



МИНИСТЕРСТВО  
ЗДРАВООХРАНЕНИЯ  
РОССИЙСКОЙ ФЕДЕРАЦИИ



COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

## **HUMAN RIGHTS AND BIOMEDICINE**

### Ethical and legal aspects of informed consent

Conference  
29 June 2017

Novocheremushinskaya str, 69, hall 1 (ground floor), Moscow  
Russian State University of Justice

### **Draft Programme**

The conference is dedicated to bioethics- the field of human rights, looking at challenges raised by evolution of practices and developments in science and technology in medicine and biology. Increasing possibilities to intervene and control human life call for thorough examination of possible abuse and misuse of biomedical applications promoting thereby progress for the benefit of human health in particular. To address the sensitive and complex issues at stake, it is essential that legal as well as health professionals are familiar with the implications of core principles of Human Rights in biomedicine, such as the principle of free and informed consent prior to any intervention in the health field.

This conference will focus on this key principle of human rights' protection enshrined both in the Constitution of the Russian Federation and in the Oviedo Convention. Recent case-law of the European Court of Human Rights together with the jurisprudence of the Russian courts reflect the topicality of this issue. It demonstrates also the importance of examining the implementation of this principle from both medical and legal perspectives. The conference will do so looking also at specific biomedical fields of application, such as organ and tissue donation and management of infectious diseases. It will provide a unique opportunity to look into ethical and legal aspects of the implementation of the principle from the perspectives of various State authorities, national and international organisations to continue the interdisciplinary dialog and exchange of good practices to tackle the matter of common concern.

09.30-10.00	REGISTRATION OF PARTICIPANTS
10.00-11.00	<p><b>OPENING SESSION</b></p> <ul style="list-style-type: none"> <li>▶ <b>Mr Valentin V. Ershov</b>, rector Russian state University of Justice</li> <li>▶ <b>Mr Philippe Boillat</b>, Director General, Directorate General of Human Rights and the Rule of Law, Council of Europe</li> <li>▶ <b>Mr Vladimir V. Tambovtsev</b>, Deputy Head of Chancery, Office of the Commissioner for Human Rights of the Russian Federation</li> <li>▶ <b>Ms Oksana S. Kapinus</b>, rector of the Academy of the Prosecutor General's Office of the Russian Federation, State Counsellor of Justice</li> <li>▶ <b>Ms Svetlana B. Solovyeva</b>, Director of the Legal Department of the Ministry of Health of the Russian Federation</li> </ul>
11.00-11.30	COFFEE BREAK
11.30-13.00	<p><b>SESSION 1 – FREE AND INFORMED CONSENT</b></p> <p><b>Chair: Mrs Tatyana Vavilycheva</b>, Judge at the Supreme Court of the Russian Federation <i>(to be confirmed)</i></p> <ul style="list-style-type: none"> <li>▶ <b>Council of Europe perspectives: the principle of free and informed consent in the Oviedo Convention</b> <b>Ms Laurence Lwoff</b>, Head of the Bioethics Unit of the Council of Europe, Secretary of the Committee on Bioethics of the Council of Europe</li> <li>▶ <b>Implementation of the principle of free and informed consent in the sphere of healthcare in the Russian Federation</b> <b>Ms Svetlana B. Solovyeva</b>, Director of the Legal Department of the Ministry of Health of the Russian Federation</li> <li>▶ <b>Case-law of the European Court of Human Rights on free and informed consent : the principle of informed consent in the practice of the European Court of Human Rights</b> <b>Ms Irina V. Iatsenko</b>, Senior lawyer of the European Court of Human Rights</li> </ul> <p><b>Discussion</b></p>
13.00-14.00	LUNCH BREAK
14.00-15.30	<p><b>SESSION 2 – INFORMED CONSENT, SPECIFIC ASPECTS. CHALLENGES AND GOOD PRACTICES</b></p> <p><b>Chair: Ms Svetlana B. Solovyeva</b>, Director of the Legal Department of the Ministry of Health of the Russian Federation</p> <ul style="list-style-type: none"> <li>▶ <b>Free and informed consent in the field of transplantation of organs and tissues of human origin</b> <b>Mrs Tatyana Vavilycheva</b>, Judge at the Supreme Court of the Russian Federation</li> <li>▶ <b>Informed consent as a mandatory condition of justified risk in the medical field</b> <b>Ms Antonina Chuprova</b>, Professor of Criminal Law and Criminology department of the All-Russia State University of Justice</li> </ul>

- ▶ **Presumed consent to post-mortem harvesting in French law and expression of refusal**  
**Prof. Jean-René Binet**, Faculty of law of the Rennes University, Director of the Doctoral School SHOS
- ▶ **Implementation of the principle of informed consent in work of bio-banks, using the example of the MSU project “Scientific basis of creation of the national depositary bank of living systems”**  
**Ms Elena V. Bryzgalina**, Head of the Philosophy of education Division, Department of Philosophy, Moscow State University, member of the Council of Education and Science under the Chairmen of the State Duma of the Russian Federation

**Discussion**

<b>15.30-16.00</b>	<b>COFFEE BREAK</b>
<b>16.00-17.00</b>	<b>SESSION 3 – INFORMED CONSENT IN THE CONTEXT OF INFLECTIONAL DISEASES</b>
	<p><b>Chair: Ms Laurence Lwoff</b>, Head of the Bioethics Unit of the Council of Europe, Secretary of the Committee on Bioethics of the Council of Europe</p> <ul style="list-style-type: none"> <li>▶ <b>Mr Andreas Reis</b>, Global Health Ethics Unit, World Health Organisation, Guidelines on epidemic situations and Human Rights</li> <li>▶ <b>Ms Liliya A. Taysheva</b>, Director of the Autonomous non-profit charitable organisation “Novyi vek”</li> </ul> <p><b>Discussion</b></p>
<b>17.00-17.15</b>	<b>CLOSING SESSION</b>
	<ul style="list-style-type: none"> <li>▶ <b>Ms Lyalya A. Gabbasova</b>, Advisor to the Minister, Ministry of Health of the Russian Federation</li> <li>▶ <b>Mr Mikhail B. Lobov</b>, Head of the Human Rights Policy and Co-operation Department, Council of Europe</li> </ul>