

PIONEERING HEALTHCARE LAW

ESSAYS IN HONOUR OF MARGARET BRAZIER

EDITED BY

CATHERINE STANTON, SARAH DEVANEY,
ANNE-MAREE FARRELL AND ALEXANDRA MULLOCK



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Marc Stauch, Kay Wheat



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Pioneering Healthcare Law Catherine Stanton, Sarah Devaney, Anne-Maree Farrell, Alexandra Mullock, 2015-10-16 This book celebrates Professor Margaret Brazier's outstanding contribution to the field of healthcare law and bioethics. It examines key aspects developed in Professor Brazier's agenda-setting body of work with contributions being provided by leading experts in the field from the UK, Australia, the US, and continental Europe. They examine a range of current and future challenges for healthcare law and bioethics representing state-of-the-art scholarship in the field. The book is organised into five parts. Part I discusses key principles and themes in healthcare law and bioethics. Part II examines the dynamics of the patient-doctor relationship in particular the role of patients. Part III explores legal and ethical issues relating to the human body. Part IV discusses the regulation of reproduction and Part V examines the relationship between the criminal law and the healthcare process. Chapter 10 of this book is freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non-Commercial No Derivatives CC BY-NC-ND 3.0 license.

Text, Cases and Materials on Medical Law and Ethics Marc Stauch, Kay Wheat, 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 *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.

Exploitation, Ethics and Law Suzanne Ost, Hazel Biggs, 2021-08-25 Focusing on a matter of continuing contemporary significance, this book is the first work to offer an in-depth exploration of exploitation in the doctor-patient relationship. It provides a theoretical analysis of the concept of exploitation, setting out exploitation's essential elements within the author's account of wrongful exploitation. It then presents a contextual analysis of exploitation in the doctor-patient relationship, considering the dynamics of this fiduciary relationship, the significance of vulnerability, and the reasons why exploitation in this relationship is particularly wrongful. Two case studies, sexual exploitation and assisted dying, are employed to assess what the appropriate legal, ethical, and regulatory responses to exploitation should be to identify common themes regarding the doctor's behaviour, such as the use of undue influence as a conduit through which to take advantage of and misuse patients, and to illustrate the effects of exploitation on patients. A recurring question addressed is

how exploitation in the doctor patient relationship is and should be dealt with by ethics regulators and the law and whether exploitation in this relationship is a special case The book provides a critical interdisciplinary evaluation of exploitation in the doctor patient relationship that will be of interest to health care lawyers bioethicists legal academics and practitioners health care professionals and policymakers

Parental Rights, Best Interests and Significant Harms Imogen Goold,Jonathan Herring,Cressida Auckland,2019-11-28 This timely collection brings together philosophical legal and sociological perspectives on the crucial question of who should make decisions about the fate of a child suffering from a serious illness In particular the collection looks at whether the current best interests threshold is the appropriate boundary for legal intervention or whether it would be more appropriate to adopt the risk of significant harm approach proposed in Gard It explores the roles of parents doctors and the courts in making decisions on behalf of children actively drawing on perspectives from the clinic as well as academia and practice In doing so it teases out the potential risks of inappropriate state intrusion in parental decision making and considers how we might address them

A Jurisprudence of the Body Chris Dietz,Mitchell Travis,Michael Thomson,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](https://www.springer.com)

Children and Gender Simona Giordano,2023 Simona Giordano investigates the moral concerns raised by current clinical options available for transgender and gender diverse children and adolescents Children and Gender thus combines a detailed ethical analysis with an accurate clinical description of gender development and available clinical pathways

Disability Politics and Theory, Revised and Expanded Edition A.J. Withers,2024-05-09T00:00:00Z Disability Politics and Theory a historical exploration of the concept of disability covers the late nineteenth century to the present introducing the main models of disability theory and politics eugenics medicalization rehabilitation charity rights and social and disability justice A J Withers examines when how and why new categories of disability are created and describes how capitalism benefits from and enforces disabled people s oppression Critiquing the currently dominant social model of disability this book offers an alternative The radical framework Withers puts forward

draws from schools of radical thought particularly feminism and critical race theory to emphasize the role of interlocking oppressions in the marginalization of disabled people and the importance of addressing disability both independently and in conjunction with other oppressions Intertwining theoretical and historical analysis with personal experience this book is a poignant portrayal of disabled people in Canada and the U S and a call for social and economic justice This revised and expanded edition includes a new chapter on the rehabilitation model expands the discussion of eugenics and adds the context of the growth of the disability justice movement Black Lives Matter calls for defunding the police decolonial and Indigenous land protection struggles and the COVID 19 pandemic

Gender and Diversity in Oral and Maxillofacial Surgery, An Issue of Oral and Maxillofacial Surgery Clinics of North America, E-Book Franci Stavropoulos, Jennifer

Woerner, 2021-09-26 **Gender and Diversity in Oral and Maxillofacial Surgery An Issue of Oral and Maxillofacial Surgery Clinics of North America E Book**

From Cape Town to Kabul Penelope Andrews, 2016-04-15 Using her experience of living under apartheid and witnessing its downfall and the subsequent creation of new governments in South Africa the author examines and compares gender inequality in societies undergoing political and economic transformation By applying this process of legal transformation as a paradigm the author applies this model to Afghanistan These two societies serve as counterpoints through which the book engages in a nuanced and novel way with the many broader issues that flow from the attempts in newly democratic societies to give effect to the promise of gender equality Developing the idea of conditional interdependence the book suggests a new approach based on the communitarian values which underpin newly democratic societies and would allow women s rights to gain momentum and reap greater benefits Broad in its thematic approach the book generates challenging and complex questions about the achievement of gender equality It will be of interest to academics interested in gender and human rights international and comparative law Choice ,2008

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