

A SOUTH AFRICAN PERSPECTIVE TO MEDICAL LAW AND ETHICS IN NURSING: GETTING BASIC PRINCIPLES RIGHT

Caron Lee Jack

University of KwaZulu-Natal

Email: jackc1@ukzn.ac.za

Yashik Singh

University of KwaZulu-Natal

singhy@ukzn.ac.za

Busisiwe Purity Ncama

University of KwaZulu-Natal

Email: ncama@ukzn.ac.za

ABSTRACT

The legal requirements for informed consent and confidentiality of patient information are clearly specified in chapter two of the *National Health Act* (NHA). Along with informed consent, the right to privacy is enshrined not only in the *Constitution* but also obligations to recognize this right are set out in the NHA. The study aims to survey the habits and practices of healthcare providers working in the public and private sectors in Durban, KwaZulu-Natal, when obtaining informed consent in clinical practice. A quantitative descriptive questionnaire was developed to investigate how nurses take informed consent in various clinical scenarios. A total of 207 nurses completed the questionnaire and the data was analyzed using Chi-squared, T-test and Z-tests. While 84.5% took consent to examine a patient, only 56% did so when ordering a special investigation with 19.8% taking written consent. Consent to refer patients to other healthcare providers were obtained by 67.6%, and 15% was obtained in a written format. There were 14% of nurses who did not use a computer at all. Of those who did, few used emails to send patient information, 19.1%, and less than half of those obtained informed consent to do so. The key conclusions of

UNISA 

Africa Journal of Nursing and Midwifery
Volume 18 | Number 2 | 2015
pp. 117–128

Print ISSN 1682-5055

Physicians Perspective On Medical Law

Howard H. Kaufman, Jeff L. Lewin



Physicians Perspective On Medical Law:

The Physician's Perspective on Medical Law Howard H. Kaufman, Jeff L. Lewin, 1997 The Physician's Perspective on Medical Law Volume I discusses situations where there may be legal issues involved in the course of evaluating and treating patients The authors describe the type of information needed to be collected how to deal with it how to preserve it and how to communicate it The Physician's Perspective on Medical Law Volume II focuses on the health care system in the U S from a physician's perspective The authors examine and discuss physician licensure hospital peer review medical record keeping and the treatment of Medicare Medicaid and other types of health insurance Available in two formats The Physician's Perspective on Medical Law Volumes I II make a valuable addition to any physician's library And now buy both volumes and save Distributed by Thieme for the American Association of Neurological Surgeons *Physician's Perspective on Medical Law* H. H. Kaufman, J. L. Lewin, 1997-01-01 The Physician's Perspective on Medical Law Volume 1 discusses situations where there may be legal issues involved in the course of evaluating and treating patients The authors describe the type of information needed to be collected how to deal with it how to preserve it and how to communicate it The Physician's Perspective on Medical Law **Physician Law** American Bar Association, 2022-05-02 This book represents the cutting edge of physician law The publication emanates from the American Bar Association Health Law Section's 2021 Physicians Legal Issues Conference The conference and Physician Law Evolving Trends 2 Physician Hospital Contracting 3 Medical Professional Liability 4 Telemedicine 5 HIPAA Compliance 6 Accountable Care Organizations 7 Doctors Defense in Medical Staff Hearings and Appeals 8 Physician Well Being 9 Medicare and Medicaid Contractors and 10 Physician Employment Contracts from the Physician Perspective Physicians will especially benefit from the content that addresses a broad range of non clinical topics that are currently transforming American healthcare The chapters target issues that are not typically covered in most medically oriented volumes but nonetheless are critically important in the practice of medicine Physician Law Evolving Trends Hot Topics is an excellent reference for clinicians and professionals who want to stay abreast of current legal and regulatory issues impacting their practice The Oxford Handbook of U.S. Health Law I. Glenn Cohen, Allison K. Hoffman, William M. Sage, 2017 The Oxford Handbook of U S Health Law covers the breadth and depth of health law with contributions from the most eminent scholars in the field The Handbook paints with broad thematic strokes the major features of American healthcare law and policy its recent reforms including the Affordable Care Act its relationship to medical ethics and constitutional principles how it compares to the experience of other countries and the legal framework for the patient experience This Handbook provides valuable content accessible to readers new to the subject as well as to those who write teach practice or make policy in health law **Physician-Assisted Death in Perspective** Stuart J. Youngner, Gerrit K. Kimsma, 2012-07-30 This book is the first comprehensive report and analysis of the Dutch euthanasia experience over the last three decades In contrast to most books about euthanasia which are written by authors from

countries where the practice is illegal and therefore practiced only secretly this book analyzes empirical data and real life clinical behavior Its essays were written by the leading Dutch scholars and clinicians who shaped euthanasia policy and who have studied evaluated and helped regulate it Some of them have themselves practiced euthanasia The book will contribute to the world literature on physician assisted death by providing a comprehensive examination of how euthanasia has been practiced and how it has evolved in one specific national and cultural context It will greatly advance the understanding of euthanasia among both advocates and opponents of the practice

Introduction to Clinical Ethics: Perspectives from a Physician Bioethicist Saleem Toro, 2023-05-19 This textbook offers an introduction to the field of bioethics specifically from a practicing physician standpoint It engages a wide range of recent scholarship and emerging research covering many crucial topics in clinical ethics While there has been increasing attention to the role of bioethics in medicine the gap between theory and practice still exists and it continues to impede the dialogue between health care professionals from one side and bioethicists and philosophers of medicine from the other side This book builds bridges and open channels of connection between different parties in these conversations It does so from a physician s practical perspective engaging recent scholarship and emerging research to shed light on pivotal ethical dilemmas in contemporary clinical practice

