



IDENTIFYING DATA

Ethics and Law

Subject	Ethics and Law			
Code	V53G140V01202			
Study programme	(*)Grao en Enfermaría			
Descriptors	ECTS Credits	Choose	Year	Quadmester
	6	Mandatory	2nd	1st
Teaching language	Spanish Galician			
Department				
Coordinator	Marcial Pérez, José Ángel			
Lecturers	Marcial Pérez, José Ángel Sas Fojón, Antonio de			
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General description	Wool Infirmary are a discipline devoted *to the direct deal with wools *people, in occasions *under circumstances of diverse *complexity related with him *binomio *Health-*Illness, the Come-*Death. Here ethical wool (***)Bioética) *plays an important paper, *governs wool *behaviour of *them *professional in circumstances in wools that *these owe to decide between acting with *goodness to malice, *understanding that *second *his decision he patient *can be he *more harmed. Wool infirmary is *to the *service of him ill, family *and *community, *and in the *only of wools *institutions.			

Competencies

Code	
A1	Students have demonstrated knowledge and understanding in an area of study that comes from the basis of the general secondary education, and it is often found at a level that, if well supported on advanced text books, it also includes some aspects that involve knowledge from the forefront of their field of study.
A2	Students know how to apply their knowledge to their work or vocation in a professional manner and have the skills that are often demonstrated through the preparation and defense of arguments and the resolution of problems within their area of study.
A3	Students have the capacity to collect and interpret relevant data (normally within their area of study) to make judgments that include a reflection on relevant topics of social, scientific or ethical nature.
A4	Students will be able to convey information, ideas, problems and solutions to specialist and non-specialist audiences
A5	Students have developed those skills needed to undertake further studies with a high degree of autonomy.
B1	To be able, in the field of nursing, to provide a professional and technical health care, appropriate to the health needs of people they assist, in accordance with the state of development of the scientific knowledge of each moment and with the quality and safety levels established in the legal and ethical applicable standards.
B4	To be able to understand the interactive behaviour of a person on the basis of gender, group or community within his social and multicultural context.
B7	To know how to understand, without prejudice, people, considering their physical, psychological and social aspects, as autonomous and independent individuals, ensuring respect for their views, beliefs and values, besides ensuring the right to privacy, through professional confidentiality and secrecy
B8	To promote and respect the right of participation, information, autonomy and informed consent in assisted people decision making, in line with the way they live their health-disease process.
B12	To apply the ethical and deontological code of Spanish nursing, understanding the ethical implications of health in a world in transformation.
B15	To be able to work with a professional team as the basic unit in which professionals are structured in uni or multidisciplinary and interdisciplinary way and the rest staff of the welfare organizations.
B18	To apply strategies for means of comfort and care for symptoms, directed to the patient and family, in the implementation of palliative care that contributes to alleviating the situation of patients in advanced or terminal disease situations.
C11	To establish an emphatic and respectful relationship with the patient and family, according to the situation of the person, problem of health and stage of development.
C12	To use strategies and skills that allow an effective communication with patients, families and social groups, as well as the expression of its worries and interests.

C48	To know applicable legislation and the Spanish code of ethics and deontology of nursing, inspired in the European code of ethics and deontology of nursing.
C49	To provide care, guaranteeing the right to dignity, privacy, confidentiality and problem-solving ability of the patient and family.
C50	To personalise care considering age, gender, cultural differences, ethnic group, beliefs and values.
C52	To know palliative care and pain control to provide care that soothe the situation of patients in advanced or terminal illness situation.
D1	Analysis and synthesis ability
D2	Organization and planning ability
D3	Information management ability.
D4	Problem solving and decision making.
D5	Multidisciplinary and multilingual teamwork
D6	Skills in interpersonal relationships
D7	Critical reasoning.
D8	Autonomous learning.
D9	Adaptation to new situations. Initiative and entrepreneurial spirit. Creativity
D10	Motivation for the quality.
D11	Sensitivity towards environmental issues.

