Record Nr. UNINA9910824626903321 Bioethics, medicine, and the criminal law. Volume 2 Medicine, crime, **Titolo** and society / / edited by Danielle Griffiths and Andrew Sanders [[electronic resource]] Cambridge:,: Cambridge University Press,, 2013 Pubbl/distr/stampa **ISBN** 1-139-61058-9 1-107-23577-4 1-139-60891-6 1-139-61244-1 1-139-61616-1 1-139-62174-2 1-299-00915-8 1-139-62546-2 1-139-10937-5 Descrizione fisica 1 online resource (xx, 332 pages) : digital, PDF file(s) Collana Cambridge bioethics and law Classificazione LAW046000 Disciplina 344.04/11 Soggetti Physicians - Malpractice - Criminal provisions Medical personnel - Malpractice - Criminal provisions Criminal law **Bioethics** Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Title from publisher's bibliographic system (viewed on 31 May 2016). Includes bibliographical references and index. Nota di bibliografia Nota di contenuto Healthcare serial killings: was the case of Dr Harold Shipman unthinkable? / Brian Hurwitz -- "The Sleep of Death" : anaesthesia, mortality, and the courts from ether to Adomako / Barry Lyons --Getting mixed up in crime: doctors, disease transmission, confidentiality, and the criminal process / James Chalmers -- Victims' voices, victims' interests, and criminal justice in the healthcare setting / Andrew Sanders -- Medical manslaughter and expert evidence : the roles of context and character / Oliver Quick -- The road to the dock : prosecution decision-making in medical manslaughter cases / Danielle Griffiths and Andrew Sanders -- Psychiatric care and criminal

prosecution / Neil Allen -- Involuntary automaticity and medical manslaughter / Peter Gooderham and Brian Toft -- Medical manslaughter : organisational liability / Celia Wells -- The Corporate Manslaughter and Corporate Homicide Act 2007 and maternal death : an opportunity to address systemic deficiencies in maternity services? / Penelope J. Brearey-Horne -- From prosecution to rehabilitation : New Zealand's response to health practitioner negligence / Ron Paterson -- Doctors who kill and harm their patients : the Australian experience / lan Dobinson -- The role of the criminal law in healthcare malpractice in France : examining the HIV blood contamination scandal / Anne-Maree Farrell and Melinee Kazarian -- The use and impact of the criminal process on the treatment of pain in the USA / Stephen J. Zeigler -- Exploring the tension between physician-assisted dying and palliative medicine / Alexandra Mullock.

## Sommario/riassunto

In recent years, debates have arisen concerning the encroachment of the criminal process in regulating fatal medical error, the implementation of the Corporate Manslaughter and Corporate Homicide Act 2007 and the recent release of the Director of Public Prosecution's assisted suicide policy. Consequently, questions have been raised regarding the extent to which such intervention helps, or if it in fact hinders, the sustained development of medical practice. In this collection, Danielle Griffiths and Andrew Sanders explore the operation of the criminal process in healthcare in the UK as well as in other jurisdictions, including the USA, Australia, New Zealand, France and the Netherlands. Using evidence from previous cases alongside empirical data, each essay engages the reader with the debate surrounding what the appropriate role of the criminal process in healthcare should be and aims to clarify and shape policy and legislation in this underresearched area.