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medical law and **ethics**

4th edition



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Medical Law and Ethics Jonathan Herring, 2025 Philosophical Foundations of Medical Law Andelka M. Phillips, Thana C. de Campos, Jonathan Herring, 2019-11-28 With advances in personalised medicine the field of medical law is being challenged and transformed The nature of the doctor patient relationship is shifting as patients simultaneously become consumers The regulation of emerging technologies is being thrown into question and we face new challenges in the context of global pandemics This volume identifies significant questions and issues underlying the philosophy of medical law It brings together leading philosophers legal theorists and medical specialists to discuss these questions in two parts The first part deals with key foundational theories and the second addresses a variety of topical issues including euthanasia abortion and medical privacy The wide range of perspectives and topics on offer provide a vital introduction to the philosophical underpinnings of medical law Routledge Handbook of Global Health Rights Clayton Ó Néill, Charles Foster, Jonathan Herring, John Tingle, 2021-05-30 This book examines the idea of a fundamental entitlement to health and healthcare from a human rights perspective The volume is based on a particular conceptual reasoning that balances critical thinking and pragmatism in the context of a universal right to health Thus the primary focus of the book is the relationship or contrast between rights based discourse jurisprudential arguments and real life healthcare contexts The work sets out the constraints that are imposed on a universal right to health by practical realities such as economic hardship in countries lack of appropriate governance and lack of support for the implementation of this right through appropriate resource allocation It queries the degree to which the existence of this legally enshrined right and its application in instruments such as the International Covenant on Economic Social and Cultural Rights ICESCR and the Universal Declaration of Human Rights UDHR can be more than an ephemeral aspiration but can actually sustain promote and instil good practice It further asks if social reality and the inequalities that present themselves therein impede the implementation of laudable human rights particularly within marginalised communities and cadres of people It deliberates on what states and global bodies do or could do in practical terms to ensure that such rights are moved beyond the aspirational and become attainable and implementable Divided into three parts the first analyses the notion of a universal inalienable right to health care from jurisprudential anthropological legal and ethical perspectives The second part considers the translation of international human rights norms into specific jurisdictional healthcare contexts With a global perspective it includes countries with very different legal economic and social contexts Finally the third part summarises the lessons learnt and provides a pathway for future action The book will be an invaluable resource for students academics and policymakers working in the areas of health law and policy and international human rights law **Research Handbook on the Sociology of Law** Jiří Příbáň, 2020-12-25 This unique Research Handbook maps the historical theoretical and methodological concepts in sociology of law exploring the rich and complex nature of this area of research It argues that sociology of law flourishes due to its

strong capacity for interdisciplinary engagement and links to other scientific concepts methodologies and research fields

Institutional Cosmopolitanism Luis Cabrera,2018-09-25 Is a global institutional order composed of sovereign states fit for cosmopolitan moral purpose Cosmopolitan political theorists challenge claims that states nations or other collectives have ultimate moral significance They focus instead on individuals on what they share and on what each may owe to all the others They see principles of distributive justice and increasingly political justice applying with force in a global system in which billions continue to suffer from severe poverty and deprivation political repression interstate violence and other ills Cosmopolitans diverge widely however on the institutional implications of their shared moral view Some argue that the current system of competing sovereign states tends to promote unjust outcomes and stands in need of deep structural reform Others reject such claims and contend that justice can be pursued through transforming the orientations and conduct of individual and collective agents especially states This volume brings together prominent political theorists and International Relations scholars including some skeptics of cosmopolitanism in a far ranging dialogue about the institutional implications of the cosmopolitan approach Contributors offer penetrating analyses of both continuing and emerging issues around state sovereignty democratic autonomy and accountability and the promotion and protection of human rights They also debate potential reforms of the current global system from the transformation of cities and states to the creation of some encompassing world government capable of effectively promoting cosmopolitan aims *Principles and Practice of Surgery*

