

Asking to Die

Inside the Dutch Debate about Euthanasia

David C. Thomasma,
Thomazine Kimbrough-Kushner,
Gerrit K. Kimsma and
Chris Ciesielski-Carlucci (Eds.)

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Asking To Die Inside The Dutch Debate About Euthanasia

Nigel Biggar



Asking To Die Inside The Dutch Debate About Euthanasia:

Asking to Die: Inside the Dutch Debate about Euthanasia David C. Thomasma, 1998-08-31 In the Netherlands euthanasia is legal and doctors can openly and intentionally end the life of their patients This book addresses the debate among Dutch physicians policy makers lawyers and bioethicists as well as families using academic papers as well as personal experiences

Asking to Die: Inside the Dutch Debate about Euthanasia David C. Thomasma, Thomasine Kimbrough Kushner, G.L. Kimsma, C. Ciesielski-Carlucci, 2008-04-08 claim was that he had faced a conflict of duties pitting his legal duty not to kill against his duty as a physician to relieve his patient's unbearable suffering He was acquitted on the important grounds of conflict of duty These grounds are based on a concept in Dutch law called force majeure 4 which recognizes extenuating circumstances such as conflicts of duty The acquittal was upheld by the Lower Court of Alkmaar but revoked by an Amsterdam court of appeal The case went on to the Supreme Court but before the Supreme Court's decision was issued the Royal Dutch Medical Association RDMA attempted to clarify the criteria for euthanasia that many within the profession already accepted The RDMA proposed that physicians be permitted to perform euthanasia provided that a set of procedures had been met Various states the guidelines contain the following central provisions Voluntary competent explicit and persistent requests on the part of the patient Requests based on full information The patient is in a situation of intolerable and hopeless suffering either physical or mental No further acceptable alternatives to euthanasia All alternatives acceptable to the patient for relief of suffering having been tried Consultation with at least one other physician whose judgment can be expected to be independent Indirectly these guidelines became the criteria prosecutors used to decide whether or not to bring charges

The Future of Assisted Suicide and Euthanasia Neil M. Gorsuch, 2009-04-12 After assessing the strengths and weaknesses of arguments for assisted suicide and euthanasia Gorsuch builds a nuanced novel and powerful moral and legal argument against legalization one based on a principle that surprisingly has largely been overlooked in the debate the idea that human life is intrinsically valuable and that intentional killing is always wrong At the same time the argument Gorsuch develops leaves wide latitude for individual patient autonomy and the refusal of unwanted medical treatment and life sustaining care permitting intervention only in cases where an intention to kill is present

The Law and Ethics of Medicine John Keown, 2012-04-26 The Law and Ethics of Medicine Essays on the Inviolability of Human Life explains the principle of the inviolability of human life and its continuing relevance to English law governing aspects of medical practice at the beginning and end of life The book shows that the principle though widely recognized as an historic and foundational principle of the common law has been misunderstood in the legal academy at the Bar and on the Bench Part I of the book identifies the confusion and clarifies the principle distinguishing it from vitalism on the one hand and a qualitative evaluation of human life on the other Part II addresses legal aspects of the beginning of life including the history of the law against abortion and its relevance to the ongoing abortion debate in the US the law relating to the morning after pill and the legal

status of the human embryo in vitro Part III addresses legal aspects of the end of life including the euthanasia debate the withdrawal of tube feeding from patients in a persistent vegetative state and the duty to provide palliative treatment This unique collection of essays offers a much needed clarification of a cardinal legal and ethical principle and should be of interest to lawyers bioethicists and healthcare professionals whether they subscribe to the principle or not in all common law jurisdictions and beyond

Physician-Assisted Death in Perspective Stuart J. Youngner, Gerrit K. Kimsma, 2012-07-30 This book is the first comprehensive report and analysis of the Dutch euthanasia experience over the last three decades In contrast to most books about euthanasia which are written by authors from countries where the practice is illegal and therefore practised only secretly this book analyzes empirical data and real life clinical behavior Its essays were written by the leading Dutch scholars and clinicians who shaped euthanasia policy and who have studied evaluated and helped regulate it Some of them have themselves practised euthanasia The book will contribute to the world literature on physician assisted death by providing a comprehensive examination of how euthanasia has been practised and how it has evolved in one specific national and cultural context It will greatly advance the understanding of euthanasia among both advocates and opponents of the practice

Health Care Policy in an Age of New Technologies Kant Patel, Mark E Rushefsky, 2015-05-20 Revolutionary advances in biomedical research and information systems technology pose new and difficult issues for American health care policy especially in the context of managed care Health Care Policy in a New Millennium takes on this challenging array of issues where the dignity of individual life meets the imperatives of national level health care systems patients rights rationing of care organ transplants genetic research confidentiality of medical records the right to die and other ethical dilemmas The book places these critical questions about the quality of life in our society in their political legal social economic and ethical contexts

