

Doctor- patient relationship

Abstract

This rigorous thesis entitled Doctor-Patient Relationship is focused on the analysis of the most important duties of a doctor in relation to a patient in the provision of health services. The first part is devoted to the historical excursion focused on the development of the relationship between doctor and patient during history. This part of the thesis describes the evolution from the historically prevalent paternalistic conception of the doctor-patient relationship to the more partnership model we know today. Highlighted are the possible advantages and disadvantages of the partnership model with regard to the patients complain about the lack of personal approach to them by doctors. In the rigorous thesis, a substantial part is devoted to the analysis of the term *lege artis* not only within its legal definition, but especially with regard to capturing the meaning of the term *lege artis* as understood in the literature and especially in the current case law. Attention is paid especially to the problematic aspects of the definition of the term *lege artis* and determining whether a particular procedure was *lege artis* or not. In this rigorous thesis there is also the question of whether it is possible for an average patient to determine if a given procedure in the provision of health services was *lege artis* or not. The author also deals with the question whether the current legislation provides patients with a sufficient quality of health services provided. In the next part of the thesis are analysed individual duties, which are related to the provision of health services, which the author of the work considers to be the key duties of a doctor. This concerns in particular the duty of confidentiality, information duty and the obligation to keep appropriate medical records. The last part of the rigorous thesis is devoted to selected problematic aspects of the evidence in the framework of disputes for compensation of injury caused by non *lege artis* procedure.

Key words: lex artis, appropriate level of expertise, professional duties