

# Mortal

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Bioethics in  
Today's World

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Keith Mucklin

# Choices

# Mortal Choices Bioethics In Todays World

**Duff R. Waring**



## **Mortal Choices Bioethics In Todays World:**

**Mortal Choices** Ruth Macklin,1988      **Bioethics in a European Perspective** H.A. Ten Have,Bert Gordijn,2013-03-09 In this book developed by a group of collaborating scholars in bioethics from different European countries an overview is given of the most salient themes in present day bioethics The themes are discussed in order to enable the reader to have an in depth overview of the state of the art in bioethics Introductory chapters will guide the reader through the relevant dimensions of a particular area while subsequent case discussions will help the reader to apply the ethical theories to specific clinical problems and health policy queries The book focuses on perspectives typical for the European context This highlights not only particular bioethical themes such as social justice choices in health care and health policy e g in post communist countries it also emphasizes specific approaches in ethical theory in relation to Continental philosophies such as phenomenology and hermeneutics Because of its articulation of what is typical for the European health care setting as well as for bioethical debate this book is unique in comparison to existing textbooks in bioethics The book is an introductory textbook acquainting the reader with the major issues in present day health care as well as the various theoretical and practical approaches to clarify these issues      **Great Debates in Medical Law and Ethics** Imogen Goold,Jonathan Herring,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      **National Library of Medicine Current Catalog** National Library of Medicine (U.S.),1988      **Nursing Ethics, 1880s to the Present** Marsha Fowler,2024-04-15 Awarded first place in the 2024 AJN Book of the Year Award in History and Public Policy This important text draws on decades of research arguing that modern nursing germinated and grew an ethics from its own native soil which is rich fulsome and philosophically informed grounded in the tradition and practice of nursing It is an ethics with a positive agenda for the good nurse a good society a healthy people and human flourishing This native nursing ethics was forgotten creating space for a foreign bioethics colonization of nursing in the second half of the twentieth century Drawing from a wide range of sources from the USA the UK Canada and Ireland the book addresses the early and enduring

ethical concerns values and ideals of nursing as a profession that engages in direct clinical practice and in developing policy Fowler calls for reclaiming and renewing nursing's ethical tradition This systematic and comprehensive book is an essential contribution for students and scholars of nursing ethics      **Psychology of Hope** C.R. Snyder, 2010-05-11 Why do some people lead positive hope filled lives while others wallow in pessimism In *The Psychology of Hope* a professor of psychology reveals the specific character traits that produce highly hopeful individuals He offers a test to measure one's level of optimism and gives specific advice on how to become a more hopeful person      Pilgrims in Medicine: Conscience, Legalism and Human Rights Thomas Alured Faunce, 2005-01-01 This arrestingly novel work develops a normative synthesis of medical humanities virtue ethics medical ethics health law and human rights It presents an ambitious complex and coherent argument for the reconceptualisation of the doctor patient relationship and its regulation utilising approaches often thought of as being separate if not opposed virtue based ethics and universal human rights The case is argued gracefully with moderation but also with respect for opposing positions The book's analysis of the foundational professional virtue of therapeutic loyalty is an original departure from the traditional discourse of patient autonomy and the ethical and legal duties of the medical practitioner The central argument is not merely presented as bookends in the introduction and conclusion It is cogently represented in each chapter and section and measured against the material considered A remarkable feature is the use of aptly selected canonical literature to inform the argument These references run from Hesse's *The Glass Bead Game* in the abstract to Joyce's *Ulysses* in the conclusion They include excerpts from and discussion about Bergman Borges Boswell Tolstoy de Beauvoir Chekhov Dostoevsky Samuel Johnson Aristotle Orwell Osler Chaucer Schweitzer Shakespeare Thorwalds Kafka and William Carlos Williams Such references are used not merely as an artistic and decorative leitmotif but become a critical narrative element and another complex and rich layer to this work The breadth and quality of the references are testimony to the author's clear understanding of the modern law and literature movement This work provides the basis of a medical school course As many medical educators as possible should also be encouraged to read this work for the insights it will give them into using their own personal life narratives and those of their patients to inform their decision making process This thesis will also be of value to the judiciary whose members are often called upon to make normatively difficult judgments about medical care and medical rules The human rights material leads to a hopeful view of an international movement toward a universal synthesis between medical ethics and human rights in all doctor patient relationships      Redescribing Bioethics Tod S. Chambers, 2024-11-19 It has traditionally been accepted that one cannot derive how the world ought to be from the way the world is The discipline of bioethics endeavors to respond to ethical issues as they arise in the world For these issues to be analyzed they must first be described *Redescribing Bioethics* How the Field Constructs Its Argument argues the descriptions bioethicists provide of the moral problems anticipate the proposed solution to these problems To understand the rhetorical power of bioethics arguments we need to reverse the structure of the