E-Book O. James Garden,Andrew W. Bradbury,John L. R. Forsythe,Rowan W Parks,2012-05-28 Principles and Practice of Surgery is the surgical companion textbook to the international medical bestseller Davidson s Principles and Practice of Medicine It is a comprehensive textbook for both the surgical student and trainee guiding the reader through key core surgical topics which are encountered throughout an integrated medical curriculum as well as in subsequent clinical practice Although sharing the same format and style as Davidson s Principles and Practice of Medicine this text is complete in itself thus enabling the student to appreciate both the medical and surgical implications of diseases encountered in surgical wards A three section textbook of surgical principles and regional clinical surgery Superbly presented with line drawings high quality radiographic images and colour photographs Presented in similar form to its sister textbook Davidson s Principles and Practice of Medicine Full online text version as part of Student Consult The contents have been restructured into three sections Principles of Perioperative care Gastrointestinal Surgery and Surgical Specialties Two new chapters have rationalised and amalgamated information on the Metabolic response to injury and Ethics and pre operative considerations to avoid repetition Throughout the text has been altered to reflect changes in understanding evidence and practice and to keep the contents in line with undergraduate and postgraduate surgical curricula A substantial number of new illustrations have been added to give better consistency and improved image quality The evidence based revision boxes that focus on major international guidelines have been thoroughly updated **Organ Donation in Islam** Mahdiah Jaffer,Aasim I.

Padela, Gurch Randhawa, 2022-12-13 A 2023 Choice Reviews Outstanding Academic Title Organ Donation in Islam The Interplay of Jurisprudence Ethics and Society delves into the complexities and nuances of organ donation in Muslim communities A diverse group of authors including Muslim jurists academic researchers clinicians and policy stakeholders engage with the multi faceted topic Contributions from Sunni and Shia scholars are positioned alongside each other giving the reader an appreciation of the different Islamic traditions and legal methodologies and qualitative research examining the views and potential concerns of Muslim families towards donating organs of loved ones is juxtaposed with the work of academicians and community advocates engaging diverse Muslim communities to equip them with the knowledge and tools to make informed donation decisions Taken together the collection yields new ethical empirical and sociological insights into how issues of body ownership the definition of death and community engagement interface with the act of donation Accordingly this wide ranging volume represents a invaluable resource for religious leaders healthcare professionals social scientists policy makers researchers and others interested in the interplay between contemporary healthcare religious tradition health policy and the topic of organ donation

Medical Law Emily Jackson, 2019 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

Diverse Voices in Tort Law Kirsty Horsey, 2024-03-26 This captivating book explores uncharted territory in tort law shedding light on underexplored viewpoints in the field The collection brings issues of social class race gender marginalisation vulnerability and harm into conversation with core tort law topics to encourage a more critical examination of the law and its impact on different groups of people Written by experts in the main areas of tort law from negligence to defamation and personal torts chapters will deepen students understanding of the central concepts and practices of tort law uncover the power imbalances and privileges that underpin tort law decisions and their impact on lived experiences amplify under represented voices by signposting to the work and ideas of scholars that are less visible in the field Integrating marginalised perspectives into the curriculum and discourse this indispensable textbook paves the way for a more inclusive and comprehensive understanding of tort law Chapter 9 available open access digitally under CC BY licence

Great Debates in Employment Law Simon Honeyball, 2015-04-23 This textbook is an ambitious and engaging introduction to the more advanced writings on employment law 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 therefore not to present a complete overview of theoretical issues in employment law but rather to illustrate the current debates which are currently going on among those working in 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

People-Centred Pharmacy David Seedhouse, 2025-05-19 Discover people centred decision making for pharmacists in this clear and practical

volume Pharmacy ethics and decision making are a critical part of pharmaceutical care Pharmacists are routinely faced with decisions that impact the immediate and long term health of patients and must exercise professional judgement when the best choices are uncertain Current guides to ethical decision making in healthcare are generally written for doctors or nurses overlooking the distinctive needs of pharmacy professionals in this crucial area of practice People Centred Pharmacy Ethical Challenges in Everyday Practice remedies this oversight with a down to earth discussion of the common ethical dilemmas pharmacists face Offering a commonsense focus the book articulates an approach to practical ethical reasoning that considers the interests of all involved including the pharmacist The result is an invaluable resource for pharmacists and those studying the subject Readers will also find A text written in collaboration with pharmacy educators Concrete examples drawn from empirical research into pharmacy practice An interdisciplinary approach to the many dilemmas pharmacists face People Centred Pharmacy Ethical Challenges in Everyday Practice is ideal for all pharmacy staff as well as all students of pharmacy

