DOCTOR-PATIENT RELATIONSHIP

Doctor-Patient Relationship Models



Reasonable Care Legal Perspectives On The Doctor Patient Relationship

Michael Lobban, Julia Moses

Reasonable Care Legal Perspectives On The Doctor Patient Relationship:

Reasonable Care Harvey Teff,1994 Though more and more medical disputes are reaching the courts English law still reflects the fundamental belief that doctors should be allowed to set their own standards Criticism of this situation as of medical paternalism itself centres on the denial of patients rights The interest that patients have in their well being should not however be expressed exclusively through the assertion of rights Though patients increasingly wish to be involved in decisions about their treatment unqualified self determination and moves toward contractualism in the restructured NHS may prove detrimental to patient welfare A collaborative approach to medical care can offer distinctive therapeutic advantages as well as due respect for patient autonomy In the key legal area of liability for negligence it would be consistent with legal principle and with developments in other jurisdictions to accord less weight to customary practice and more to patients reasonable expectations This book offers a sustained treatment of these issues primarily as they arise in the hospital setting but also within the context of a wide range of diverse therapies As such it provides a unique analysis of the central areas of medical law written in a fashion which will appeal to anyone with an interest in medicine health care and the law

Medical Law: Text, Cases, and Materials Emily Jackson, 2013-08-15 Providing a clear and accessible guide to medical law this work contains extracts from a wide variety of academic materials so that students can acquire a good understanding of a range of different perspectives **Complaints, Controversies and Grievances in Medicine** Jonathan Reinarz, Rebecca Wynter, 2014-12-17 Recent studies into the experiences and failures of health care services along with the rapid development of patient advocacy consumerism and pressure groups have led historians and social scientists to engage with the issue of the medical complaint As expressions of dissatisfaction disguiet and failings in service provision past complaining is a vital antidote to progressive histories of health care This book explores what has happened historically when medicine generated complaints This multidisciplinary collection comprises contributions from leading international scholars and uses new research to develop a sophisticated understanding of the development of medicine and the role of complaints and complaining in this story It addresses how each aspect of the medical complaint between sciences professions practitioners and sectors within politics ethics and regulatory bodies from interested parties and patients has manifested in modern medicine and how it has been defined dealt with and resolved A critical and interdisciplinary humanities and social science perspective grounded in historical case studies of medicine and bioethics this volume provides the first major and comprehensive historical comparative and policy based examination of the area It will be of interest to historians sociologists legal specialists and ethicists interested in medicine as well as those involved in healthcare policy practice and management

Inspiring a Medico-Legal Revolution Pamela R. Ferguson, Graeme T. Laurie, 2016-03-09 This book marks the retirement of Professor Sheila McLean whose contribution to the discipline of medical law has been truly ground breaking As one of the pioneers of the discipline Sheila McLean inspired a revolution in the ways in which lawyers doctors courts and

patients perceive the relationship between medicine and the law The first International Bar Association Professor of Law and Ethics in Medicine she has worked tirelessly to champion the importance of law s role in regulating medicine and protecting patients rights The span in content of this book reflects the range of contributions that Professor McLean has herself made Her work gave direction and shape to a new field of study at a time when few questioned the authority of medicine or thought much about the plight of the patient This collection brings together 21 leading scholars in healthcare law and ethics to honour the depth and significance of her contribution Including authors from the US Australia Canada and New Zealand the contributions cover areas as diverse as start and end of life reproductive rights and termination of pregnancy autonomy of patients the protection of vulnerable patient groups and the challenges posed by new technologies Consent and the Law Sheila A.M. McLean, 2009-09-10 The notion that consent based on the concept of autonomy underpins a good or beneficent medical intervention is deeply rooted in the jurisprudence of most countries throughout the world Autonomy Consent and the Law examines these notions in the UK Australia and the US and critiques the way in which autonomy and consent are treated in bioethics and law The Impact of European Rights on National Legal Cultures Miriam Aziz.2004-07-01 This book contributes to the debate about the impact of European Community Law on the national constitutional orders and cultures of the respective Member States The author examines the doctrine of sovereignty as a mechanism within which this impact may be best assessed and in particular how it underwrites the tension between European Union rights and the rights provided by the respective legal orders of the Member States In particular the book focuses on political social and civil rights drawing from T H Marshall's typology In endorsing an appropriate analytical framework the book challenges both existing law and secondary literature in order to argue that the terminology the concepts and the tools which are used to assess the impact of the EC law on the national constitutional orders are to be selected with great care This is particularly apposite given the complexity of constitutional diversity in terms of national constitutions and their reception of EC law It is also important because of the variety of approaches involved in the constitutional adjustment of the acquis of the Union within the context of the increasing drive to constitutionalisation of the Union on the one hand and enlargement on the other Medicine, Ethics and the Law in Ireland Deirdre Madden, 2011-01-01 Written by one of Ireland's leading medical law academics this practical book comprehensively covers Irish 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 the book provides an invaluable reference tool for anybody who requires accurate information and guidance on this area of Irish law This second edition covers medical research and clinical trials organ donation and transportation patient safety and biobanking Medical Negligence in Victorian Britain Kim Price, 2015-02-26 Medical Negligence in Victorian Britain is the first detailed exploration of the hundreds of charges of neglect against doctors who were contracted to the new poor law after the Poor

Law Amendment Act of 1834 The author moves beyond the hyperbole of Victorian public scandal to use medical negligence as a prism through which to view hidden aspects of poor law doctors and their patients This provides a uniquely grounded perspective from the day to day experience of medical practice for both doctor and patient to the context of the medical political socio legal and cultural processes that underpinned the social construction of negligence at this time The result is a clearly enunciated description of what negligence meant to the Victorians and how they sought to define and deal with negligent care moving the topic from the sidelines of English welfare history to the centre stage role it played in Victorian society Thematically and chronologically arranged in two parts the book uses extensive new archival material with a particular focus on the official inquiries into neglect conducted by poor law inspectors. It offers a fresh perspective on the poor laws that has repercussions for wider histories of welfare medicine and legal medicine Issues in Human Rights Protection of Intellectually Disabled Persons Andreas Dimopoulos, 2016-05-06 This book develops a legal argument as to how persons with intellectual disability can flourish in a liberal setting through the exercise of human rights even though they are perceived as non autonomous Using Ronald Dworkin's theory of liberal equality it argues that ethical individualism can be modified to accommodate persons with intellectual disability as equals in liberal theory Current legal practices the case law of the ECtHR on disability the provisions of the UNCRPD and a comparative analysis of English and German law are discussed as well as suggestions for positive measures for persons with intellectual disability The book will interest academics human rights activists and legal practitioners in the field of disability rights The Impact of Ideas on Legal Development Michael Lobban, Julia Moses, 2014-07-31 How have social and philosophical ideas influenced the development of tort law in Europe

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