

DIPLOMA CENTRE

Diploma in Healthcare Law



PART A

MODULE 1: INTRODUCTION TO MEDICO-LEGAL CLAIMS HANDLING

ONLINE RELEASE

Online only

- 1 **An overview of breach of duty for healthcare professionals and causation.**

Ciara McPhillips, Partner, Michael Boylan LLP

1 hr. Gen. CPD

SESSION 1

TIME

DELIVERY

Thursday 17 February 2022

6:00pm – 8:30pm

Online

- 1 **Course introduction:** Outcomes and methodology, resources available including the online Hub.

Riona Leahy, Solicitor, Course Executive, Law Society of Ireland

- 2 **Practice & procedure, sample pleadings and case management I:** Introduction to medical negligence cases; the foundations of a case; statute of limitations; the expert and expert report; pre proceedings steps.

Roger Murray SC, Callan Tansey Solicitors LLP

- 3 **Practice & procedure, sample pleadings and case management II:** Inquest into hospital deaths; pleadings; discovery; pre - trial steps; trial; quantum.

Ciara McPhillips, Partner, Michael Boylan LLP

2.5 hrs. Gen. CPD

SESSION 2

TIME

DELIVERY

Thursday 3 March 2022

6:00pm – 8:30pm

Online

- 1 **Practical advices when acting for private hospitals:** Legal principles and procedures; practical issues and advices.

Aisling Gannon, Partner, Eversheds Sutherland

- 2 **Practical advices when acting for private consultants:** Legal principles and procedures; practical issues and advices.

Louise O'Rourke, Partner, Hayes Solicitors LLP

2.5 hrs. Gen. CPD

SESSION 3

TIME

DELIVERY

Thursday 10 March 2021

6:00pm – 8:30pm

Online

- 1 **Public hospitals and the State Claims Agency :** Clinical Indemnity Scheme; Management of claims; medical records, claim specialities, case studies and future developments.

Philip Fagan, Senior Clinical Claims Manager, State Claims Agency

- 2 **Practical advices for solicitors dealing with the State Claims Agency :** Acting for a plaintiff in a claim against a defendant who is indemnified by the State Claims Agency; Acting for a defendant on the instructions of the State Claims Agency.

Martha Wilson, Partner, Hayes Solicitors

2.5 hrs. Gen. CPD

MODULE 2: PREPARING FOR TRIAL

SESSION 4

TIME

DELIVERY

Wednesday 16 March 2022

ONLINE RELEASE

Online Only

- 1 **Pre action protocols -** Legal Services Regulation Act 2015 and amendments to The Civil Liability and Courts Act 2004 , perspective on operation of pre action protocols in the UK.

Alison Kelleher, Comyn Kelleher Tobin LLP

- 2 **Mediation and dispute resolution in medical cases.**

Eamon Harrington, Comyn Kelleher Tobin LLP

DIPLOMA CENTRE

Diploma in Healthcare Law



3 **Damages:** Assessment of damages in medical negligence claims.

Sheila Reidy, BL

2.5 hrs. Gen. CPD

SESSION 5

Thursday 24 March 2022

TIME

6:00pm – 8:30pm

DELIVERY

Online

1 **Workshop 1**

Medico-legal case studies (Module 1 workshop)

Aisling Gannon, Partner, Eversheds Sutherland

2 hrs Gen. CPD & 1 hr M&PD

SESSION 6

Thursday 31 March 2022

TIME

6:00pm – 8:30pm

DELIVERY

Online

1 **Case law updates and practical healthcare precedent.**

Michael Counihan, Senior Counsel

2 **Preparing for trial:** Proofs and assessments, prospects of success.

Michael Counihan, Senior Counsel

2.5 hrs. Gen. CPD

SESSION 7

Thursday 07 April 2021

TIME

6:00pm – 8:30pm

DELIVERY

Online

1 **Workshop 2**

Aisling Gannon, Partner, Eversheds Sutherland

2 hrs Gen. CPD & 1 hr M&PD

PART B

MODULE 3: CONSTITUTIONAL AND CIVIL RIGHTS

SESSION 8

Thursday 21 April 2021

TIME

ONLINE RELEASE

DELIVERY

Online only

1 **Mental Health Law :** The tribunal system, representation and legal aid, law society guidance in acting for persons detained and relevant case law.

Áine Hynes SC, Partner, St Johns Solicitors LLP

2 **Guardian ad litem :** The role of the Guardian Ad Litem, legal context – constitution , UNCRC/ECHR, statute, case law.

Nicola Daly, Associate, Patrick J Durcan & Co

3 **Childcare Applications -** The Role of CFA, court appointed solicitors and HSE/Tusla.

