

IX SEMESTER B.A. LL.B (HONS. DEGREE EXAMINATION) – JANUARY 2020

MEDICAL ETHICS: LAW AND PRACTICE

Total marks: 50

Answer any one from each Module (Each question carries 10 marks)

Module I

1. Though health is considered as a human right, its realisation is hindered by a multitude of factors. Explain the hurdles in realising the right to health in India.

OR

2. Discuss the impact of COVID 19 medical care protocol on the values and principles of the medical profession.

Module II

1. Do you think that the digitalisation of healthcare services will ensure transparency in medical practices? Evaluate the impact of digitalisation of healthcare on the Indian medical regulations.

OR

2. Discuss in detail the underlying principles of the Nuremberg Code and discuss how far it is incorporated in the Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2002.

Module III

1. Critically evaluate the role of the Indian judiciary in developing standards for safeguarding the interest of physicians in criminal medical negligence cases.

OR

2. Discuss the issues considered by the Parliamentary Committee on the functioning of medical councils and discuss the reforms brought under the National Medical Commission Act 2019.

Module IV

1. How far the clinical establishments in India are regulated. State your views on the effectiveness of the laws enacted by the Central and State governments for regulating clinical establishments.

OR

2. How far the Transplantation of Human Organ Act, 1994 is successful in prohibiting commercialisation of organ donation and organ trafficking.

Module V

- 1. Discuss the permissibility of stem cell research in developing life-enhancing medical technologies. Critically examine the exiting regulatory norms in India.**

OR

- 2. Review the attempts made in India for protecting medical privacy.**

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Module I

1. How the labour reforms introduced during the 14th Century paved the way for developing public health standards and fixing the responsibility upon the State.

OR

2. Describe the changing notions of the doctor-patient relationship in the 21st Century

Module II

1. What are the different models of informed consent and discuss the challenges in implementing informed consent for medical interventions in India?

OR

2. Critically evaluate the Telemedicine Guidelines and E-Commerce Rules adopted in 2020. How far these regulations will bring transparency and accountability in telemedicine consultations.

Module III

1. Examine the mechanisms adopted in India for protecting the patients' rights.

OR

2. What are the common law principles applicable to medical negligence cases and examine how far the Medical Councils can initiate disciplinary action in cases of negligence in online teleconsultations.

Module IV

1. What are the existing regulatory standards for drug trials in India and discuss the ethical aspects involved in the development of a safe vaccine for COVID 19?

OR

2. What are the ethical theories and legal principles governing the medical termination of pregnancy?

Module V

1. Elucidate the importance of medical records and discuss the regulatory framework in India for health information privacy and confidentiality.

OR

2. Discuss the advantages of genetic technologies and evaluate the adequacy of international standards to prevent the misuse of genetic technologies.

IX SEMESTER B.A. LL.B (HONS. DEGREE EXAMINATION) – NOVEMBER 2020

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Total marks : 50

Module I

1. What are the ill-effects of privatisation of the healthcare sector in India and State how it affects the doctor-patient relationship?

OR

2. Analyse different models of the doctor-patient relationship and discuss how far these models are good in ensuring the basic rights of patients.

Module II

1. What are the significant reasons for amending the IMC Regulations in 2016? Discuss the norms imposed under the IMC Regulations 2002 for regulating unethical medical practices?

OR

2. What are the basic principles of medical ethics and evaluate how far these principles are being adhered to in COVID care management?

Module III

1. How far the principles of consumer protection law apply to medical negligence cases. Are medical services covered under the Consumer Protection Act 2019?

OR

2. Discuss the reasons for replacing the Medical Council with the new National Medical Commission and explain the duties and responsibilities of the authorities constituted under the National Medical Commission Act 2019.

Module IV

1. Do you agree that the commoditisation and corporatisation of healthcare will ensure the efficiency of healthcare services and the right to health of people? Discuss the impact of corporatisation and commodification on medical ethics and the Indian healthcare system.

OR

2. Examine the existing international ethical standards for biomedical research.

Module V

1. How far the ICMR Guidelines, 2017 are in parity with the international norms in protecting the basic rights of patients and research participants.

OR

2. Compare and contrast the provisions of the Personal Data Protection Bill and DISHA.