

<b>Subject name</b> <b>Medical Law</b>		<b>ECTS Code</b>																		
<b>Name of unit teaching the subject</b> <b>THE ZBIGNIEW RELIGA FACULTY OF MEDICAL SCIENCES IN ZABRZE, THE UNIVERSITY OF TECHNOLOGY IN KATOWICE</b>																				
<b>Studies</b>																				
<b>Field of study</b>	<b>degree</b>	<b>mode</b>	<b>major</b>	<b>specialization</b>																
medical	Uniform Master's	stationary																		
<b>Surname of instructor (instructors)</b>																				
<b>Type of class, method of implementation and specified number of hours</b>		<b>Amount of ECTS points: 2</b>																		
<b>A. Type of class</b> <ul style="list-style-type: none"> <li>• <b>lecture,</b></li> <li>• <b>proseminars,</b></li> <li>• clinical exercise classes</li> <li>• seminars,</li> <li>• design classes</li> <li>• laboratories,</li> <li>• lectureship,</li> <li>• diploma seminar,</li> <li>• professional internship.*</li> </ul> * mark where applicable		<b>Description of awarding ECTS points:</b> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <thead> <tr> <th style="padding: 5px;">Activity</th> <th style="padding: 5px;">Student workload</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;">Participation in lectures</td> <td style="padding: 5px;">15 hours</td> </tr> <tr> <td style="padding: 5px;">Participation in practical classes</td> <td style="padding: 5px;">15 hours</td> </tr> <tr> <td style="padding: 5px;">Preparation for practical classes and colloquiums</td> <td style="padding: 5px;">5 hours</td> </tr> <tr> <td style="padding: 5px;">Examination preparation</td> <td style="padding: 5px;">10 hours</td> </tr> <tr> <td style="padding: 5px;">Consultations</td> <td style="padding: 5px;">5 hours</td> </tr> <tr> <td style="padding: 5px;"><b>Total number of hours</b></td> <td style="padding: 5px;">50 hours / 30</td> </tr> <tr> <td style="padding: 5px;"><b>Amount of ECTS points per module</b></td> <td style="padding: 5px;"><b>2ETCS</b></td> </tr> </tbody> </table>			Activity	Student workload	Participation in lectures	15 hours	Participation in practical classes	15 hours	Preparation for practical classes and colloquiums	5 hours	Examination preparation	10 hours	Consultations	5 hours	<b>Total number of hours</b>	50 hours / 30	<b>Amount of ECTS points per module</b>	<b>2ETCS</b>
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<b>B. Method of implementation</b> <ul style="list-style-type: none"> <li>• classes in a didactic room</li> </ul>																				
<b>C. Amount of hours in accordance with the approved curriculum</b> 15h – lectures 15h - proseminars																				
<b>Didactic cycle</b>																				
<b>Subject status</b> <ul style="list-style-type: none"> <li>• <b>mandatory</b> / facultative</li> </ul>		<b>Language of instruction</b> Polish																		
<b>Didactic methods</b> Multimedia lecture Group work Problem-focused teaching		<b>Forms and methods of passing and general grading criteria or examination requirements</b> <hr style="border-top: 1px dashed black;"/> <b>A. Method of passing</b> <ul style="list-style-type: none"> <li>• examination</li> <li>• <b>passing with a grade*</b></li> </ul> * mark where applicable <hr style="border-top: 1px dashed black;"/> <b>B. Forms of passing:</b> <ul style="list-style-type: none"> <li>• written examination: test / with open questions (exercises)/longer written statement</li> <li>• oral examination</li> <li>• oral test/<b>colloquium</b></li> <li>• completion of a semester assignment: preparation of a design or presentation/conducting research and presenting its results(written/oral)/completion of a specified practical work</li> <li>• agreeing on a passing grade based on partial grades received during the course of the semester*</li> </ul>																		

\* mark where applicable

**C. Basic grading criteria**

Active participation in classes, 100% attendance

**Definition of preparatory subjects and initial requirements**

A. Formal requirements : none

B. Initial requirements: General knowledge regarding the basis of law

**Subject aim**

The main goal of the course is to familiarize the students with the most important terminology, institutions, and principles of medical law in the general sense. The aim is to show the interdisciplinary character of this branch of law, connected with the necessity to adopt a uniform interpretation of the provisions, despite the fact that they stem from different branches. In addition the classes serve to develop the ability to identify and analyze legal problems arising in the field of contemporary medicine. The curriculum of the subject was planned in such a way so as to on one hand present the theoretical terms, the content of acts and other legal references, on the other to include the legal solutions used in the judicial decisions of courts and other organs of public administration.

