

## IV. International Medical Law Congress SCIENTIFIC PROGRAMME

5th NOVEMBER 2021- DAY 1

09:00-09:30

### OPENING REMARKS

Prof. Dr. Gülfettin Çelik (*Rector, İstanbul Medeniyet University*)  
Prof. Dr. Ahmet Zeki Sengil (*Rector, Ankara Medipol University*)  
Prof. Dr. Fulya İlçin Gönenç (*Dean, Law Faculty, Ankara Medipol University*)  
Prof. Dr. İbrahim Subaşı (*Dean, Law Faculty, İstanbul Medeniyet University*)

09:30-10:15

### SESSION ONE – Contemporary Issues in Medical Law

Chair Prof. Dr. Fulya İlçin Gönenç (*Ankara Medipol University*)

09:30-09:45

**Medico-Legal Dimension of Traditional and Complementary Medicine Practices: Comparison of Turkey – The United Kingdom**  
Atty. Zeynep Reva, Prof. Dr. Oğuz Polat (*Acibadem Mehmet Ali Aydınlar University*)

09:45-10:00

**Evaluation of Patient's Rights Specific to Emergency Health Services in Hospitals of our Country**  
Assoc. Prof. Banu Karakuş Yılmaz (*Şişli Hamidiye Etfal Training and Research Hospital*)

10:00-10:15

**Current Status of Preimplantation Genetic Diagnosis in German and Turkish law**  
Lect. Dr. Melike Şentürk Tur (*İstanbul Medeniyet University*)

10:15-10:30

Q&A

BREAK

10:40-11:40

### SESSION TWO – Personal Health Data

Chair Prof. Dr. Hayrunnisa Özdemir (*Social Sciences University of Ankara*)

10:40-10:55

**Protection of the Patient's Personal Data in the Psychiatrist-Patient Relationship**  
Asst. Prof. Meltem Ertuğrul (*Yakın Doğu University*)

10:55-11:10

**Obligation of the Insurer Not to Violate Personal Health Data**  
Assoc. Prof. Hacı Kara (*İstanbul Medeniyet University*)

11:10-11:25

**Protection of Personal Medical Data**  
Asst. Prof. Zafer İçer (*Marmara University*), Atty. Nurdan Şahin

11:25-11:40

**Consent of Owner or Surviving Inheritors of Biological Material for Clinical Research**  
Atty. İpek Güvenç

11:40-12:00

Q&A

BREAK

12:10-13:10

### SESSION THREE – Covid 19 from the Perspective of Medical Law

Chair Prof. Dr. Özlem Yenerer Çakmut (*Özyeğin University*)

12:10-12:25

**Emergency Use Approval**  
Assoc. Prof. Hüseyin Melih Çakır (*Marmara University*)

12:25-12:40

**Can Vaccinators Be Held Criminally Responsible for Death as a Vaccine Adverse Event in Fight Against COVID-19 Pandemic?**  
Dr. Kübra Tunç (*İstanbul Medeniyet University*)

12:40-12:55

**Evaluation of the Use of Hydroxychloroquine in the Treatment of Covid-19 from the Perspective of Criminal Law**  
Asst. Prof. Efser Erden Tütüncü (*İstanbul Kültür University*)

12:55-13:10

**Comparison of Legislation on Vaccine Applications of Smallpox Vaccination in Ottoman and Covid-19 in Today's Turkey**  
Opr. Dr. Yasemin Fatma Çetinkaya (*Sağlık Bilimleri University Gülhane Training and Research Hospital*), Nuray Güneş

13:10-13:30

Q&A

BREAK

14:30-15:15 **Keynote Speaker**  
**Corona and the Triage-Problem**  
Prof. Dr. Dr. Eric Hilgendorf (*Julius Maximilian University of Würzburg*)

**BREAK**

**15:30-16:15** **SESSION FOUR – Advanced Technology Practices in Medicine**

Chair Opr. Dr. Ertunç Mega

15:30-15:45 **Carebots and the Virtue of Care**  
Nezerith Cengiz (*University of the Witwatersrand*)

15:45-16:00 **Digital Health Applications and Their Legal Qualification under EU Medical Devices Laws**  
Dr. iur. Dr. med. Adem Koyuncu

16:00-16:15 **Administrative Law Issues regarding E- Health and Telemedicine Practices**  
Lect. Ali Orhan Tekinsoy (*Başkent University*)

**16:15-16:30** **Q&A**

**BREAK**

**16:40-17:25** **SESSION FIVE – Covid 19 from the Perspective of Medical Law**

Chair Prof. Dr. Sezer Çabri (*İstanbul Medeniyet University*)

16:40-16:55 **International Legal Instruments Against Global Illicit Medicine Markets During the Covid-19 Pandemic**  
Prof. Dr. Nataliya Gutorova (*Yaroslav Mudryi National Law University*)

16:55-17:10 **An Evaluation on the Relationship Of Coronavirus and Occupational Disease from Healthcare Workers**  
Dr. Alptekin Burak Boydak (*İstanbul University*)

17:10-17:25 **Coronavirus Infection in Cross-Border Employment**  
Dr. Magdalena Wasylkowska-Michor (*University of Zielona Góra*)

**17:25-17:40** **Q&A**

**BREAK**

**17:50-18:35** **ALTINCI OTURUM - Sağlık Hukukunda Güncel Konular**

Chair Prof. Dr. Şaban Kayıhan (*İstanbul Medeniyet University*)

17:50-18:05 **In Judicial Decisions Malpractice-Complication Distinction and Responsibility Principles and Evaluation From The Perspective of Criminal Law**  
Prof. Dr. Özlem Yenerer Çakmut (*Özyeğin University*)