argument seeing the anticipated solution as driving the presentation of the problem Arguing the story of bioethics is as much one of powerful redescriptions as of proposed solutions Tod S Chambers examines seven rhetorical strategies in how bioethics texts have steered readers toward a particular moral vision of the world retrodiction anagnorisis imbalance dissociation metaphor sources and hypertextuality Through these techniques bioethicists construct a world in which their particular moral theory thrives and alternative theories will struggle **The Ends of Human Life** Ezekiel J. Emanuel,1991 Ezekiel Emanuel trained as both a physician and a political theorist rejects the claim that most of today s dilemmas of medical ethics are created by advances in medical technology He maintains that the seemingly endless debates are the inevitable consequence of liberal political values He proposes an alternative ideology a liberal communitarianism that imagines a federation of political communities dedicated to democratic deliberations to guide the formulation of laws and policies *Current Catalog* National Library of Medicine (U.S.), First multi year cumulation covers six years 1965 70

**Clinical Bioethics** James F. Drane,1994-03 Medical practice is an inherently ethical enterprise More than ever before medical practice requires that medical professionals develop and exercise high ethical standards Health care practitioners who ignore basic concepts of medical ethics risk exposing their patients to serious harm and open themselves and their institutions to charges of malpractice Clinical Bioethics provides for the busy clinical professional a concise comprehensive treatment of the basics in this complex new field *The Fiction of Bioethics* Tod Chambers,2015-12-22 Tod Chambers suggests that literary theory is a crucial component in the complete understanding of bioethics The Fiction of Bioethics explores the medical case study and distills the idea that bioethicists study real life cases while philosophers contemplate fictional accounts *Bioethics for Health Professionals* Frank William Lewins,1996 A bioethics text which provides an introduction as well as a critical approach to the field of bioethics Includes new categories of analysis and a social and contextual model of bioethical behaviour Discusses a range of bioethical issues and is written in non technical language Includes figures and diagrams an appendix list of references and an index The author teaches in the department of sociology at the ANU and his works include Transsexualism in Society and Social Science Methodology Also available in hardback

*Burdens of Proof in Modern Discourse* Richard H. Gaskins,1995-02-22 Public and professional debates have come to rely heavily on a special type of reasoning the argument from ignorance in which conclusions depend on the lack of compelling information I win my argument says the skillful advocate unless you can prove that I am wrong This extraordinary gambit has been largely ignored in modern rhetorical and philosophical studies Yet its broad force can be demonstrated by analogy with the modern legal system where courts have long manipulated burdens of proof with skill and subtlety This legal philosophical and rhetorical study by Richard H Gaskins provides the first systematic treatment of arguments from ignorance across a wide range of modern discourse from constitutional law scientific inquiry and moral philosophy to organizational behavior computer operation and personal interaction Gaskins reviews the historic shifts in constitutional proof burdens that have

shaped public debate on fundamental rights and by analogy on the fundamental status of intellectual and cultural authority. He shows how similar shifts have dominated polemical battles between scientific and ethical modes of authority affecting both academic and popular discussion. Finally he discovers the philosophical roots of default reasoning strategies in the arguments of Kant and nineteenth century Kantian schools. Concluding that shifting proof burdens are inescapable in a world of scientific and moral uncertainty, Gaskins emphasizes the common strategic ground shared by dogmatic and skeptical reasoning. Using Hegelian strategies he describes a more pluralistic temper that can move critical thinking beyond polemics and strengthen our capacities for common discourse.