The aim of the taught subject is to:

1. Familiarize the students with legal regulations regarding the provision of health services, patient rights, labor law, basis of the practice of the profession of a doctor and the functioning of the professional self-government of physicians;
2. Presenting the students with the basic legal regulations regarding the organization and financing of the healthcare system, universal health insurance, and principles of organization of medical entities;
3. Familiarizing the students with legal regulations regarding patient confidentiality, keeping medical documentation, and the penal, civil, and professional liability of a doctor;
4. Familiarizing the students with the term medical error, the most common causes of medical errors and principles of assessment in such cases;
5. Discuss the legal regulations regarding transplants, artificial reproduction, abortion, esthetic procedures, palliative care, and mental disorders;
6. Familiarizing the students with the legal regulations regarding the preparation, conduct and end of medical experiments (including clinical tests of medicinal and medical products), as well as conducting other medical experiments;
7. Familiarizing the students with the basic legal regulations regarding pharmaceutical law;
8. Familiarizing the students with the basic legal regulations regarding copyright and related rights within the framework used in the practice of the profession of a doctor

**Curriculum**

Lecture content

- Introduction to law, with particular emphasis on the basic terminology used in the theory of law and legal references, while also presenting the sources of law, including the sources of state and international medical law. The organization and financing of the healthcare system
- Patients' and doctors' rights
- The significance and goal of keeping medical documentation. Professional self-government of physicians
- Medical error in an interdisciplinary dimension
- Medical experiment – legal and ethical. The permissibility of abortion. Legal requirements regarding transplants, artificial reproduction as well as esthetic medicine procedures
- Pharmaceutical law in medical practice. The significance of copyright

Exercise class content

- The significance of medical law and the legal forms of practicing the profession of a doctor (the right to practice as a medical doctor, postgraduate education)
- Judicial decisions regarding the protection of patients' rights. The activity of the Ombudsman for Patient Rights –

annual reports. Judicial decisions regarding the protection of doctors' rights. The principles and responsibilities connected with practicing the profession of a doctor.

- Principles and form of keeping medical documentation and its role in court proceedings. The most common errors in keeping medical documentation. Professional liability of doctors.
- Casuistry of medical errors in individual fields of medicine. The penal, civil, and professional liability of doctors. Methods of testifying, explaining, filing of pleading
- Specific issues: abortion, reproduction, euthanasia, transplants, medical experiment. Documentation of a clinical test. Protection of copyrights in practice.

## Literature

### A. Literature required to receive a final credit for classes (pass an exam):

#### A.1. used in class

- Prawomedyczne – R. Kubiak
- Prawomedyczne. Komentarze i glosy do orzeczeń sądowych – M. Nesterowicz
- System Prawa Medycznego Volume 1,2, 4 – ed. by L. Bosek

#### A.2. studied independently by the student

- Meritum Prawo medyczne – J. Zajdel
- Zawodymedyczne. Pytania i odpowiedzi – M. Kwiatkowska
- Leksykonprawamedycznego – B. Sygit

### B. Supplementary literature

- Zapobieganie błędom medycznym w praktyce – M. Sadowska
- Prowadzenie dokumentacji medycznej. Aspekty prawne oraz zarządcze – M Śliwka
- Prawo medyczne i orzecznictwo lekarskie. Repetytorium. Repetytorium do LEK i LDEK – A. Jacek
- Filar M.: Lekarskie prawo karne. Zakamycze 2000
- Prawo i Medycyna, quarterly

## Educational effects:

Effect no	Description of an educational effect	Reference to field of study related effects	Reference to areas of effects (does not apply to the medical field of study)
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## Knowledge:

W1	Knows the system of law sources and the basic principles of functioning of legal norms	G.W5	
W2	Distinguishes the principles of functioning of legal norms and ethical norms	G.W5	
W3	Correctly defines the principles of civil, penal, professional, and employee liability	G.W11	
W4	Indicates the legal basis of liability for adverse medical events, unsuccessful treatment and medical malpractice. He understands the concept of medical error, knows the most common causes of medical errors and principles of assessment in such cases	G.W17	
W5	Knows the basic mechanisms of functioning of pharmaceutical law in the practice of medical entities	G.W10	
W6	Knows the legal aspects regarding the organization and financing of the healthcare system, including universal health insurance as well as principles of organization of medical entities, especially controlling and implementation of health services	G.W6	

