

INDEX

- categorisation of jurisdictions, 13, 312
 - non-regulated jurisdictions, 14, 314
 - semi-regulated jurisdictions, 14, 312
 - well-regulated jurisdictions, 13, 312
- China's Mainland, 225
 - adult guardianship, 226
 - appointing guardians, 228
 - Best Interest Principle, 230
 - maximum respect for true wishes, 230
 - voluntary guardianship, 229, 232–3, 235, 240
- attitudes towards ADs, 236–7
- attitudinal and cultural factors, 236–7
- awareness of ADs, 236–7
- Beijing Living Will Promotion Association, 239
- Chinese Medical Doctor Association
 - Code of Ethics, 231, 233–4
- Civil Code, 226, 230
- LGBT Rights Advocacy China, 240
- mental capacity
 - Civil Code, 228–9
 - Civil Procedure Law, 229, 235
- collusion, 54, 86, 287, 328
- comparisons across jurisdictions
 - conservative features, 315
 - generative accommodation, 332
 - key relevant laws or guidelines, 310
 - lack of awareness, understanding and/or utilisation, 316
 - non-regulated jurisdictions, 314
 - role of family, 327
 - role of religion, 323
 - semi-regulated jurisdictions, 312
 - sociocultural and religious influences, 319
 - specificity of formalities, 321
 - specificity of regulation, 319
 - well-regulated jurisdictions, 312
- Confucianism, 71, 86, 146, 236, 258, 268
 - filial piety, 71, 86, 146
- conscientious objection, 28, 42, 82
- designated form, 30, 41
 - DNACPR, 138, 141
 - psychiatric AD, 119
- durable power of attorney, 29, 34
- euthanasia, 20, 23, 27, 59, 112, 115, 125, 138, 157, 178, 214, 273
 - active, 93, 97, 244, 249
 - definition of, 27
 - passive, 20, 23, 27, 31, 53, 110, 114
- family-based decision-making, 53, 71, 80, 82, 86, 88, 146, 168, 181, 184, 194, 237, 258
- generative accommodation, 332
- Hong Kong S.A.R., 133
 - attitudes towards ADs, 146
 - awareness of ADs, 145
 - emergency rescue personnel, 140–1
- Food and Health Bureau
 - Consultation Paper (2009), 135
 - Consultation Paper (2019), 137
 - Consultation Report (2020), 137

- Hong Kong S.A.R., (cont.)
 Hong Kong Law Reform Commission Consultation Report, 135
 Hospital Authority guidelines
 do-not-attempt cardiopulmonary resuscitation (DNACPR), 136
 Guidance for HA Clinicians on ADs in Adults, 136
 life-sustaining treatment in the terminally ill, 134
 influence of family, 146
 legislative proposal, 137
 formalities, 139
 revocation, 139
 safeguards, 140
 mental capacity test, 142
 common law, 142
 Hospital Authority guidelines, 143
 Mental Health Ordinance, 143
 piecemeal approach, 142
 policy developments, 134
 sociocultural influences, 144
 uptake of ADs, 144
- India, 110
Aruna Shanbaug case, 112, 122
 Buddhism, 124
Common Cause case (2018), 114
 key guidelines, 116
 good death, 124
 Hinduism, 121, 123–4
 Jainism, 124
 Judicial magistrate first class, 117
 Law Commission of India Reports, 113
 medico-cultural context, 125
 psychiatric AD, 119, 122
 role of the family, 120
 scepticism, 121
 survey on awareness of ADs, 126
- Iran, 150
 attitudes towards ADs, 159
 criteria for valid AD, 156
 cultural beliefs, 169
 DNR orders, 160
 family-centric patient autonomy, 168
fatwa, 153, 164, 168
 future directions, 172
 governance of medical practice, 153
 three-level hierarchy, 153
 government and legislative apparatus, 152
 history of medical ethics and law, 151
 Iran Charter of Patient Rights, 154, 156–7
 Islam, 151, 153, 157, 163
 guardianship, 157
 principles applying to ADs, 165
 Islamic Republic of Iran Medical Council, 154–5
 General Guidelines of Professional Ethics (2020), 154, 157
 surrogate decision-maker, 157, 162
- Israel, 19
Arad case, 22
 conscientious objection, 28
 continuous treatment, 27, 38
 court activism, 21
 cultural-religious influence, 35
 cyclical treatment, 27
 designated form, 30
 dying patient, 25
 definition of, 25
 dying patient (competent), 25–6, 28
 definition of, 25
 dying patient (incompetent), 25
 definition of, 26
 dying patient in final stage, 25–8,
 30–2, 37
 definition of, 25, 28
 Dying Patient Act, 24
 Guidelines for Implementing the Dying Patient Act, 37
Halakhic law, 23, 28, 32
 liberal-secular view, 24–5, 33
 public awareness of ADs, 35
Shefer case, 22–3
Tzadok case, 21–2, 32
 ultra-orthodox Judaism, 20, 23–4, 32, 35
 under-regulation *or* underutilisation, 31, 33–5, 38–9
- Japan, 243
 attitudes towards ADs, 254
 2018 National Attitude Survey, 254
 physician, 255