**Making All the Difference** Martha Minow, 2016-10-01

Should a court order medical treatment for a severely disabled newborn in the face of the parents' refusal to authorize it? How does the law apply to a neighborhood that objects to a group home for developmentally disabled people? Does equality mean treating everyone the same even if such treatment affects some people adversely? Does a state requirement of employee maternity leave serve or violate the commitment to gender equality? Martha Minow takes a hard look at the way our legal system functions in dealing with people on the basis of race, gender, age, ethnicity, religion, and disability. Minow confronts a variety of dilemmas of difference resulting from contradictory legal strategies: strategies that attempt to correct inequalities by sometimes recognizing and sometimes ignoring differences. Exploring the historical sources of ideas about difference, she offers challenging alternative ways of conceiving of traits that legal and social institutions have come to regard as different. She argues in effect for a constructed jurisprudence based on the ability to recognize and work with perceptible forms of difference. Minow is passionately interested in the people, different people, whose lives are regularly misshaped and misdirected by the legal system's ways of handling them. Drawing on literary and feminist theories and the insights of anthropology and social history, she identifies the unstated assumptions that tend to regenerate discrimination through the very reforms that are supposed to eliminate it. Education for handicapped children, conflicts between job and family responsibilities, bilingual education, Native American land claims: these are among the concrete problems she discusses from a fresh angle of vision. Minow firmly rejects the prevailing conception of the self that she believes underlies legal doctrine: a self seen as either separate and autonomous or else disabled and incompetent in some way. In contrast, she regards the self as being realized through connection, capable of shaping an identity only in relationship to other people. She shifts the focus for problem solving from the different person to the relationships that construct that difference and she proposes an analysis that can turn difference from a basis of stigma and a rationale for unequal treatment into a point of human connection. The meanings of many differences can change when people locate and revise their relationships to difference, she asserts. The student in a wheelchair becomes less different when the building designed without him in mind is altered to permit his access. Her book evaluates contemporary legal theories and reformulates legal rights for women, children, persons with disabilities, and others historically identified as different. Here is a powerful voice for change speaking to issues that permeate

our daily lives and form a central part of the work of law By illuminating the many ways in which people differ from one another this book shows how lawyers political theorist teachers parents students every one of us can make all the difference

**Bioethical and Evolutionary Approaches to Medicine and the Law** W. Noel Keyes,2007 Bioethics is a multidisciplinary field of law and one that can not be ignored Bioethical and Evolutionary Approaches to Medicine and the Law is a comprehensive scholarly analysis of bioethics and the development of its standards The book is broken up into the following four parts Part I deals with scientific religious ethical and legal aspects of bioethics Part II evaluates 100 current bioethical issues and sets forth specific approaches for their resolution Part III focuses on medical legal and other problems from beginning of life overpopulation birth control in vitro fertilization etc through end of life physician assisted suicide advance directives euthanasia etc Part IV discusses the major bioethical issues in genetics and genetic engineering

Medical Benefit and the Human Lottery Duff R. Waring,2008-01-18 Bioethicists moral philosophers and social policy analysts have long debated about how we should decide who shall be saved with scarce lifesaving resources when not all can be saved It is often claimed that it is fairer to save younger persons and that age is an ethically relevant consideration in such tragic decisions Medical benefit should be maximized and final selection should aim to minimize the contaminating influence of chance These claims are challenged by Duff R Waring in Medical Benefit and the Human Lottery one of the few books that attempts a sustained defence of random patient selection This book combines ethics and political philosophy in its novel and strict egalitarian approach to patient selection for transplantable organs Waring addresses the question of whether we should choose between lives on the basis of fair chances or best outcomes He argues that final selection criteria should be based on fair chances that equalize opportunity as opposed to best outcomes His defence of hardy egalitarianism aims to show that random selection by lottery can affirm both a common humanity and the equal value of lives The notion of patient selection by lottery has not fared well in bioethics and has been regarded by some as a moral affront Waring argues that a human selection lottery may be neither as crude nor as ethically anomalous as some have supposed Indeed it can reflect a familiar conception of equality as a political and moral ideal This conception abstracts from many undeniable differences between patients and claims that scarce resources should be allocated on the principled assumption that each of their lives is equally worth saving The book is also notable for its critiques of some recent utilitarian notions of medical benefit which can have an age biased impact on elderly patients Waring then argues against the leading contemporary age based approaches to patient selection He explores the way random selection by lottery can affirm his egalitarian ethos in cases where eligible transplant candidates have each passed a threshold level of prospective medical benefit that has been set by democratic deliberation Taming chance with a human lottery is defended as the most lucid means of ensuring equal opportunity In so doing Waring argues that we give the principle of equal concern and respect a radical expression above a noncomparative threshold of medical benefit each candidate can have an equal claim to life