Medical Treatment of Children and the Law Jo Bridgeman, 2020-11-19 The high profile cases of Charlie Gard Alfie Evans and Tafida Raqeeb raised the questions as to why the state intrudes into the exercise of parental responsibility concerning the medical treatment of children and why parents may not be permitted to decide what is in the best interests of their child This book answers these questions It argues for a reframing of the law concerned with the medical treatment of children to one which better protects the welfare of the individual child within the context of family relationships recognising the duties which professionals have to care for the child and that the welfare of children is a matter of public interest protected through the intervention of the state This book undertakes a rigorous critical analysis of the case law concerned with the provision of medical treatment to children since the first reported cases over forty years ago It argues that understanding of the cases only as disputes over the best interests of the child and judicial resolution thereof fails to recognise professional duties and public responsibilities for the welfare and protection of children that exist alongside parental responsibilities and which justify public or state intervention into family life and parental decision making Whilst the principles and approach of the court established in the early cases endure the nature and balance of these responsibilities to children in their care need to be understood in the changing social legal and political context in which they are exercised and enforced by the court The book will be a valuable resource for academics students and practitioners of Medical Law Healthcare Law Family Law Social Work Medicine Nursing and Bioethics

Law and Global Health Michael Freeman, Sarah Hawkes, Belinda Bennett, 2014-05-29 Current Legal Issues like its sister volume Current Legal Problems now available in journal format is based upon an annual colloquium held at University College London Each year leading scholars from around the world gather to discuss the relationship between law and another discipline of thought Each colloquium examines how the external discipline is conceived in legal thought and argument how the law is pictured in that discipline and analyses points of controversy in the use and abuse of extra legal arguments within legal theory and practice Law and Global Health the

sixteenth volume in the Current Legal Issues series offers an insight into the scholarship examining the relationship between global health and the law. Covering a wide range of areas from all over the world, articles in the volume look at areas of human rights, vulnerable populations, ethical issues, legal responses, and governance.

Regulating Decision-Making in Multiple Pregnancy Jeffrey Wale, 2021-06-22. This book examines the regulation and practice of medical decision making where the context is that of a multiple pregnancy and where the question is whether or not to carry out a fetal reduction procedure. It concerns three main lines of inquiry: first, the nature of fetal reduction and the legal grounds for termination typically relied upon; secondly, the extent to which legal, ethical, and professional norms guide or constrain this particular kind of decision making; and thirdly, the adequacy of these norms. The book uses empirical sources to develop its analysis, contributing new insight and the kind of evidence necessary to shape regulation, clinical practice, and future research. The key findings show that fetal abnormality is often given as the justifying ground that the legal, ethical, and professional norms offer little explicit guidance for fetal reduction, and on the general question of termination, ethical norms suffer from a high level of contestation. The key norms in the UK abortion legislation are unclear and disconnected from practice, and professional norms are only marginally more adequate. Given the indeterminacy of these norms, it is no surprise that the evidence indicates that doctors are only weakly guided by them in making their decisions. Various recommendations are advanced in this book, including the need for a situational emphasis on shared decision making and patient-centred care.

Great Debates in Jurisprudence Nicholas McBride, Sandy Steel, 2018-03-16. This textbook is an ambitious and engaging introduction to the more advanced writings on jurisprudence, 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 therefore not to present a complete overview of theoretical issues in jurisprudence but rather to illustrate the current debates which are currently going on among those working in 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 jurisprudence or for those wanting to deepen their knowledge. New to this Edition: New debates on the nature and legitimacy of global justice and the binding force of precedent; Incorporates discussion of new contributions to jurisprudential writing by Mark Greenberg, Scott Hershowitz, David Howarth, and Shona Stark; Matthew Kramer, Frederick Schauer, and Jeremy Waldron. Includes substantially revised chapters on The nature of jurisprudence and Morality and rights.

