Study program: REPRODUCTIVE BIOLOGY

Course title: Civil law aspects of biomedically assisted conception

Teacher: Gordana Kovaček Stanić

Course status: obligatory

ECTS: 3

Requirements:

Course objectives

Within this course, the aim will be to achieve competencies and academic skills, as well as the methods for acquiring them, and the development of creative abilities. Students will be able to acquire knowledge in the field of ethical and legal issues of assisted reproduction and first the issue of family law concerning forming parental relationships. Additionally, the solutions of domestic legislation in the field of assisted reproduction, in terms of permitted procedures, as well as subjects that can be involved in these procedures will be presented in detail to the students. In addition, students will be able to analyze some important judgments of the European Court of Human Rights in the area of assisted reproduction.

Learning outcomes

Upon successful completion of this course, the student will be able to describe some problematic legal and ethical issues in the field of assisted reproduction. Students will analyze positive regulations in this area of family law in order to adequately apply the analyzed regulations to specific problems that may arise in practice. In that sense, students will be able to define assisted reproduction procedures that are permitted under domestic law, and to make a difference and compare legal solutions that exist in foreign countries. Based on that they will argue their attitude about solution they consider most appropriate having in mind opportunities in our society. In addition, students will master methods, procedures and research processes, develop critical and self-critical thinking.

Syllabus

Theoretical instruction

Forms of assisted reproduction. Subjects of assisted reproduction. Donors of genetic material. Formation of parenthood. Children's rights (especially of their origin). Legislation in assisted reproduction. Serbian Law on Biomedically Assisted Reproduction, (Official Gazette No. 40/2017). Serbian Rulebook on Criteria for Selection and Laboratory Testing Of Reproductive Cells (Official Gazette No. 41/2013). UK Human Fertilization and Embryology Act from 1990, modifications 2010; France: Bioethical Laws, 1994; Austria: Procreative Medicine Act, 1992; Switzerland: Law on Medical Assisted Procreation, 1998; Sweden: 1984 Insemination Act and Act; Netherlands: The Law on Artificial Insemination, and in particular Information on Donor from 2002; Greece: Assistance Reproduction for 2000. Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine: Convention on Human Rights and Biomedicine - Council of Europe, ratified in Serbia (Official Gazette of the Republic of Serbia - International Agreements, No. 12/2010). Helsinki Declaration adopted in 1964, the latest changes from 2008, and future legislative changes at the level of the EU, European countries and Serbia.

Practical instruction

Application of theoretical knowledge on particular legal cases, especially European court of Human Rights.

Literature

1. Ruth Deech, Anna Smajdor, From IVF to Immortality, Oxford University Press, 2007.

2. Carmen Draghici, The Legitimacy of Family Rights in Strasbourg Case Law, 2017.

3. Corresponding articles in English.

 Weekly teaching load
 Lectures: 1
 Practical lectures: 2+0+0

Teaching methods

Interactive teaching in the framework of lectures through previous prepares students for lecture, video beam presentations, Socratic method. Classes include practical examples, encourages students for thinking and creativity, autonomy in work and application of acquired knowledge.

Evaluation of knowledge (maximum score 100)			
Pre-exam obligation	Points	Final exam	Points
Student engagement in lectures	20	Test/Written exam	60
Practical	20		