

IL – 407: Health Laws

Unit I

- a. International Perspective of Healthcare
 - a. Healthcare scenario in the UK – National Health Scheme
 - b. Healthcare scenario in the US – Private practice
 - c. Healthcare scenario in India
- b. TRIPS and Public Health
- c. ALMATA Declaration
- d. DOHA Declaration
- e. World Health Organisation – Role of WHO in public health
- f. International Health Regulations

Unit II

- a. Constitutional provisions relating to health
- b. Public Health Policies – Government of India:
 - a. Aayushman Bharat Bill, 2018
 - b. National Health Mission
 - c. National Health Policy, 2017
- c. Code of ethics in medical profession
 - a. Medical Council of India
 - b. National Medical Commission
- d. List of Offences and Professional Misconduct of Doctors
- e. Licenses, Certification, Accreditation of Healthcare establishments
- f. Legal aspects of Medical devices and implants in India
- g. Legal Issues in conducting Clinical Trials in India – Drugs and Cosmetic Act

Unit III

- a. Legal aspects of Medical Practice:
 - a. Right to Privacy – HIV/AIDS Disclosure
 - b. Confidentiality and Privileged Communication
 - c. Informed consent in Medical Profession
 - d. Certification in Medical Profession
- b. Medical Evidence
- c. Medical witness
- d. Medical negligence:
 - a. Civil Liability
 - b. Criminal Liability
 - c. Consumer Protection
- e. Examination of living person in medico –legal service
- f. Legal Aspects of Death:
 - e. Post-mortem examination
 - f. Dying Declaration

Unit IV

- a. Mental Health Care Act, 2017
- b. Euthanasia – Is Ethics in the Way of Law ?
- c. Legal and Policy Challenges to Surrogacy in India
 - i. Assisted Reproductive Technology (Regulation) Bill 2010
 - ii. The Surrogacy (Regulation) Bill 2016 - Reproductive Technologies
- d. Legal Regulation of Abortion in India
 - i. Medical Termination of Pregnancy Act, 1971
- e. Pre-Contraception and Pre-Natal Diagnostic Techniques Act, 1994
 - i. Legal Aspect of Genetic Testing
 - ii. Paternity Testing
- f. The Transplantation of Human Organs and Tissues Act, 1994
- g. Charter of Patient's Rights

Suggested Readings:

- 1. Freeman- Law and medicine
- 2. Micheal Davies- Textbook on Medical law
- 3. Jonathan Herring- Medical Law and Ethics
- 4. R.K. Bag- Medical Negligence and Compensation
- 5. S. V. Jogarao- Current Issues in Criminal Justice and Medical