Bioethics in a European Perspective H.A. Ten Have, Bert Gordijn, 2013-03-09 In this book developed by a group of collaborating scholars in bioethics from different European countries an overview is given of the most salient themes in present day bioethics The themes are discussed in order to enable the reader to have an in depth overview of the state of the art in bioethics Introductory chapters will guide the reader through the relevant dimensions of a particular area while subsequent case discussions will help the reader to apply the ethical theories to specific clinical problems and health policy queries The book focuses on perspectives typical for the European context This highlights not only particular bioethical themes such as social justice choices in health care and health policy e g in post communist countries it also emphasizes specific approaches in ethical theory in relation to Continental philosophies such as phenomenology and hermeneutics Because of its articulation of what is typical for the European health care setting as well as for bioethical debate this book is unique in comparison to existing textbooks in bioethics The book is an introductory textbook acquainting the reader with the major issues in present day health care as well as the various theoretical and practical approaches to clarify these issues

Assisted Death L. W. Sumner, 2011-07-07 Ethical and legal issues concerning physician assisted

suicide and euthanasia are very much on the public agenda in many jurisdictions In this timely book L W Sumner addresses these issues within the wider context of palliative care for patients in the dying process His ethical conclusion is that a bright line between assisted death and other widely accepted end of life practices including the withdrawal of life sustaining treatment pain control through high dose opioids and terminal sedation cannot be justified In the course of the ethical argument many familiar themes are given careful and thorough treatment conceptions of death the badness of death the wrongness of killing informed consent and refusal the ethics of suicide cause of death the double effect the sanctity of life the active passive distinction advance directives and nonvoluntary euthanasia The legal discussion opens with a survey of some prominent prohibitionist and regulatory regimes and then outlines a model regulatory policy for assisted death Sumner concludes by defending this policy against a wide range of common objections including those which appeal to slippery slopes or the possibility of abuse and by asking how the transition to a regulatory regime might be managed in three common law prohibitionist jurisdictions

Angels of Death Roger S. Magnusson, 2013-05-09 Public discussion of euthanasia and assisted suicide is growing In Australia as elsewhere the debate is difficult contentious and confronting and hampered by the secrecy that necessarily surrounds illegal practice Most people simply have no way of knowing how and how often medically assisted death actually occurs Roger Magnusson presents for the first time detailed first hand accounts by doctors nurses therapists and other health professionals who have been participants in assisted death All have been intimately involved in caring for people with AIDS both in Australia and in California He places these ambivalent self incriminating accounts within the broader context of the right to die debate and the challenges of palliative care The frankness of the health workers and the richness of their collected evidence set this book apart From within a culture of deception they speak knowingly and movingly of the merciful release of a peaceful death while acknowledging the reality of botched attempts euthanasia without consent precipitative euthanasia lack of accountability and professional distance and many other disturbing issues *Angels of Death* provides a window into the euthanasia underground a secret part of medicine and nursing that few professionals will publicly acknowledge It brings a sense of urgency and precision to public debate and equips us all to think more

independently about these crucial issues **Physician-Assisted Dying** Timothy E. Quill, Margaret P. Battin, 2004-10-13 In this volume a distinguished group of physicians ethicists lawyers and activists come together to present the case for the legalization of physician assisted dying for terminally ill patients who voluntarily request it To counter the arguments and assumptions of those opposed to legalization of assisted suicide the contributors examine ethical arguments concerning self determination and the relief of suffering analyze empirical data from Oregon and the Netherlands describe their personal experiences as physicians family members and patients assess the legal and ethical responsibilities of the physician and discuss the role of pain depression faith and dignity in this decision Together the essays in this volume present strong arguments for the ethical acceptance and legal recognition of the practice of physician assisted dying as a last resort not as

an alternative to excellent palliative care but as an important possibility for patients who seek it

Dying and Death Asa Kasher, 2007 Death is a topic people are reluctant to ponder Neither is dying a process that is usually being openly discussed However on a variety of occasions dying and death are on a person's minds under some sensitive circumstances he or she are eager to discuss with a close person a friend a professional The present volume the second in the Series on Dying and Death is meant to enrich personal experience of dying or death by providing its reader with knowledge and understanding of some aspects of dying or death Section 1 describes practices of mourning in different times and places USA during the Civil War Ashley Byock the Island of Viz between Croatia and Italy Kathleen Young present day Israel Asa Kasher medieval Serbia Mira Crouch and post Holocaust USA Paula David Section 2 consists of reflections on mourning It includes philosophical discussions of Friendship Gary Peters Grace Dana Freibach Heifetz and the Other Havi Carel all in the context of mourning as well as Mourning itself as a skill Marguerite Peggy Flynn Section 3 brings papers on culture and suicide in early modern Holland Laura Cruz in historical Japan Lawrence Fouraker as well as in the Jazz age Kathleen Jones Section 4 discusses different predicaments of medics facing death and dying terminal diagnosis Angela Armstrong Coster palliative patients Anna Taube and the hospice setting Elizabeth Gill Changing European Death Ways Eric Venbrux, Thomas Quartier, Claudia Venhorst, Brenda Mathijssen, 2013 This study was developed by researchers at the Center of Thanatology at Radboud University Nijmegen The Center conducts research into socio cultural and religious aspects of death dying and bereavement In the book scholars in the broad interdisciplinary field of thanatology offer valuable insights in the changing views of death as found in Europe The first part of the book presents studies on a conceptual level for various aspects of death studies In a second segment different European societies are compared on a national level while in the final part religious beliefs attitudes practices and other worldview related issues are covered Countries disciplines and worldviews come face to face providing a framework and starting a profound comparative dialogue on challenges that have confronted this field of study Series Death Studies Nijmegen Studies in Thanatology Vol 1