W7	Knows the legal principles of preparing, conducting and ending medical experiments (including clinical tests)	G.W8
W8	Knows the models of patient rights and principles of their implementation	G.W5
W9	Knows the legal principles of keeping, sharing and archiving medical documentation in medical entities	G.W11
W10	Knows the base constructions of labor law and their application in the context of hiring employees in healthcare. Knows the basic constructions connected with concluding civil law agreements	G.W6
W11	Defines the principles and functioning of models of protection of rights of persons practicing medical professions	G.W5
W12	Indicates the legal basis regulating the issues of transplants, artificial reproduction, abortion, esthetic procedures, palliative care, and mental disorders	G.W9
W13	Knows the principles of the functioning of a professional self-government	G.W5
W14	Knows the principles of concluding and functioning of public liability insurance agreements	G.W6
W15	Knows the basis of copyright and the copyright protection of works	G.W8
<b>Abilities:</b>		
U1	Independently performs an interpretation of legal provisions pertaining to the provision of healthcare services	G.U8
U2	Performs a basic interpretation of legal norms and correctly defines their hierarchy	G.U8
U3	Independently prepares the content of medical documents	G.U6
U4	Independently finds solutions of legal problems connected with the provision of healthcare services and the functioning of medical entities	G.U8
U5	Possesses the ability to notice the ethical aspect of medical decisions. Can differentiate between scientific theorems and private opinions; the theoretical requirements of ethics from practical moral norms	G.U8
U6	Independently interprets and evaluates the provision of public liability insurance agreements	G.U8
U7	Can create an image of a doctor , who cares for both the adherence to medical law, the requirements of his own conscience and the moral expectations of patients	G.U8 and G.U5
U8	Can define the range of formal documentation needed to begin a medical experiment	G.U8
U9	Can define the profile of medical actions which are in harmony with patient rights. Can decide , when a doctor is able to use a therapeutic privilege	G.U8
U10	Explains to people who use healthcare services their basic rights and the legal basis of providing these services	G.U5
U11	Tries to avoid making medical errors in his own medical actions	G.U8
U12	Can undertake legal actions in order to protect doctors' rights, employee rights, his personal rights and use legal mechanisms to protect created works	G.U8 and G.U5
<b>Social competencies:</b>		
K1	Is active in independent undertaking of professional activities	
K2	Appropriately communicates with the team which provides healthcare services	
K3	Adheres to the legal and ethical principles of his own professional activity	
K4	Understands and can use professional language connected with the practiced profession, including understanding language of the law and legal language, adapts it to the level of perception of the participants of the meeting	
K5	Respects the autonomy and rights of people with whom he collaborates	

	or for whom he provides the services				
<b>Methods used in the verification of educational effects</b>					
<b>Educational effect</b>	<b>Type of grade</b>				
	<b>colloquiums</b>	<b>Solving problems during exercise classes</b>	<b>Solving problems in groups</b>	<b>Oral examination</b>	<b>Written examination</b>
W1					X
W2					X
W3					X
W4					X
W5					X
W6					X
W7					X
W8					X
W9					X
W10					X
W11					X
W12					X
W13					X
W14					X
W15					X
U1					X
U2					X
U3					X
U4					X
U5					X
U6					X
U7					X
U8					X
U9					X
U10					X
U11					X
U12					X
K1					X
K2					X
K3					X
K4					X
K5					X

<b>Criteria of evaluating educational effects</b>					
<b>Educational effect</b>	<b>For a grade of 3</b>	<b>For a grade of 3.5</b>	<b>For a grade of 4</b>	<b>For a grade of 4.5</b>	<b>For a grade of 5</b>
<b>W1-W15</b>	Exhibits knowledge of the educational content on a level of 60%-69%	Exhibits knowledge of the educational content on a level of 70%-76%	Exhibits knowledge of the educational content on a level of 77%-84%	Exhibits knowledge of the educational content on a level of 85%-92%	Exhibits knowledge of the educational content on a level of 93%-100%

<b>U1-U12</b>	Exhibits knowledge of the educational content on a level of 60%-69%	Exhibits knowledge of the educational content on a level of 70%-76%	Exhibits knowledge of the educational content on a level of 77%-84%	Exhibits knowledge of the educational content on a level of 85%-92%	Exhibits knowledge of the educational content on a level of 93%-100%
<b>K1-K5</b>	Exhibits knowledge of the educational content on a level of 60%-69%	Exhibits knowledge of the educational content on a level of 70%-76%	Exhibits knowledge of the educational content on a level of 77%-84%	Exhibits knowledge of the educational content on a level of 85%-92%	Exhibits knowledge of the educational content on a level of 93%-100%