



THE ISRAEL NATIONAL
INSTITUTE FOR HEALTH
POLICY AND HEALTH
SERVICES RESEARCH



אוניברסיטת תל-אביב

The Buchmann Faculty of Law
The Cegla Center for Interdisciplinary
Research of the Law
The Alain Poher Chair In Private Law
Sackler Faculty of Medicine

Scientific committee

Ronen Avraham, Ariel Porat, Alik Aviram,
Ofar Kaplan

International Conference

The sessions will take place at Tel Aviv University,
The Buchmann Faculty of Law, Trubowicz Building,
Sonia Kossoy Conference Room (Room 307).
The conference sessions will be held in English.

**MEDICAL ACCIDENTS
AND PATIENT SAFETY IN ISRAEL
– LEGAL AND INTERDISCIPLINARY
PERSPECTIVES**

May 4-5, 2008

The Conference's Website

<http://www.law.tau.ac.il/Eng/patient>

Administrative Organization

Aya Shalom
The Cegla Center for Interdisciplinary
Research of the Law
The Buchmann Faculty of Law,
Tel Aviv University
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Organizers:

Ronen Avraham and Ariel Porat

SUNDAY, MAY 4, 2008

09:00

GREETINGS

Hanoch Dagan, Dean of the Buchmann Faculty of Law, Tel Aviv University

Shlomo Mor-Yosef, Chairman of the Board of the NIHP

PATIENT SAFETY & HUMAN COGNITION I

Panel Chair: **Amos Shapira**, Tel Aviv University, Law

09:15- 11:00

Richard Cook, University of Chicago

Medical Event Data Collection and Analysis Towards an NTSB for Healthcare

Comment: **Michal Gindey**, Head of Risk Management, Maccabi Health Care

Yoel Donchin, Hadassah Hebrew University Medical Center

To Err Is Human or Hammurabi Revisited

Comment: **Shlomo Mor-Yosef**, Chairman of the Board of the NIHP

11:00-12:00 COFFEE BREAK

MODIFICATIONS AND IMPROVEMENTS TO THE EXISTING REGIMES I

Panel Chair: **Yuval Bitan**, University of Chicago, The Cognitive Technologies Laboratory

12:00-13:30

Jacob Seagull, University of Maryland

Video as a Patient Safety Tool: A Key to Knowledge, Motivation And Safe Practice

Comment: **Amitai Ziv**, The Chaim Sheba Medical Center

David Hyman, University of Illinois College of Law

Medical Malpractice Litigation in a Pay-For-Performance World

Comment: **Avi Bell**, Bar Ilan University, Law and Fordham Law School

13:30-15:30 LUNCH

MODIFICATIONS AND IMPROVEMENTS TO THE EXISTING REGIMES II

Panel Chair: **Yoel Donchin**, Hadassah Hebrew University Medical Center

15:30-17:15

Assaf Jacob, Interdisciplinary Center Herzliya

The Limits of Informed Consent

Comment: **Ofer Kaplan**, Tel Aviv University, Medicine

Michelle Mellow, Harvard School of Public Health

The Medical Liability System and Economic Incentives for Patient Safety Improvement

Comment: **Omri Yadlin**, Tel Aviv University, Law

17:15-17:30 COFFEE BREAK

17:30-18:30

Ariel Porat, Tel Aviv University, Law

Liability for Lapses, First or Second Order Negligence?

Comment: **Noam Sher**, Interdisciplinary Center Herzliya

MONDAY, MAY 5, 2008

PATIENT SAFETY & HUMAN COGNITION II

Panel Chair: **Prof. Zvi Stern**, Director, Hadassah University Hospital

09:00-10:45

Alastair Scotland, National Clinical Assessment Service, U.K.

Swiss Cheese or Swiss Clock?

Comment: **Joachim Meyer**, Ben Gurion University, Department of Industrial Engineering and Management

Daniel Gopher, Technion, Faculty of Industrial Engineering and Management

Who Is to Blame and Who Is Responsible? Patient Safety, the Human Factors Viewpoint

Comment: **Yossi Shub**, PHD, Tel Aviv University

10:45-11:00 COFFEE BREAK

11:00-12:00

Ronen Avraham, Northwestern University School of Law
Private Regulation

Comment: **Benjamin Shmueli**, Shaarei Mishpat College

12:00-12:15 COFFEE BREAK

ALTERNATIVE LEGAL REGIMES

Panel Chair: **Avraham Tabbach**, Tel Aviv University, Law

12:15-13:00

Marie Bismark, Buddle Findlay, New Zealand

No-Fault Compensation in New Zealand

Comment: **Gil Siegal**, Center for Health Law & Bioethics, OAC, Israel

13:00-15:00 LUNCH

15:00-16:45

Martin Erichsen, Danish Patient Insurance Association

No Blame Compensation – “The Nordic Way”

Comment: **Avraham Sahar**, The Chaim Sheba Medical Center

Neal Graham, Imperial College London

Medical Accidents and the Legal Process in England: Progress Over the Last 30 Years

Comment: **Daniel More**, Tel-Aviv University, Law

16:45-17:00 COFFEE BREAK

17:00-17:45

David Studdert, University of Melbourne

Health Courts, Administrative Compensation, and Patient Safety

Comment: **David Schorr**, Tel Aviv University, Law

17:45-18:00

CONCLUDING REMARKS

Ronen Avraham, Northwestern University School of Law