Aging: Decisions at the End of Life David N. Weisstub, David C. Thomasma, S. Gauthier, G.F. Tomossy, 2013-03-14 Decisions at the End of Life is the last volume in a trilogy on Aging conceived for the International Library of Ethics Law and the New Medicine Leading scholars from a range of disciplines examine some of the most emotive topics in the study of aging assessing quality of life improving end of life care palliative care euthanasia and consent to research

Nonviolence Unbound Brian Martin, 2015-04-23 methods of nonviolent action can be used to bring down dictators Nonviolence Unbound shows how insights into what makes nonviolent action effective can be applied to four completely different arenas defending against verbal abuse responding to online defamatory pictures and engaging in the struggles over euthanasia and vaccination This investigation shows how to analyse options for opposing injustice

Pilgrims in Medicine: Conscience, Legalism and Human Rights Thomas Alured Faunce, 2005-01-01 This arrestingly novel work develops a normative synthesis of medical humanities virtue ethics medical

ethics health law and human rights It presents an ambitious complex and coherent argument for the reconceptualisation of the doctor patient relationship and its regulation utilising approaches often thought of as being separate if not opposed virtue based ethics and universal human rights The case is argued gracefully with moderation but also with respect for opposing positions The book s analysis of the foundational professional virtue of therapeutic loyalty is an original departure from the traditional discourse of patient autonomy and the ethical and legal duties of the medical practitioner The central argument is not merely presented as bookends in the introduction and conclusion It is cogently represented in each chapter and section and measured against the material considered A remarkable feature is the use of aptly selected canonical literature to inform the argument These references run from Hesse s *The Glass Bead Game* in the abstract to Joyce s *Ulysses* in the conclusion They include excerpts from and discussion about Bergman Borges Boswell Tolstoy de Beauvoir Chekhov Dostoevsky Samuel Johnson Aristotle Orwell Osler Chaucer Schweitzer Shakespeare Thorwalds Kafka and William Carlos Williams Such references are used not merely as an artistic and decorative leitmotif but become a critical narrative element and another complex and rich layer to this work The breadth and quality of the references are testimony to the author s clear understanding of the modern law and literature movement This work provides the basis of a medical school course As many medical educators as possible should also be encouraged to read this work for the insights it will give them into using their own personal life narratives and those of their patients to inform their decision making process This thesis will also be of value to the judiciary whose members are often called upon to make normatively difficult judgments about medical care and medical rules The human rights material leads to a hopeful view of an international movement toward a universal synthesis between medical ethics and human rights in all doctor patient relationships

Freedom of Religion in the 21st Century
Hans-Georg Ziebertz, Ernst Hirsch Ballin, 2015-10-20 Freedom of religion consists of the right to practice to manifest and to change one s religion The modern democratic state is neutral towards the variety of religions but protects the right of citizens to practice their different religious beliefs Recent history shows that a number of religious claims challenge the neutral state This happens especially when secularity is rejected as the basis of the modern state How can conflicting interpretations of the relation between religion and state be balanced in our world This book reflects on conflicts that seem to be implied in the freedom of religion on its causes and how they can be overcome Contributors are Katajun Armipur Ernst Hirsch Ballin Ian Cameron Susanne D hnert Leslie Francis Carsten Gennerich Handi Hadiwianto Mandy Robbins Prof Hans Schilderman Stefanie Schmahl Carl Sterkens Alexander Unser Johannes A van der Ven and Hans Georg Ziebertz

What's Wrong with Rights? Nigel Biggar, 2020 *What s Wrong with Rights* argues that contemporary rights talk obscures the importance civic virtue military effectiveness and the democratic law legitimacy It draws upon legal and moral philosophy moral theology and court judgments It spans discussions from medieval Christendom to contemporary debates about justified killing

Suicide Prevention David Lester, 2013-08-21 This study presents an evaluation of the past present and future of

suicidal behaviour and efforts to prevent or facilitate suicide Authors from the varying disciplines of psychology sociology and psychiatry analyze suicide in the opening chapters Through the exploration of the roles of these disciplines the roles of primary physicians and the impact of suicide prevention education in schools the contributors describe the history of suicidology and the changes necessary for improvement The book concludes with a section detailing the goals and activities of organizations designed to prevent or facilitate suicide Assisted Dying and Legal Change Penney Lewis,2007-03-08 Exploring how the way in which assisted dying is legalised affects the regime produced this text suggests that the experience of one jurisdiction cannot readily be translated to another and argues for a subtler understanding of euthanasia against the backgrounds of diverse legal and political cultures **Reconceiving Medical Ethics** Christopher Cowley,2012-02-16 Drawing on insights from Continental Feminist and Religious thought an international team of leading scholars explore alternative approaches to medical ethics

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