Learning outcomes

Expected results from this subject	Training and Learning Results			
Apply the principles of wool Bioética and the ethical values	A1	B1	C11	D5
	A2	B7	C12	D6
	A5	B8	C49	D8
		B12	C50	D9
		B15	C52	D10
		B18		D11
Be able to realize an ethical analysis and to design and resolve cases	A1	B1	C11	D1
	A2	B4	C12	D2
	A3	B7	C48	D3
	A4	B8	C49	D4
		B12	C50	D6
				D7

Contents

Topic	
1. Distinction in the concepts: Ethics, Deontología and Right.	Brief historical development of Ethical wool and wool Bioética. 1.1. Definition of ethics and moral, origin and meaning. 1.2. Wool ethical dimension of wool person: he very moral and he end of him obrar human. 1.3. Basis and forcing of wool moral norm: concept of responsibility.
2. Codes Deontológicos.	Codes Deontológicos. Report Belmont: 2.1. Principle of Beneficencia. 2.2. Principle of Autonomy. 2.3. Principle of In it Maleficencia. 2.4. Principle of Justice.
3. Wool juridical regulation and deontológica of them right of them patient.	3.1. Differences and similarities between normative and ethical Codes. 3.2. Methodology for wool resolution of ethical problems.
4. Wool Juridical regulation and Deontológica of them right of them patient: current ethical Dilemmas, common in him exercise of wool profession:	4.1. He professional secret and wool profession nurse. 4.2. He consent informed. 4.3. Voluntary interruption of him Pregnancy, questions in become to the voluntary abortion. 4.4. He patient terminal, wool Euthanasia and he Suicide Assisted. 4.5. Wool truth in front of him ill. Attention humanizada, spiritual Attention. 4.6. Ethical aspects of wool investigation in subject of Health service: human Experimentation, genetic Manipulation. Project human Genome. 4.7. Ethical aspects in become to the Transplantation of organs. 4.8. Right and owe of users and professional: 4.8.1. Right and owe of them patient. 4.8.2. Right the wool strike in wool Health service.
5. Knowledge of him mark legal and valid official to develop wools work own of him professional of infirmary.	5.1. He professional sanitary of him century XXI. - Advance of wool Medicine and of wool society in general. - He new sanitary professional. Of wool independence to the most absolute control. - Wool defensive medicine. - Causes that originated wool proliferation of claims. 5.2. Application of wool law 26/1984 of 19 of general July for wool defence of the consumers and users the cases of medical responsibility. 5.3. Wool medicine are a science of means without that can guarantee he resulted. 5.4. Medicine curativa and medicine satisfactiva. Difference in both. Study jurisprudencial.

6. Ethical and *Juridical *rule in relation with him professional secret.

6.1. *Analysis of *his concept *and range.

6.2. Legislative *antecedents.

- *Swearing ***hipocrático.

- Declaration of *Gin.

- Spanish constitution (*Law of him Professional Secret).

- Code of ***Deontología Medical.

- *Law of *Health service.

- *Law of Protection of Data.

- *Law 3/2001 of him *Consent Informed.

- *Law 41/2002 of wool Autonomy of him Patient.

- *Law 3/2005 of him *Consent Informed of Galicia.

6.3. *Exceptions to wool *obligation of secret.

6.4 penal *Consequences of wool disclosure of secrets.

6.5 civil *Consequences of wool disclosure of secrets.

6.6 Comment to wool sentences of wool second section of him high court of closes 4 of April of 2001 by rape of #say it to you professional secret.

6.7 *final *Considerations.

7. *General *laws that *have repercussion on wool profession.

He *Consent informed. *Previous considerations:

7.1 Concept of *consent informed.

7.2 Wool *general *law of *health service

7.3 Wool *Galician *law @regulador of him *consent informed *and of wool clinical history. *Analysis of *the *articles 1 to 9 of #say it to you *law.

7.4 *state Law @regulador of wool autonomy of him patient *and of *rights *and *obligations in subject of information *and clinical documentation. *Law 41/2002.

7.5 *Analyses of wool *Galician *law 3/2005 that modifies wool *law 3/2001 of 28 of *May @regulador of him *consent informed *and of wool clinical history of *them patient.

7.6 *aesthetic Surgery *and analogous cases.

7.7 urgent *Cases.

7.8 Wool back information *to the act to intervention ***medica. **prescripciones For good *wool *execution of him *treatment.

7.9 Cases of experimentation *biomédica.

7.10 Responsibilities that *can be *demanded by defect in him *consent. Study ***jurisprudencial.

7.11 vital Testament, *wills anticipated. Special reference to wool *law 3/2001 envelope he *consent informed *and wool clinical history.

8.2 legal Regulation.

IT) *General *Law of *Health service *and Real Decree that wool *develops.

