Course Specifications
Valid as from the academic year 2015-2016

General, Private and Medical Law (D002881)

Course

Lecturers in academic year 2019-2020
Tack, Sylvie
Vandenbogaerde, Sebastiaan

RE23 lecturer-in-charge
RE21 co-lecturer

Course offerings and teaching methods in academic year 2019-2020
A (semester 2) Dutch lecture 25.0 h
seminar 5.0 h

Offered in the following programmes in 2019-2020
Bachelor of Science in Speech Language and Hearing Sciences (main subject Audiology) 3 A
Bachelor of Science in Speech Language and Hearing Sciences (main subject Logopaedics) 3 A
Joint Section Bachelor of Science in Speech Language and Hearing Sciences 3 A

Teaching languages
Dutch

Keywords
Private law & medical law

Position of the course
The objective of this course is to offer students an insight into the legal principles that are essential to exercise a health care profession. Moreover, students are introduced in a number of areas of the law that should allow them to participate in the legal and social life as citizens that are well aware of their legal rights and duties.

Contents
First, this course focuses on the question of how one defines the law, how legislation is enacted and how juridical disputes are settled. Particular emphasis will be put on the competent legislator for medical issues and on the courts that deal with medical disputes. Further, this course looks into the legal framework within which the medical profession can be exercised: as a natural person or in a partnership. Furthermore, an introduction to contract law will be given. This comprises contract law as a general basis for legal relationships, as well as a number of specific contracts, such as sales and renting contracts. In addition, questions will be raised with respect to marriage, divorce and the law of succession. Are fees earned by a self- employed, married health care provider part of his personal income or of the common income? To whom belong the wages of an employed health care provider? What are the repercussions of a divorce on his property? Can the health care provider make his own decisions regarding his professional activities (e.g. purchase of medical equipment, lease of a cabinet,...) or should he decide with his spouse? Furthermore, students learn about their basic rights and obligations under tort law. They learn what their liability is for mistakes and what the consequences are that follow from their liability in terms of damages. Here emphasis is put on the professional liability of the health care provider. Can the exertion of a health care profession lead to the criminal and/or civil liability of that practitioner? To what extent can the practitioner limit his professional liability by contract? Finally, the course looks at patients rights and the due care that is expected from the medical professional.

Initial competences
General secondary education

Final competences

1 General purposes:
Integration and reformulation of knowledge and insights at the interface of various domains considering the general cognitive learning outcomes
- related to social and ethical-juridical learning outcomes

2 Specific purposes:
To have knowledge of a number of private legal principles that should allow the students to carve their way through the professional as well as the private life as well-informed citizens and professionals (with a focus on the medical profession).
To understand the legal system and the value of the constitutional state in which they operate.
To adopt a critical though ethical point of view and the attitude to critically reflect and question existing structures.

Conditions for credit contract
Access to this course unit via a credit contract is determined after successful competences assessment

Conditions for exam contract
Access to this course unit via an exam contract is unrestricted

Teaching methods
Lecture, seminar

Extra information on the teaching methods
The classes offer an added value on the hand book. Students are encouraged to prepare the classes by reading the course material beforehand. The teacher asks questions to the students during class in order to engage them in the discussion, and students are incited to ask critical questions themselves. Moreover, at the end of every cycle (eg. contracts, torts, etc), exercises are made that should demonstrate how the law operates in practice.
Students also see the 'law in action' during a visit to the court.

Learning materials and price
1. M. VAN HOECKE e.a., Inleiding tot het recht, Leuven, Acco, 2014, 428
2. Students receive additional materials through Minerva.

References

Course content-related study coaching

Evaluation methods
end-of-term evaluation

Examination methods in case of periodic evaluation during the first examination period
Written examination

Examination methods in case of periodic evaluation during the second examination period
Written examination

Examination methods in case of permanent evaluation

Possibilities of retake in case of permanent evaluation
not applicable

Calculation of the examination mark
Written exam accounts for 100% of the final score

(Approved)