18:05-18:20 **Mediation in Cases of Malpractice and Recourse Derive from Malpractice in the Light of Codes No. 7155 And 7251**  
Res. Asst. Çağatay Serdar Şahin (*İstanbul Medeniyet University*)

18:20-18:35 **Rights and Obligations of the Patient towards the Insurer as the Damaged Person in Compulsory Liability Insurance for Medical Malpractice**  
Asst. Prof. Gülşah Yılmaz (*Final International University*)

**18:35-18:50** **Q&A**

**6th NOVEMBER 2021- DAY 2**

**09:30-10:30** **BİRİNCİ OTURUM - İlaç ve Eczacılık Hukuku**

Chair Prof. Dr. Ayfer Uyanık (*MEF University*)

09:30-09:45 **The Principle of Trust Within the Doctor-Pharmacist Relationship and Its Effect on Criminal Responsibility**  
Dr. Abdülbaki Giyik (*Erciyes University*)

09:45-10:00 **Criminal Liability In Consequence of Drug- Induced Anaphylaxis**  
Assoc. Prof. Fatih Birtok (*Erciyes University*)

10:00-10:15 **Legal Responsibility of Pharmacists for Over The Counter (Otc) Medicine and Non-Pharmaceutical Products**  
Asst. Prof. Mehmet Doğan (*Harran University*)

10:15-10:30 **The Requirement Of Standardized Toxicity Assessment**  
Dr. Selma Nacak, Prof. Dr. Michael Kumke (*University of Potsdam*)

**10:30-10:50** **Q&A**

**BREAK**

**11:00-12:00** **SESSION TWO – Medical Ethics**

Chair Assoc. Prof. Sevtap Metin (*İstanbul University*)

11:00-11:15 **Participation of Children in the Informed Consent Process and Evaluation in Terms of Medical Ethics**  
Sibel Kaynak

11:15-11:30 **Evaluation of the Time Periods Regarding the Termination of Pregnancy upon Choice As Part Of Woman’s Right to Determine Her Own Future**  
Asst. Prof. S. Hülya İmamoğlu (*Ankara University*)

11:30-11:45 **Delivering Bad News in Medicine During Telehealth Era: A Legal, Ethical And Technical Analysis**  
Atty. Saide Begüm Feyzioğlu, Nihat Barış Sebik, Dr. Mustafa Mahir Ülgü (*General Directorate of Health Information Systems, Ministry of Health*)

11:45-12:00 **Throwing the Baby with the Bath Water: Critique of the Indian Surrogacy Regulation Bill from Bioethical and Legal Perspective**  
Dr. Sangeetha Sraam (*Central University of Tamil Nadu*)

**12:00-12:20** **Q&A**

**BREAK**

13:15-13:45 **KEYNOTE SPEECH**  
**The Right to Health and the Duty to be Healthy**  
Assoc. Prof. Dr. Irina Boyko (*Yaroslav Mudryi National Law University*)

**BREAK**

**14:00-14:45** **SESSION THREE – Pandemic from the Perspective of Medical Law**

Chair Prof. Dr. Zarife Şenocak (*Ankara University*)

14:00-14:15 **Compulsory Vaccination: Balancing Public Health and Human Rights**  
Prof. Dr. Mikayel Khachatryan (*Russian-Armenian University*)

14:15-14:30 **Evaluation of the Mandatory Covid-19 Vaccination in the Light of the “Vavříčka And Others Decision” of the European Court Of Human Rights**  
Atty. Dr. Nurten Yaylacı (*Ministry of Health*)

14:30-14:45 **The Evaluation of Whether Face-To-Face Education in Higher Education Institutions Can Be Dependent on Having the Covid 19 Vaccine in the Context of Personal Rights**  
Assoc. Prof. Mehmet Akçaal (*Selçuk University*)

**14:45-15:00** **Q&A**

**BREAK**

**15:10-16:10** **SESSION FOUR - Contemporary Issues in Medical Law**

Chair Assoc. Prof. Gürkan Sert (*Marmara University*)

15:10-15:25 **Living Will under German Civil Code**  
Doç. Dr. iur. utr. Erhan Temel (*University of Augsburg*)

15:25-15:40 **Approach to the Problem of Consent to Treatment of the Person who Causes a Serious Dangerous Communicable Disease, In the Framework of the Provisions of the Turkish Civil Law**  
Dr. Remzi Demir (*Member of Ankara District Court of Appeals*)

15:40-15:55 **Validity of Non-Competition Contracts with Physicians in accordance with the Provisions of the Turkish Code of Obligations No. 6098**  
Asst. Prof. Didem Yardımcıoğlu (*Dicle University*)

15:55-16:10 **Patient’s Consent as a Reason of Compliance with Law in Medical Interventions and Forced Medical Interventions**  
Dr. Öğr. Üyesi Esra Alan (*Istanbul Medipol University*)

**16:10-16:30** **Q&A**

**BREAK**

**16:40-17:25** **SESSION FIVE - Contemporary Issues in Medical Law**

Chair Prof. Dr. Nur Zeliha Kaman (*İstanbul Medeniyet University*)

16:40-16:55 **Is the Administration Liability For Compensation Due to the Health Service Provided By Private Health Institutions?**  
Assoc. Prof. Atila Erkal (*Sakarya University*)

16:55-17:10 **Is it Possible to Apply the “Non-Faulty” Liability for Damages Arising from Healthcare Services?**  
Dr. Zehra Karakuş Işık (*Ondokuz Mayıs University (Ali Fuad Başgil Law Faculty)*)

17:10-17:25 **Crime of Performing Unauthorized Dentistry**  
Res. Asst. Veysel Topuz (*İstanbul Medeniyet University*)

**17:25-17:40** **Q&A**