *Gregg v Scott* and the Court of Appeal decision in *R (on the application of Burke) v GMC* and others. Divided into two parts, it covers: the

general principles that permeate medical law, exploring illness and the ethics of care and healthcare in England and Wales and consent to treatment, confidentiality and medical malpractice issues which arise in relation to specific areas of medical treatment, including infertility treatment and surrogacy, pregnancy and abortion, treating the incompetent, the mentally ill, medical research, organ transplants and euthanasia. This textbook is an invaluable reference tool for all those studying medical law as well as those studying medicine.

Medical Law Emily Jackson 2019-08 Medical Law: Text, Cases, and Materials offers all of the explanation, commentary, and extracts from cases and key materials that students need to gain a thorough understanding of this complex topic. Key case extracts provide the legal context, facts, and background; extracts from materials provide differing ethical perspectives and outline current debates; and the author's insightful commentary ensures that readers understand the facts of the cases and can navigate the ethical landscape to form their own understanding of medical law.

Law and Ethics in Children's Nursing Judith Hendrick 2011-06-09 Law and Ethics in Children's Nursing is an important and practical guide on the legal and ethical aspects of child healthcare that enables nurses to understand the legal and ethical principles that underpin everyday nursing practice. It explores the concept of childhood and children's rights, the extent to which their rights are upheld in a variety of settings, and the relationship between law and ethics and how they interact in resolving problems and dilemmas that commonly arise in practice. With case studies, learning outcomes and scenarios throughout, Law and Ethics in Children's Nursing places the care and treatment of children in a legal and ethical framework, and explores the way in which legal and ethical aspects of children's nursing differ from those of adults. It explores general principles such as autonomy and consent, confidentiality, accountability and negligence. It then goes on to look at specialist areas such as abortion, sterilisation, research, mental health, organ donation, child protection and death.

European Union Health Law Tamara K. Hervey 2015-11-12 A contextual analysis of the internal logics of EU health law through four themes: consumerism; (human) rights; interactions between equality, solidarity and competition; and risk. Leading authors in the emergent field explain the interactions and implications of EU health law through thematic reinterpretation of the law in context in key substantive areas, such as the regulation of health research, access of patients to high quality care, health care professional regulation, organisation and funding of health care services, and public health. This book offers a fresh perspective and thorough understanding of EU health law through individual and collective or systemic perspectives, and covers health law both within the EU and globally. Essential reading for anyone interested in health law in any EU Member State or in global health law.

Medical Negligence: Non-Patient and Third Party Claims Rachael Mulheron 2016-04-29 Healthcare professionals face an increasing threat of litigation from parties whom they have never met in their daily medical practice and who look nothing like the traditional patient. The so-called 'non-patient' may take many forms—for example, a person who is injured or killed by a mentally-ill, physically-disabled or diseased patient; a wrongfully-accused parent in a child neglect/abuse case; or a local authority which is put to the expense of caring for a negligently-treated patient. This book explores the legal principles and conundrums which arise when determining a healthcare professional's liability in negligence towards a wide variety of non-patients. The topic is assuming increasing legal importance and relevance, given the potential for many non-patient claims to give rise to class actions litigation, and in light of the legislative and human rights interventions, and the frequent appellate judicial consideration, which non-patient claims have attracted in recent times. The aim of the book is to have utility for both legal and medical professionals; for academics and students of comparative medical negligence and tort law; and for law reformers who may be interested in adopting certain features of statutory models elsewhere which pertain to some non-patient claims, such as those based upon 'Good Samaritan' conduct. Important parallels or counterpoints from other common law jurisdictions, in which courts and commentators have grappled with the legal complexities of non-patient claims, are also discussed and critically analyzed.

Medical Law and Medical Ethics Nils Hoppe 2014-04-03 Conveys all the core topics emphasising the interplay between medical law and medical ethics in a unique chapter structure.