***B) *Law of Protection of data.

***C) *Analysis of wool *Law 3/2001 of Galicia envelope he *Consent Informed and Clinical History.

*D) *Analysis of wool *Regulatory Law of wool Autonomy of him patient *and of *rights *and *obligations in subject of information *and clinical documentation. *Law 41/2002.

And) *Analysis of wool *Galician *Law 3/2005 that modifies wool *Law 3/2001 of 28 of *May @regulador of him *consent informed *and of wool clinical history of *them patient.

9. Wool *Law of Protection of Data. Application in him sanitary field:

9.1 Concept of data of personal *character.

9.2 Levels of *second *security he type of data.

9.3 *Rights of *them affected.

9.4 due Sanctions.

9.5 Wool *Agency of Protection of Data. Functions.

9.6 Wool protection of data in *hospitals.

9.7 Guarantees of him *hard-working.

9.8 Guarantees of him system established by wool Sanitary Institution.

9.9 practical Questions on wool *Law of Protection of Data.

9.10 *Legislation on wool protection of data in him sanitary field.

9.11 *penal Jurisprudence *and civil in him field of wool *Law of Protection of Data.

9.12 *Resolutions of wool *Agency of Protection of Data.

10. Safe that protect wool *sanitary activity:

10.1 Reasons that *justify wool *formalización of a sure.

10.2 Roads by wools that can *initiate wool claim.

10.3. Alternatives *and types of ***aseguramiento sanitary.

10.4 Conditions of wools policies.

10.5 Coverage of wools policies.

10.6 economic Limits.

10.7 temporary Limit.

10.8 Coverage of wools policies.

10.9 **Concorrenca of policies of *civil responsibility of him professional *and of him center hospitable.

10.10 Conclusion.

11. Wool *responsibility in *general *and derivative wool of wool sanitary performance:

11.1 Elements of him crime.

11.2 Forms of **culpabilidate

11.3. Participation in him crime

11.4. *Derivative penal responsibility of him *work in team.

11.5. Juridical *consequences of him crime inside wool *medical professional activity.

11.6. Denomination of wools penalties.

11.7 wool *civil responsibility

12. Crimes ***tipificados in him Penal Code *and related with wool *sanitary activity:

12.1 Crime of abortion *out of *the cases allowed in wool *Law.

12.2 Injuries *to the @feto.

12.3 Crimes against wool *public health.

12.4 Homicide with *imprudencia.

12.5 Alteration in *quantity, *dose *and composition of medicines.

12.6 Disclosure of professional *secrets.

12.6 Injuries by *imprudencia professional.

12.7 Abortion by *imprudencia professional.

12.8 Abandonment of *the *sanitary services.

12.9 *Damages *to the @feto by *imprudencia.

12.10 Expedition to *sale of medicines *deteriorados the expired.

13. *Right *and owe of *them patient:

13.1 *legislative *Analyses

13.2 Definition *and *development of *them *right *and owe of *them patient.

14. Wool *responsibility of wools *sanitary institutions:

14.1 *civil Responsibility subsidiary in him *penal procedure

14.2 *civil Responsibility direct.

14.3 *Responsibility in wool administrative contentious road

14.4 *administrative Responsibility by **incumplimento of wool *law of protection of data *or *another *legislation inside him sanitary field.

15. Functions *and *Disciplinary Regime of *them *Diplomados *and/the Graduated in Infirmary:

15.1 Functions in *open *institutions.

15.2 Functions in *institutions closed.

15.3 Functions in medical zones.

16. *Transplantation of organs. Legal *requirements:

16.1 *Obtención of pertinent organs of *alive donors.

16.2 Extraction of organs *or *other *pieces *anatómicas of him *died.

8. *Specific laws medicos.	8.1 *Organic Law 15/1999 of Protection of Data of Personal *Character. 8.2 *Law 3/2001 of Galicia of him *Consent Informed *and of wool Clinical History. 8.3 *Law 41/2002 basic @regulador of wool autonomy of him patient *and of *rights *and *obligations in subject of information *and clinical documentation. 8.4 *Law 3/2005 of Galicia, that modifies partially wool *Law 3/2001 of him *consent informed *and of wool clinical history.
9. Problems related with him initiate *and final of wool come.	Wool voluntary interruption of him pregnancy from him legal point of view: 9.1 Concept. - Abortion acceded by pregnant wool. - Abortion in the acceded by pregnant wool. - Violent abortion *without intention. 9.2 *Suppositions **recolleitos in current wool *Law of him Abort. 9.3 *Exceptions. 9.4 Requirements for practical wool of him abort.