Medical Law in Turkey Gürkan Sert, Şefik Görkey, 2020-09-22 Derived from the renowned multi volume International Encyclopaedia of Laws this convenient volume provides comprehensive analysis of the law affecting the physician patient relationship in Turkey Cutting across the traditional compartments with which lawyers are familiar medical law is concerned with issues arising from this relationship and not with the many wider juridical relations involved in the broader field of health care law After a general introduction the book systematically describes law related to the medical profession proceeding from training licensing and other aspects of access to the profession through disciplinary and professional liability and medical ethics considerations and quality assurance to such aspects of the physician patient relationship as rights and duties of physicians and patients consent privacy and access to medical records Also covered are specific issues such as organ transplants human medical research abortion and euthanasia as well as matters dealing with the physician in relation to other health care providers health care insurance and the health care system Succinct and practical this book will prove to be of great value to professional organizations of physicians nurses hospitals and relevant government agencies Lawyers representing parties with interests in Turkey will welcome this very useful guide and academics and researchers will appreciate its comparative value as a contribution to the study of medical law in the international context

Medical Law in Greece Vasileios Th. Koniaris, Eleni S. Konstantinidou, 2023-04-20 Derived from the renowned multi volume International Encyclopaedia of Laws this convenient volume provides comprehensive analysis of the law affecting the physician patient relationship in Greece Cutting across the traditional compartments with which lawyers are familiar medical law is concerned with issues arising from this relationship and not with the many wider juridical relations involved in the broader field of health care law After a

general introduction the book systematically describes law related to the medical profession proceeding from training licensing and other aspects of access to the profession through disciplinary and professional liability and medical ethics considerations and quality assurance to such aspects of the physician patient relationship as rights and duties of physicians and patients consent privacy and access to medical records Also covered are specific issues such as organ transplants human medical research abortion and euthanasia as well as matters dealing with the physician in relation to other health care providers health care insurance and the health care system Succinct and practical this book will prove to be of great value to professional organizations of physicians nurses hospitals and relevant government agencies Lawyers representing parties with interests in Greece will welcome this very useful guide and academics and researchers will appreciate its comparative value as a contribution to the study of medical law in the international context *Comparative Health Law and Policy* Dr Irehobhude O Iyioha, Dr Remigius N Nwabueze, 2015-02-28 The collection provides a comparative analysis of relevant health policies and laws in Nigeria such as reproductive and sexual health policy organ donation and transplantation abortion and assisted conception with those in the United Kingdom United States Canada and South Africa It critically examines the duties and rights of physicians patients health institutions and organizations and government parastatals against the backdrop of increased awareness of rights among patient populations The subjects which are discussed from a legal ethical and policy reform perspective critique current legislation and policies and make suggestions for reform *Understanding Physician-Pharmaceutical Industry Interactions* Shaili Jain, 2007-04-16 Physician pharmaceutical industry interactions continue to generate heated debate in academic and public domains both in the United States and abroad Despite this recent research suggests that physicians and physicians in training remain uninformed of the core issues and are ill prepared to understand pharmaceutical industry promotion Furthermore few medical curricula address this issue despite warnings of the imperative need to address this gap in the education of tomorrow s physicians There is a vast medical literature on this topic but no single concise resource This book aims to fill that gap by providing a resource that explains the essential elements of this subject The text makes the reader more aware of the key ethical issues and allows the reader to be a more savvy interpreter of industry promotion have a heightened awareness of the public and medical legal consequences of some physician pharmaceutical industry interactions and be better equipped to handle real life encounters with industry

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Table of Contents Physicians Perspective On Medical Law

1. Understanding the eBook Physicians Perspective On Medical Law
 - The Rise of Digital Reading Physicians Perspective On Medical Law
 - Advantages of eBooks Over Traditional Books
2. Identifying Physicians Perspective On Medical Law
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Physicians Perspective On Medical Law
 - User-Friendly Interface
4. Exploring eBook Recommendations from Physicians Perspective On Medical Law
 - Personalized Recommendations
 - Physicians Perspective On Medical Law User Reviews and Ratings
 - Physicians Perspective On Medical Law and Bestseller Lists
5. Accessing Physicians Perspective On Medical Law Free and Paid eBooks
 - Physicians Perspective On Medical Law Public Domain eBooks
 - Physicians Perspective On Medical Law eBook Subscription Services
 - Physicians Perspective On Medical Law Budget-Friendly Options
6. Navigating Physicians Perspective On Medical Law eBook Formats

- ePub, PDF, MOBI, and More
- Physicians Perspective On Medical Law Compatibility with Devices
- Physicians Perspective On Medical Law Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Physicians Perspective On Medical Law
 - Highlighting and Note-Taking Physicians Perspective On Medical Law
 - Interactive Elements Physicians Perspective On Medical Law
- 8. Staying Engaged with Physicians Perspective On Medical Law
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Physicians Perspective On Medical Law
- 9. Balancing eBooks and Physical Books Physicians Perspective On Medical Law
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Physicians Perspective On Medical Law
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Physicians Perspective On Medical Law
 - Setting Reading Goals Physicians Perspective On Medical Law
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Physicians Perspective On Medical Law
 - Fact-Checking eBook Content of Physicians Perspective On Medical Law
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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