

## 730-386 Health and Medical Law

<b>Credit Points:</b>	12.500
<b>Level:</b>	Undergraduate
<b>Dates &amp; Locations:</b>	2008, This subject commences in the following study period/s: Semester 2, - Taught on campus.
<b>Time Commitment:</b>	Contact Hours: One 2-hour lecture per week Total Time Commitment: 96 hours
<b>Prerequisites:</b>	Legal Method and Reasoning; Principles of Public Law; Torts; Legal Theory or in each case their equivalents.
<b>Corequisites:</b>	None
<b>Recommended Background Knowledge:</b>	None
<b>Non Allowed Subjects:</b>	None
<b>Core Participation Requirements:</b>	<p>For the purposes of considering request for Reasonable Adjustments under the Disability Standards for Education (Cwth 2005), and Student Support and Engagement Policy, academic requirements for this subject are articulated in the Subject Overview, Learning Outcomes, Assessment and Generic Skills sections of this entry.</p> <p>It is University policy to take all reasonable steps to minimise the impact of disability upon academic study, and reasonable adjustments will be made to enhance a student's participation in the University's programs. Students who feel their disability may impact on meeting the requirements of this subject are encouraged to discuss this matter with a Faculty Student Adviser and Student Equity and Disability Support: <a href="http://services.unimelb.edu.au/disability">http://services.unimelb.edu.au/disability</a></p>
<b>Coordinator:</b>	Professor L Skene
<b>Subject Overview:</b>	This subject considers the legal relationship between patients and health care providers. It explains the duty of health care providers to exercise reasonable care in diagnosis, information giving and treatment; and to involve patients in decision making and the extent of a health professional's obligation to respect patients' privacy, to keep information confidential and to allow patients access to their records. The law on surrogate decision making for patients who may not be able to make their own decisions will be discussed; these patients include children, adolescents, intellectually disabled and mentally ill patients and the terminally ill and dying. The law on abortion, child destruction, wrongful birth and wrongful life is examined.
<b>Assessment:</b>	Final examination of three hours, 100%.
<b>Prescribed Texts:</b>	Law and Medical Practice: Rights, Duties, Claims and Defences (L Skene), 3rd edn, LexisNexis, 2007
<b>Breadth Options:</b>	This subject is not available as a breadth subject.
<b>Fees Information:</b>	Subject EFTSL, Level, Discipline & Census Date, <a href="http://enrolment.unimelb.edu.au/fees">http://enrolment.unimelb.edu.au/fees</a>
<b>Generic Skills:</b>	On completion of the subject, students should have developed the following generic skills: <ul style="list-style-type: none"> <li># attitudes towards knowledge that include valuing truth, openness to new ideas and ethics associated with knowledge creation and usage</li> <li># the capacity for close reading and analysis of a range of sources</li> <li># the capacity for critical and independent thought and reflection</li> <li># the capacity to solve problems, including through the collection and evaluation of information</li> <li># the capacity to communicate, both orally and in writing</li> <li># the capacity to plan and manage time</li> </ul>

	<p># intercultural sensitivity and understanding</p> <p>In addition, on completion of the subject, students should have developed the following skills specific to the discipline of law:</p> <ul style="list-style-type: none"><li># The ability to tailor legal advice to plaintiffs and defendants in the course of litigation.</li><li># An awareness of non-legal means of resolving disputes and their advantages and disadvantages.</li><li># Some understanding of the ethical values underlying professional decision making.</li><li># The ability to apply some critical perspectives in analysing legal issues and examining law in a broad social context.</li></ul>
<b>Related Course(s):</b>	Bachelor of Engineering(Mechanical & Manufacturing) and Bachelor of Laws Graduate Diploma in Social Health Graduate Diploma in Social Health (Health Ethics) Master of Public Health