

HONS. 09 / 002 / 19

**B.A., LL.B. (Hons.) DEGREE NINTH SEMESTER EXAMINATION,  
NOVEMBER 2019**

**Time: 3 Hours**

**Maximum Marks: 50**

**MEDICAL ETHICS: LAW AND PRACTICE**

**Answer Any Three of the Following**

**(3 x 10 = 30)**

1. Describe the background of the Public Health Act 1848 and explain the role of state Governments in protecting and promoting public health in the light of CESCR – General Comment 14.
2. Promoting the good or valued ends and using the right means are the contradictory theories of biomedical research. Explain the theories and principles of biomedical research.
3. What are the general rights and duties of doctors in India under various laws and judicial pronouncements?
4. How significant the clinical trials are for serving humanity. Explain the law relating to drug trials in India.
5. What are safeguards existing India for ensuring the beneficial interest of research participants in the era of globalised bio-medical research.

**Answer any Two of the Following**

**(2x10=20)**

6. In a case against 'x' for negligently causing the death of 'Y', the court examined two medical practitioners of high reputation. Discuss the admissibility of expert opinion and application of the principles of reasonableness in medical negligence.
7. 'A' a patient filed a complaint against his consulting doctor to the State Medical Council. Discuss the jurisdiction and procedure for initiating disciplinary proceedings against the doctor.
8. Write note on
  - a. American Code of Medical Ethics.
  - b. The Clinical Establishments (Registration and Regulation) Act 2010

\*\*\*\*\*