INSTRUCTIONS
This exam consists of two (2) questions. Students must answer BOTH questions.

Please note: This exam will only count 25% of the final mark for the course.

QUESTION 1 (25 marks)

Read the following scenarios and decide whether in each scenario the healthcare practitioner’s conduct amounted to medical malpractice or professional negligence, and where appropriate, whether their employer can be held vicariously liable.

a) A surgeon operates on a patient without obtaining an informed consent.  
   (5 marks)

b) A nurse at a rape crisis clinic shouts out to a patient that they ‘do not do abortions on schoolgirls’.  
   (5 marks)

c) Nurses and doctors in a labour ward pinch the thighs of patients during delivery.  
   (5 marks)

d) A doctor prescribes the wrong drug for a patient and the patient becomes severely ill.  
   (5 marks)

e) A psychiatrist does not warn the husband of a patient that his wife has threatened to kill him.  
   (5 marks)
QUESTION 2 (25 marks)

Write a note on the use of preimplantation genetic diagnosis for the purposes of tissue typing. In doing so, describe the manner in which the procedure is regulated (if at all) in South Africa and the United Kingdom. Make reference to appropriate case law.

[25 marks]