

**A COMPARATIVE STUDY OF A CHILD'S CONSENT TO MEDICAL
TREATMENT BETWEEN MALAYSIA, UNITED KINGDOM, AND
AUSTRALIA**

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Submitted in Partial Fulfilment of the Requirement for Bachelor of Legal Studies
(Hons)

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December 2012

The authors confirm that the work submitted is their own and that appropriate credit
has been given where reference has been made to the work of others.

Acknowledgement

Firstly, we would like to thank Puan Habibah, our beloved lecturer who was willing to spare his time to attend to our petty line questions about the research paper. Without her clarifying answers and guidance, we would still be groping in the dark and unable to finish this research paper. We would also like to thank her for spending her time with us in completing this research paper.

Secondly, we would like to thank ourselves for pouring our hearts and souls into this assignment up to a point where we were willing to sacrifice our much needed holiday in order to create this humble masterpiece of ours. Because of our sincere and noble intentions, we managed to rack our brain and come out with this research paper.

Thirdly, we would like to thank our parents for giving us the moral support we critically needed. Without their blessings and prayers, this research paper would be as bland and uninteresting as a cup of sugarless tea.

Fourthly, we would like to thank to our previous lecturer of Legal Research & Methodology, Dr. Shila whom guided us for the previous subject which produced this research paper. We would like to thank her for being patient with us, answering our questions, giving us support and for being such darlings.

Lastly, we hope that you will be satisfied with our efforts in completing this research paper. We do hope that you will give the best feedback in assessing our works as it may assist us in our marks. We would also be pleased if you give us some moderate comments as a guide for us in the future work. Insyallah.

Abstracts

The issue of a child's consent to medical treatment are not widely discussed in Malaysia. This research aims to determine whether in Malaysia a child patient can give a valid consent in law to his or her medical treatment. The issue of whether a patient who is still a child has the right to give consent to medical treatment needs to be researched and discussed in order to give clarity and certainty to the law so that it can in turn be used as the basis for medical and legal practice.

The examination on rules, regulations, and policies are being observed in order to obtain a clearer picture on the status quo of a child's consent to medical treatment in Malaysia. Amongst the rules and regulations are the Age of Majority Act 1971, Child Act 2001, Children & Young Persons Employment Act 1966, Guardianship of Infants Act 1961, Guidelines by Malaysian Medical Council (MMC), and etc. From examining these legislations, it can be concluded that currently Malaysia does not have a specific law that governs a child giving consent to medical treatment.

Apart from discussing the current laws in Malaysia, the legal framework of a child's consent to medical treatment from the United Kingdom and Australia will also be discussed. Unlike Malaysia, the laws between the two countries mentioned before have provided rights to a child in terms of giving consent to medical treatment.

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