

Volgograd State Medical University  
Department of Philosophy, Bioethics and Law

Lectures on Law  
Medical law.

# What is Medical law?

- Medical law is the complex branch of legislation.
- It regulates organizational and personal relations which are formed during sanitary-epidemiologic measures and providing of medical and profilactic help to citizens.

# Right to health

- The right to health is the economic, social and cultural right to a universal minimum standard of health to which all individuals are entitled.
- The right to health is guaranteed by the norms of international law.
- Article 25 of the United Nations' Universal Declaration of Human Rights states that "*Everyone has the right to a standard of living adequate for the health and well-being of himself and of his family, including food, clothing, housing and medical care and necessary social services.*"

# Position of State

- State guarantees the right to health independently of race, sex, nationality, language, social origin and place of residence.
- State gives to citizens protection from any form of discrimination which is connected with the presence of some illnesses.

# Right to medical aid (or right to health care)

- It is the part of the right to health but it is got relative independence and takes important place in the system of the rights and freedoms of human and citizens.
- Guarantees of this right are the net of medical institutions, the accessibility of medical aid, the development of medical science.

# Medical secret

- It is the information about the fact of appeal to medical aid, state of citizens health, diagnosis and other pieces of information receiving during treatment.
- Communication of the pieces such information to other citizens in the interests of patient, for conducting of scientific research and other aims is admitted by consent of citizen or his legal representative.

# Medical mistake

- The problem of medical mistakes is one of the most important in medical law.
- Civil and criminal cases about medical mistakes very often take place in legal practice.

# Types of medical mistakes

1. Deontological mistakes. The basis of them is the violation of the principles of the due behavior of doctor regarding patient.
2. Mistakes of diagnosis.
3. Mistakes of treatment.



# DEONTOLOGY

- Deontology (study of due) is used for the sign of the collection of rules, which must secure maximum effective treatment of patients.
- Medical ethics is applied deontology.
- The basis of the code of medical ethics is the Oath of Hippocrates.

# The quintessential place of Oath

- I will follow that system of regimen which, according to my ability and judgement, I consider for the benefit of my patients and abstain from whatever is deleterious and mischievous. I will give no deadly medicine to any one if asked, nor suggest any such counsel; and in like manner I will not give a woman a pessary to produce abortion.

# Second part

- Into whatever houses I enter, I will go into them for the benefit of the sick, and will abstain from every voluntary act of mischief and corruption. Whatever, in connection with my professional practice or not, in connection with it, I see or hear, in the life of human, which ought not to be spoken of abroad, I will not divulge, as reckoning that all such should be kept secret.