Eoghan Wallace, Partner, ByrneWallace

2.5 hrs. Gen CPD

SESSION 9

Thursday 28 April 2022

TIME

6:00pm – 8:30pm

DELIVERY

Online

1 **Inquests before the Coroner 1:** Roles and duties of the Coroner.

Dr. Myra Cullinane, BL Senior Coroner, Dublin District Coroners Court

2 **Inquests before the Coroner 2:** Practice and procedure before the Coroner.

Aisling Gannon, Partner, Eversheds Sutherland

2.5 hrs. Gen. CPD

SESSION 10

Thursday 05 May 2022

TIME

6:00pm – 8:30pm

DELIVERY

Online

1 **Medical Negligence Litigation Update:** Personal Injury Litigation v Medical Negligence Litigation; Nervous Shock; Vaccines and Covid-Related Claims.

Sheila Reidy, BL

DIPLOMA CENTRE

Diploma in Healthcare Law



- 2 **Birth Issues 2:** Contraception and Wrongful Birth; Assisted Reproduction; Donor Assisted Reproduction; Surrogacy; Pre- implantation genetic diagnosis.
Joanne O'Sullivan, Partner, Kennedys
 2.5 hrs. Gen. CPD

ONLINE RELEASE

Online only

- 3 **Medical Ethics – Medical Ethics in patient care – the duty of candour.**
TBC
 3.5 hrs. Gen. CPD

MODULE 4: RECORD MANAGEMENT (Principles, Retention & Access)

SESSION 11

TIME

DELIVERY

Wednesday 11 May 2022

ONLINE RELEASE

Online Only

- 1 **Data protection principles:** Definitions; core concepts; the fundamental principles of data protection.
Aoife Sexton, Aoife Sexton, Chief Privacy Officer, Data Protection Officer, Trúata
- 2 **Legitimate Processing of Data:** Definition, core principles - fair, accurate, specified, incompatible use, adequate, relevant, not excessive, no longer than necessary, personal data, sensitive personal data, valid consent and exemptions.
Richard O'Sullivan, General Counsel, Global Shares plc
3. **Principles of Retention of Data:** requirement of necessity, practical steps, destruction of records, Communications Act 2011, data storage, third party data storage, subject access requests and exceptions.
Richard O'Sullivan, General Counsel, Global Shares plc
 2.5 hrs. eCPD

SESSION 12

TIME

DELIVERY

Thursday 12 May 2022

6.00pm-8.30pm

Online

- 1 **Medical Records:** What is a "Medical" record? To whom does a medical record belong? How to access a medical record, access to health information; accessing the medical records of a third party, maintenance and retention of a medical record, confidentiality of the medical record, Disclosure, recent and future developments.
TBC
 1.5 hrs. Gen. CPD

MODULE 5: HEALTHCARE REGULATION

SESSION 13

TIME

DELIVERY

Thursday 19 May 2022

6:00pm – 8:00pm

Online

- 1 **Regulation Case Study 1:** Health Information and Quality Authority (HIQA).
Aoife McCann, Head of Legal Services, the Health Information and Quality Authority
- 2 **Regulation Case Study 2:** The Medical Council.
TBC
 2 hrs. Gen. CPD

SESSION 14

TIME

DELIVERY

Thursday 26 May 2022

6:00pm – 8:00pm

Online

- 1 **Regulation Case study 3 :** Nursing and Midwifery Board of Ireland (NMBI).
TBC
- 2 **Regulation Case study 4:** The Health Products Regulatory Authority (HPRA).
Diane Balding, Solicitor, Health Products Regulatory Authority
- 3 **Regulatory Law and Fitness to Practice Inquiries**
Stephen McLoughlin, Partner, Eugene F Collins LLP TBC
 2.5 hrs. Gen. CPD

DIPLOMA CENTRE

Diploma in Healthcare Law



SESSION 15	TIME	DELIVERY
Thursday 02 June 2022	6.00pm-9.00pm	Online
1 Workshop 3		
Part A: Question & Answer session with heads of representatives from regulatory bodies (questions for panel submitted by students in advance). William Kennedy, Director of Regulation & Legal Advisor, Medical Council Aoife McCann, Head of Legal Services, the Health Information and Quality Authority		
2. Part B: Problem based scenarios based on modules 2 & 3. TBC 1.5 hrs Gen. CPD & 1.5 hr M&PD		

WRITTEN ASSIGNMENT (70%) DUE: 01 JULY 2022

Please note that topics & dates may be subject to change. Draft timetable as of February 2022.

* Gen = General, M&PD = Management and Professional Development, Reg = Regulatory and eLearning = eLearning CPD credits. **CPD Note:** The number of hours of CPD that you may claim in relation to your diploma/certificate course will depend on the way in which you access each of the individual sessions. For further information please visit the course homepage on our website: www.lawsociety.ie/diplomacentre