Planning

	Class hours	Hours outside the classroom	Total hours
Master Session	20	20	40
Case studies / analysis of situations	18	18	36
Tutored works	14	56	70
Introductory activities	2	0	2
Long answer tests and development	1	0	1
Multiple choice tests	0.5	0	0.5
Short answer tests	0.5	0	0.5

*The information in the planning table is for guidance only and does not take into account the heterogeneity of the students.

Methodologies

	Description
Master Session	Exhibition by part of the professor of the contained envelope to subject object of study, theoretical bases and/or guidelines of one work, exercise or project to develop pole student.
Case studies / analysis of situations	Analysis of a done, problem or real event with the aim to know it, interpreted, resolved, generate hypothesis, contrast data, *reflexionar, complete knowledges, diagnosed and trained in alternative procedures of solution.
Tutored works	Activity developed in a half virtual in the that debate diverse subjects related with the academic field and/or professional.
Introductory activities	Activities *encamiñadas to take contact and gather information envelope the students, as well as to present the subject.

Personalized attention

Methodologies	Description
Tutored works	The first day of kind will expose the content of the *subject and will schedule the development of the works ***grupais. It Will attend to the student to guide it in the his academic difficulties.
Case studies / analysis of situations	The first day of kind will expose the content of the *subject and will schedule the development of the works ***grupais. It Will attend to the student to guide it in the his academic difficulties.

Assessment

	Description	Qualification	Training and Learning Results
Case studies / analysis of situations	Proof in the that presents a situation or problematic already given or that can gave, splitting of the different factors *involucrados, the analysis of the antecedents, conditions, of the situation, etc.	10	A2 B1 D1 A3 D2 D3 D4 D7 D8
Tutored works	The student presents the result obtained in the manufacture of one document envelope to thematic of the subject, in the preparation of seminars, investigations, memories, essays, summaries of readings, conferences, etc. Can be carried out of individual way or in group, of oral form or writing□	20	A2 B1 C52 D1 A3 B4 D2 A4 B7 D3 B8 D4 B12 D5 B15 D6 D7 D8

Long answer tests and development	Proofs for evaluation of the competitions purchased that include open questions envelope a subject. The students owe to develop, relate, organize and present the knowledges that have envelope to subject in an extensive answer.	30	A1 A2 A5	C48 D1 C52 D5 D7
Multiple choice tests	Proofs for evaluation of the competitions purchased that include questions closed with different alternatives of answer (true/fake, multiple election, *emparellamento of elements...). The students select an answer go in a number limited of possibilities.	20	A1 A2 A5	C48 D1 C52 D5 D7
Short answer tests	Proofs for evaluation of the competitions purchased that include direct questions envelope a concrete aspect. The students owe to answer of direct and brief way in base to the knowledges that have envelope to subject.	20	A1 A2 A5	C48 D1 C52 D4 D7

Other comments on the Evaluation

Sources of information

Pastor García, L. M., **Manual de ética y legislación en enfermería**, Ed. Mosby,
 Vidal, M., **Bioética, estudios de bioética racional**, Ed. Tecnos ISBN 84-309-1674-1,
 Carmen Delia Medina Castellano, **Ética y Legislación**, Ed. DAE,
 M. P. arroyo y otros, **Ética y Legislación en Enfermería**, Ed. McGraw-Hill Interamericana,
 Javier Gafo, **Ética y Legislación en Enfermería**, Ed. Universitas S.A.,
 Reinhard Löw, **Bioética, Consideraciones filosófico-teológicas sobre un tema actual**, Ed. RIALP,
 Julio Cesar Galán Cortés, **El consentimiento informado del usuario de los servicios sanitarios**, Ed. Colex,
 José Manuel Martínez Pereda Rodríguez, **La responsabilidad penal del médico y del sanitario**, Ed. Colex.,
 Javier Fernández Costales, **La responsabilidad civil sanitaria (médica y de enfermería)**, Ed. La Ley Actualidad.,
Cuadernos de Bioética; Revista cuatrimestral Asociación española de Bioética y Ética Médica, ISBN: 1132-1989,

Recommendations

Subjects that it is recommended to have taken before

Basics of nursing/V53G140V01107