International Medical Law Mohammad Naseem 2022-05-20 This volume provides a comprehensive analysis of the history, development and other legal aspects relating to International Medical Law and covers issues arising from not only the physician-patient relationship, but also with many wider juridical relations involved in the broader field of medical care in the international arena. After a general introduction, the book examines the evolution of medical law in different civilizations that existed all over the world. It systematically describes the sources of this law from conventions, treaties along with discussing the important role played by the courts, international institutions and other bodies related to the medical field. The comprehensive coverage includes public health law, international spread and prevention of diseases. This volume covers medical ethics and clinical ethics; considerations to facets of the medical professionals and patients relationship such as rights and responsibilities of the physicians, beneficence, consent, privacy, rights of patients and risk management. Also covered are issues of international concern like medical criminal activities, human and drug trafficking, trade in human organs, human medical research, as well as matters dealing with bio-technology in relation to bio-safety, bio-security, bio-genetics, bio-ethics, and the role of medical personnel in armed conflicts. The International Medical Law relating to disability and mental health has also been considered. It sheds light on the historical background of trans-genders, HIV, the regulation and manufacture of medicines along with coverage of increasing medical tourism in various countries and the risks involved. The concept of euthanasia and sterilization as per the international scenario also finds inclusion along with

the dispute settlement mechanisms of the medical field. Succinct and practical, this book will prove to be of great value to professionals and professional organizations of physicians, nurses, hospitals, and relevant government and international agencies. Lawyers representing parties with interests in International Medical Law will welcome this very useful guide, and academics and researchers will appreciate its value as a contribution to the study of medical law in the international context.

Cases and Materials on Law and Economics David W. Barnes 1992 Economic analysis can shed light on the consequences of the law's murky operations by focusing on the incentives created by the law. Applying economic principles to legal problems brings a better understanding of the implications of legal rules.

Medical Ethics and Law R. A. Hope 2008 This is a short textbook of ethics and law aimed primarily at medical students. The book is in two sections. The first considers general aspects of ethics (in the context of medicine); the second section covers the topics identified in the 'consensus agreement' (consent, confidentiality, genetics, reproductive medicine, children, mental health, end of life, resource allocation, research, and disease, disability and human enhancement). The content of medical law is not intended to be comprehensive and relates very much to the ethical issues.

Medical Law Ian Kennedy 1994 This important book was the first to draw together into one accessible volume cases, statutes, articles, committee reports, reform proposals, and other materials on medical law and ethics. It contained an extensive commentary and included particularly helpful material from the USA, Canada, and Australia, as well as a wide range of UK materials. The second edition develops this format. All aspects of the subject are covered and are arranged in three main divisions - the doctor/patient relationship, medical law and ethics in action and mechanisms for regulation of medical practice. The updated text includes a discussion of the implications of the Human Fertilization and Embryology Act 1990.

Patient Safety, Law Policy and Practice John Tingle 2011-03-02 The chapters in this book explore the patient safety managerial structures that exist in countries where there are developed patient safety infrastructures and cultures. The legal structures of these countries are explored and related to major in-country patient safety issues in order to draw comparisons and conclusions on patient safety.

Principles of Medical Law Andrew Grubb 2010-12-09 Principles of Medical Law provides a comprehensive analysis of the common law and statutory provisions pertaining to healthcare provision in England and Wales. Now in its third edition, this classic text has been fully updated to cover major statutory changes as well as significant developments in case law.

Text, Cases, and Materials on Sex-based Discrimination Herma Hill Kay 1988

Text, Cases and Materials on Medical Law eBook Lisa Cherkassky 2014-10-17 Text, Cases and Materials on Medical Law combines detailed commentary and analysis of the law with excerpts from a range of sources, both legal and non-legal, to help set the law in context and deepen your knowledge of this contentious and highly emotive area of law. The full text downloaded to your computer With eBooks you can: search for key concepts, words and phrases make highlights and notes as you study share your notes with friends eBooks are downloaded to your computer and accessible either offline through the Bookshelf (available as a free download), available online and also via the iPad and Android apps. Upon purchase, you'll gain instant access to this eBook. Time limit The eBooks products do not have an expiry date. You will continue to access your digital ebook products whilst you have your Bookshelf installed.

Medical Law: Text, Cases, and Materials Emily Jackson 2013-08-15 Offering extracts from the key cases and materials in medical law, along with substantial author commentary, this book provides a complete, stand-alone resource for students of medical law, setting the subject within its ethical context and encouraging thoughtful debate.

Reader's Guide to the Social Sciences Jonathan Michie 2014-02-03 This 2-volume work includes approximately 1,200 entries in A-Z order, critically reviewing the literature on specific topics from abortion to world systems theory. In addition, nine major entries cover each of the major disciplines (political economy; management and business; human geography; politics; sociology; law; psychology; organizational behavior) and the history and development of the social sciences in a broader sense.

Cases and Materials on Antitrust Eleanor M. Fox 1989