



UNIVERSITÀ  
DEGLI STUDI DI MILANO-BICOCCA

## SYLLABUS DEL CORSO

### Medicina Legale - 5

2526-3-I0102D016-I0102D051M-T5

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#### Aims

Learning concepts relating to the health legislation of interest to the midwifery profession, professional liability, bioethical issues in health care and the medico-legal methodology.

Learning gender differences in terms of biolaw.

#### Contents

The student will be able to know the notions related to the midwife's medical-legal activities, the protection of health, professional secrecy, criminal and civil law, the definition and detection of death also in the field of autopsy, health care responsibility and the protection of maternal and child health, also considered in preventive terms.

#### Detailed program

The forensic medicine discipline: tasks and functions.

The medico-legal methodology: causality and study of causation and medico-legal criteriology, applied to medical malpractice cases.

Information activities: mandatory complaints and crime-related reports.

Medical documentation: certificates, medical records, obstetric records and mandatory reports, health records collection and health data protection law (GDPR 679/2016).

Midwifery relationship with the patient/couple: informed consent (jurisprudence and doctrine, Law 219/2017 Rules on informed consent and advance provisions on treatment, professional secrecy), consent in minors and disabled patient.

Health professional responsibility in civil and criminal matters (Law 24/2017 Provisions on the security of care and the assisted person, and professional responsibility of health professionals).

Criminal law: personal injury; homicide, infanticide; female genital mutilation (Law 7/2006).  
Special Italian laws: voluntary termination of pregnancy (Law 194/1978); medically assisted procreation (Law 40/2004), conscientious objection in health care (Law 772/1972), sexual violence (Law 66/1996); domestic violence (Law 119/2013), gender violence (Law 69/2019 red code law).  
Civil law: tort law and forensic evaluation of malpractice cases, compensation and assessment of damages.  
Definition, detection and declaration of death (abortion; stillbirth; natural, sudden, iatrogenic and violent death).  
Overview of autopsy: judicial and health autopsy.  
The autopsy in newborns and in pediatric patients.

## **Prerequisites**

None.

## **Teaching form**

Face-to-face teaching-classroom: all Lectures in delivering type in Italian language; the teacher will also promote in class moments of discussion among students on problems related to midwife's malpractice and to modern practice in midwifery, with the use of interactive teaching material (video lessons and slides; articles, videos, podcasts, case studies (sentences), peer-to-peer learning (student's presentations) on obstetrical and medico-legal topics), provided by the teacher on the moodle e-learning platform (Virtual learning environment).

In case of emergency situations (natural disasters, weather warnings (deluge, floods), uprisings, pandemics, etc.) online teaching-classroom with synchronous lectures on the Webex platform.

## **Textbook and teaching resource**

Italian Court Judgments, guidelines and other educational material uploaded on the e-learning website

- Rodriguez D., "Professione Ostetrica/o. Aspetti di medicina legale e responsabilità". Eleda 2<sup>a</sup>ed, Milano, 2010.
- Arbarello, Feola T., Arcangeli M., Vaccaro M. "Medicina legale per le professioni sanitarie. Diritto, deontologia, legislazione sociale". Ed. Minerva Medica, Padova 2010
- Zagra M., Argo A. "Medicina legale orientata per problemi". Edra 2<sup>a</sup> Ed., Milano 2018
- Cicognani A., Fallani M., Pelotti S. "Medicina Legale". Soc. Ed. Esculapio, Bologna 2019 (ebook)

## **Semester**

Second semester.

## **Assessment method**

There are no ongoing tests.

Written exam consisting of 15 multiple-choice, single-answer questions + oral exam  
Examinations are conducted in Italian.

For non-native Italian-speaking students: they may choose between the multiple-choice written exam (in Italian, English or Spanish) or the oral exam.

## **Office hours**

Variable, subject to appointment by e-mail  
matteo.marchesi@unimib.it

## **Sustainable Development Goals**

GOOD HEALTH AND WELL-BEING | QUALITY EDUCATION | GENDER EQUALITY | PEACE, JUSTICE AND  
STRONG INSTITUTIONS

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