

## **OUTLINE OF THE COURSE SYLLABUS**

### **LAW OF BIOETHICS**

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#### **A. DESCRIPTION**

This course should be provided to the law magisterial program for the students of the Kyiv University of Law of National Academy of Ukraine.

The course “Comparative Law of Bioethics” reflects the main legal aspects of the protection of Human Rights in the sphere of Biology and Medicine in the point of comparative analysis of the world main law doctrines of Bioethics.

The course “Comparative Law of Bioethics” fits into a program after the baccalaureate on the basis of the course “Medical Law”

#### **B. ORGANIZATION**

The course “Comparative Law of Bioethics” consists of two main parts: the Theoretical Part, which is provided in the form of lectures, and practical part, which is provided in the form of seminars.

#### **C. COURSE OBJECTIVES**

The lectures’ part of the course provides students with the theoretical background of the modern Law of Bioethics, consists of the comparative analysis of the international and domestic legislation of the European countries in the sphere of biology and medicine and also provides students with the theoretical background of the existing law doctrines in the sphere of Bioethics.

The seminars’ part of the course forms the practical skills of the students to analyze the legislation and scientific literature, to make scientific conclusions, to work out the drafts of the litigation documents in the sphere of protection of Human Rights in biology and medicine.

#### **D. COURSE TOPICS**

**I. National Bioethical Law Doctrines in EU and USA**

- i. the Law of Bioethics in European Union and the United States of America;
- ii. the influence of the scientific community on the law-making process in the sphere of biotechnologies and medicine;
- iii. the role of non-governmental organisations in the sphere of protection of Human Rights in the sphere of biotechnologies and medicine;
- iv. comparative analysis of the different national attitudes in European Union to the problem of the legal regulation of the biotechnological researches.

**II. Bioethics principles of the legal protection of human beings**

- i. comparative analysis of the legal status of a human embryo;
- ii. comparative analysis of the legal protection of the objects of biotechnologies (in particular living beings) as the objects of the Patent Law;
- iii. comparative analysis of the legal regulation of the cloning with reproduce goal;
- iv. comparative analysis of the legal regulation of the cloning with therapeutic goal.

**III. Comparative analysis of legal protection of the human genetic information**

- i. legal regulation of prognostic medical researches on the basis of genetic materials of people;
- ii. the protection of women's and children's rights at the time of providing the prognostic genetic researches of pregnant women;
- iii. the lobbying in the field of legal regulation of biotechnologies by medical insurance companies: the possibilities of providing the prognostic medical genetic researches.

**IV. The Rights to the Gender Identity in the context of the main Human Rights in European law doctrine**

- i. ethics aspects of the rights of transgender people;
- ii. social rights of transgender people;
- iii. the legal protection of transgender people's rights.

**V. Comparative analysis of the practice of the legal protection of the human rights in the sphere of biotechnologies and medicine**

- i. the practice of the national courts;
- ii. the practice of the European Court of Human Rights;
- iii. the practice of the Court of Justice of the European Communities;
- iv. the practice of prevention of discrimination for the people's genetic characteristics of governmental and non-governmental organisations.