Great Debates in Equity and Trusts Alastair Hudson, 2014-08-26. This textbook is an ambitious and engaging introduction to the more advanced writings on equity and trusts, 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 therefore not to present a complete overview of theoretical issues in equity and

trusts but rather to illustrate the current debates which are currently going on among those working in 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.

What is The Family of Law? Alan Brown, 2019-02-07. This book argues that the legal understanding of family in the UK continues to be underpinned by the idealised image of the nuclear family premised upon the traditional gendered roles of father as breadwinner and mother as homemaker. This examination of the law's model of the family has been prompted by the substantial reforms that have taken place in family law in recent decades and the significant evolution in social attitudes and familial practices that has occurred in parallel. Throughout the book, the influence of the nuclear family is noted in several different contexts: various specific legal definitions of family, the legal regulation of adult conjugal relationships, the attribution of legal parenthood, and the construction of the role of the parent within the law. Ultimately, this book argues that while these reforms have resulted in additional categories of relationship coming to be situated within the nuclear family model, there has not as yet been any fundamental alteration of the underpinning concept of the nuclear family itself. This book concludes by considering the possibilities offered beyond the nuclear family, exploring the reconceptualising of the legal understanding of family around alternative and potentially radical models of family.

Medical Ethics Eldo Frezza, 2018-10-25. Medical ethics is a system of moral principles that apply values to the practice of clinical medicine and in scientific research. Medical ethics allow for people regardless of background to be guaranteed quality and principled care. It is based on a set of values that professionals can refer to in the case of any confusion or conflict. These values include the respect for autonomy, non-maleficence, beneficence, and justice. These tenets allow doctors, care providers, and families to create a treatment plan and work towards the same common goal without any conflict. Succeeding in the healthcare field means more than just making a diagnosis and writing a prescription. Healthcare professionals are responsible for convincing patients and their family members of the best course of action and treatments to follow while knowing how to make the right moral and ethical choices. Ethical teaching should be an active part of training and should be taught in four divisions: basic ethics, clinical ethics, legal principles related to ethics, and the ethics of research and affiliation. This book is a reference guide for physicians, healthcare providers, and administrative staff. It looks at the ethical problems they face every day, gives the background and the ethical problem, and then provides practical advice which can be easily implemented. This book provides the knowledge needed to understand who has the right to healthcare, the justice of clinical practice, what autonomy means for a patient giving consent, who is going to make any surrogate decisions, and more.

Law and Bioethics George Patrick Smith (II), 2012. George P. Smith II is a leading figure in the world of medical law and ethics. During his long career, he has addressed some of the most important issues in bioethics and has contributed much original thought to the debates in this field. This book celebrates his contribution by bringing together his key writings in bioethics. The chapters include previously published material; however, the pieces have been substantially updated to include more recent developments and rewritten.

drawing out the themes and strands which have run through Professor Smith's thinking over the past fifty years. The book covers topics including human rights and medical law, the allocation of resources and distributive justice, ethical relativism, science and religion, and public health emergencies. In doing so, it offers an excellent overview of the current bioethical issues in medical law in light of recent and ongoing technological developments in medicine. This collection of essays by one of the world's leading medical lawyers is academic research of the highest quality. With an enviable clarity of thought and force of argument, Professor Smith tackles some of the major issues facing medicine and law today. It is a tour de force by an academic at the height of his powers. Professor Jonathan Herring, University of Oxford.

Subjectivity, Citizenship and Belonging in Law Anne Griffiths, Sanna Mustasaari, Anna Mäki-Petäjä-Leinonen, 2016-10-04. This collection of articles critically examines legal subjectivity and ideas of citizenship inherent in legal thought. The chapters offer a novel perspective on current debates in this area by exploring the connections between public and political issues as they intersect with more intimate sets of relations and private identities. Covering issues as diverse as autonomy, vulnerability and care, family and work, immigration control, the institution of speech and the electorate, and the right to vote, they provide a broader canvas upon which to comprehend more complex notions of citizenship, personhood, identity and belonging in law in their various ramifications. Chapter 7 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 4.0 license.

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