

Informed consent - legal theory and clinical practice

Oxford University Press - Consent: Legal Theory and Clinical by Jessica W. Berg, Paul S. Appelbaum et al.



Description: -

Informed Consent -- legislation

Ethics, Medical

Decision Making

Physician and patient -- United States,

Medical ethics -- United States

Informed consent (Medical law) -- United States

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Patient

Now, inadequate informed consent is usually considered a tort of negligence rather than battery.

Patient

What are the standards and reasons for the refusal of therapy? The number of responses for pre- and post- procedure ranged from 291 to 305 and from 175 to 177, respectively. Patients with the capacity to provide consent have the following abilities: 1 they understand they are ill and require treatment, 2 they understand their treatment options and the general risks and benefits of each, 3 they have the capacity to make sense of the information presented and can process it rationally to reach a decision that furthers their health care goals, and 4 they have the capacity to communicate their wishes. American Journal of Psychiatry , 158, 4-10.

Informed Consent in Clinical Practice

Through effective communication, the consent process is sufficiently elastic to permit a wide range of decision making in surgical practice.

Background Although informed consent is an integral part of clinical practice, its current doctrine remains mostly a matter of law and mainstream ethics rather than empirical research. Whenever a surrogate reaches a decision to consent or refuse treatment on behalf of a patient, the surgeon should scrutinize the reasons for the decision.

Patient

Gender differences in risk assessment: why do women take fewer risks than men? When no single person is closest, family members often act as joint surrogates. In: The Ethics of Consent: Theory and Practice.

Informed Consent Legal Theory And Clinical Practice PDF Book

Thus, we must provide them with adequate information so that they may make a fully informed decision about participation. Second, surrogates

should follow the standard of substituted judgment.

Informed Consent in Clinical Practice

Informed Consent: Legal Theory and Clinical Practice. Baltimore: John Hopkins University Press; 2002.

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For example, the Saudi Arabian Ministry of Health Rules of Implementation for Regulation of the Practice of Medicine and Dentistry 1988 was based on the resolution rendered by the Committee of Senior Ulema Arabic for religious scholars. Information overload may impair patient understanding. Failure to provide the client with adequate information and failure to ensure her or his understanding invalidates the consent.

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