**Last Rights** Barbara Logue,1993-01-01

Several recent trends demographic social and economic are increasing the incidence and public support of deliberate death among the old and sick The number of elderly people is at an all time high Medical technology can prolong the lives of these men and women but it cannot keep them independent free of pain or competent to manage their own affairs Never before have so many been so sick for so long Changes in the size and structure of the American family make long term home care almost impossible while exorbitant health costs and scarce resources limit the provision of highquality care by paid workers Researcher Barbara J Logue refers to any deliberate behavior that causes death as death control She points out that death control like birth control involves very serious and deeply personal decisions choices that ought to be made on the basis of reliable information with care and compassion without coercion She goes on to assert that like birth control death control should be performed legally and with the help of the medical community Without access to assisted deaths many frail old people are left to endure wretched deaths Some die slowly of neglect or malnutrition in nursing homes Others take their own lives sometimes by violent means while they can still act independently because they are afraid that no one will help them if they wait until they are very sick Some die alone fearful of implicating friends or relatives in their back alley euthanasia While some die too soon because they are poor uneducated or hard to manage others are overtreated and their deaths delayed because doctors and hospitals want to increase their income or fearprosecution if they help a patient die Barbara Logue describes these and many other hazards inherent in our present long term care system noting that all too often the system causes suffering instead of alleviating it After assessing the alternatives she urges that we must make compassionate death control as available as birth control We must regulate and monitor it like any other medical procedure taking steps to minimize the risks while maximizing the benefits

*Interpreting Statutes* Suzanne Corcoran, Stephen Bottomley, 2005

*Interpreting Statutes* was cited 4 times by the High Court in *Momcilovic v The Queen* 2011 HCA 34 8 September 2011

*Interpreting Statutes* has been written for lawyers and judges who must interpret statutes on a daily basis as well as for students and scholars who have their own responsibility for the future This book takes a new approach to statutory interpretation The authors consider the fundamental importance of context in statutory interpretation across various fields of regulation and explore the problems which arise from the frequent disjunction between regulatory design and subsequent statutory interpretation As a result they bring to the fore fundamental theoretical questions underlying interpretive choice and expand our appreciation of how critical interpretive issues are to the proper functioning of our legal system The book is divided into two parts The first covers several areas dealing with fundamental theoretical issues The second deals with particular areas of the law such as criminal law or corporate law addressing the utility and functionality of the general theories from different legal perspectives and illustrating the fact that different interpretive principles may take precedence in different areas of the law It reveals the complexity of statutory interpretation when applied to actual practice in a particular area of law Despite this complexity and the unique problems of statutory interpretation within each area of law



some major themes emerge including the strong influence of constitutional interpretation tension between common law rights and statutory innovation questions about the interaction of domestic law with international law tension between settled judicial principles of interpretation and principles embedded in legislation issues concerning the interpretation of delegated legislation and questions about gap filling and discretion in the interpretation of statutes and codes Ethics in Nursing Martin Benjamin Professor of Philosophy, Joy Curtis Professor of Nursing and University Ombudsman both at Michigan State University, 1992-01-02 Written by a nurse and a philosopher Ethics in Nursing blends the concrete detail of recurring problems in nursing practice with the perspectives methods and resources of philosophical ethics It stresses the aspects of the nurses role and relations with others physicians patients administrators other nurses that give ethical problems in nursing their special focus Among the issues addressed are deception parentalism confidentiality conscientious refusal nurse autonomy compromise and personal responsibility for institutional and public policy The third edition has been enlarged with new cases and case discussions related to AIDS and an additional chapter on the expanding scope of nursing ethics as it addresses issues related to scarce resources cost containment justice and the possibilities of health care rationing

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