

## Legal Issues for Doctors: ‘Keeping out of Trouble’

Covering: clinical negligence, regulatory requirements and employment law

Learning outcomes:

- employment law
- duty of candour, clinical negligence, regulatory requirements
- consent and capacity

### Day 1: employment law and duty of candour

9.15	Arrival & registration
9.30	Introduction to key themes of employment law Capability: managing poor performance and ill-health Dealing with misconduct
10.50	Break
11.00	Equality and diversity Identifying and avoiding unlawful discrimination
12.30	Lunch
13.15	Introduction to duty of candour – what are a clinician’s obligations? Identifying levels of harm Supervising colleagues
15.00	Break
15.10	DoC: Reporting mechanisms and other paperwork Enforcement and consequences of non-compliance with DoC Public Interest Disclosure Act (Whistleblowing)
16.30	Close

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## Day 2 – regulatory issues, confidentiality, consent/capacity

- 9.30 Confidentiality: the legal framework  
Caldicott Guardians and Information Governance
- 10.50 Break
- 11.00 Consent and capacity  
Legal framework for adults and children including Fraser Guidelines
- 12.30 Lunch
- 13.15 Fundamental standards of care
- 13.45 Negligence claims  
Duty of candour → complaint → claim
- 15.00 Break
- 15.10 Medical records: how to avoid problems  
Guidance on writing statements/reports
- 16.30 Close

**Hempsons**

**20 June 2016**

