## Summary

**The informed Consent of a Patient**

Informed consent from the patient is one of the most interesting institutes of the medical law. Today it belongs to the basic principles of the medical law, but its development was rather complicated. Initially, this may date to the late 18th century, when the requirements governing the relationship of doctor and patient appear. Over time, the courts handle issues concerning informed consents or patients' non-acceptance.

Until the middle of 20th century, almost the whole Europe discovers paternalistic understanding of the relationship doctor and patient. It is on such a concept, when a doctor determines the treatment and the patient is only a subject to the treatment. The doctor has a critical position and the patient must slave his decisions. Change in the concept came after the World War II. Doctor's and patient's relationship slowly begins to change and it becomes closer to a relationship of service providers and clients. In the Czech Republic, a mix of both can be found.

Great importance to the informed consent has the adoption of 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) concluded in Oviedo on 4.April 1997[1] st The institute of informed consent as we know it now does not include only the free consent of the patient to treatment or surgery, but also his awareness. This means that the doctor (medic) is required to inform the patient and draw his attention to possible risks. Consent should also be in writing, just for the case it would serve as evidence in court proceedings. It is also a part of medical records.

An interesting part of the issue of informed consent is the so called negative reverse (informed disagreement). It is a patient's right to refuse medical treatment. The issue includes the medical liability, the consent of disabled people (children, mentally ill). We will find a close link to passive euthanasia, and other important institutes. The aim of my work is to introduce the problems of informed consent and issues closely related.

Considering that informed consent thematically blends into other areas of medical law, my work does not set a target to provide an exhaustive interpretation of the theme, including all possible connections.


1 The Convention entered in force in Czech Republic in 2001.