- cultural influences, 255
 - amae*, 259
 - omakase*, 259
 - reticence, 259
- emergency care setting, 253
- good death, 260
- Imizu Municipal Hospital case, 248
- imminence of death, 246
- Japan Society for Dying with Dignity, 245, 254
 - 2019 survey, 256
- Kawasaki Kyodo Hospital case, 247
- nursing home setting, 256–7
- Process Guidelines on the Withdrawal of Life-sustaining Treatment, 248
 - 2018 revision, 253
 - concerns, 250
- sociocultural factors, 258
- Macao S.A.R., 262
 - Article 150/2 of Criminal Code, 264, 266–7, 271, 274
 - presumed consent, 264
 - attitudes towards ADs, 273
 - awareness of ADs, 272
 - influence of family, 268
 - Kiang Wu Hospital, 270
 - consent form, 270
 - Macao Executive, 271
 - Questions and Future Policy Guidelines for ADs, 272
- Malaysia, 174
 - awareness of ADs, 183
 - Civil Law Act of 1956, 176
 - family involvement, 181, 184
 - Malaysian Medical Council, 178
 - Mental Health Act 2001, 176
 - National Palliative Care and Care Policy and Strategy Plan 2019–2030, 174, 189
 - professional guidelines, 177
 - Code of Professional Conduct 2019, 179, 181–2
 - Guidelines on Consent for Treatment of Patients by Registered Medical Practitioners (2017), 179, 181–2
 - NCORT Guidelines, 179, 181
 - role of, 180
 - religious influences, 189
 - Islamic context
 - role of physician, 187
 - role of physicians, 186
 - sociocultural factors, 184
- Pakistan, 276
 - decision-making by male family members, 284
 - decision-making role of physicians, 285
 - healthcare governance structure, 277
 - healthcare system, 279
 - lack of financial resources, 289
 - Mental Health Ordinance 2001, 280
 - perception of death as taboo, 287
 - religious influences
 - Islam, 282
 - religious interpretation, 292
 - training for healthcare professionals, 290
- Transplantation of Human Organs and Tissues Act 2010, 281
- unclear legislative responsibilities, 288
- paternalism, 102–3, 125, 188, 217, 231, 290, 298, 319, 327, 329
- Philippines, 191
 - COVID-19 context, 204
 - ethics guidelines on COVID-19, 204
 - cultural attitudes
 - Bahala na*, 193–4, 204
 - disease causation, 192
 - influence of family, 194
 - hospital practice, 198
 - declaration to withdraw or withhold treatment, 201
 - DNR order, 201–2
 - instructions regarding ADs, 202–3
 - living will, 200
 - next-of-kin laws, 197
 - notarisation requirements, 202
 - professional guidelines
 - role of, 199

- Philippines (cont.)
 - psychiatric AD
 - challenges, 197
 - National Mental Health Act 2018, 196
 - religious influences, 192, 202
 - physician-assisted suicide, 27, 214
 - psychiatric advance directives, 119, 196
- registry, 30, 50, 66
- religion
 - Buddhism, 103–4, 124
 - Catholicism, 192–3
 - Christianity, 192
 - Halakhic* law, 23, 28, 32
 - Hinduism, 121, 123–4
 - Islam, 157, 163, 187, 281, 292–3, 295–6, 299, 303
 - Jainism, 124
 - Judaism, 25, 32, 35
 - ultra-orthodox Judaism, 20, 23–4, 32, 35
- sanctity of life *or* preservation of life, 23, 25, 157, 165, 282, 296, 323
- Saudi Arabia, 293
 - awareness of ADs
 - healthcare practitioners, 304
 - patient, 304
 - Islam
 - fatwa*, 295, 297, 308
 - Islamic *or* *Shari'ah* law, 293, 295, 299, 303
 - Fiqhi principles, 300
 - Hadith* of Prophet Muhammad's death, 299
 - seeking treatment, 296
 - sociocultural factors
 - discussions about death and dying, 307
 - role of the family, 305
 - training for healthcare professionals, 308
- Singapore, 40
 - Advance Medical Directive Act 1996, 41
 - capacity threshold, 42
 - common law, 41, 47
 - conscientious objection, 42
 - criminal offences, 44
 - Living Matters Programme, 55
 - Mental Capacity Act 2008, 42, 47, 51
 - revocation, 47
 - witnessing of, 47
 - safeguards, 43
 - terminal illness certification process, 46
 - uptake of ADs, 51
- South Korea, 57
 - Act on Hospice and Palliative Care and Decisions on Life-Sustaining Treatment for Patients at the End of Life (ELDA), 63, 65–6
 - Advance Statement for Life-Sustaining Treatment, 67, 69
 - Agency for the Registration of Advance Statements for Life-Sustaining Treatment, 66
 - Boramae Hospital case, 58
 - consensus building, 60
 - Council on the Institutionalisation of Forgoing Life-Sustaining Treatments Report, 60
 - Death with Dignity Campaign, 62
 - influence of family, 70
 - definition of family members, 73
 - Institutional Ethics Committees, 66
 - Korean Association of Medical Societies Guidelines, 58
 - life-sustaining treatment plans, 67, 69
 - National Agency for the Management of Life-Sustaining Treatment, 66
 - patients at dying stage, 67–8
 - definition of, 65
 - registering institutions, 68
 - Severance Hospital case, 59
 - sociocultural factors, 70
 - Task Force for Decision-Making about Futile Life-Sustaining Treatment Report, 61
 - terminal patient
 - definition of, 65

- utilisation of ADs, 69
- verification of patient intentions, 68
- Taiwan, 75
 - Asian Delphi Taskforce for Advance Care Planning, 88
 - 2019 Taipei Declaration on Advance Care Planning, 88
 - awareness of ADs, 84
 - conscientious objection, 82
 - Hospice Palliative Care Act, 76, 82
 - concerns, 78
 - letter of intent, 77
 - penalties, 78
 - legislative background, 76, 79
 - Patient Right to Autonomy Act, 79, 82
 - advance care planning, 81
 - advance medical decision, 80
 - protection from liability, 83
 - role of the family, 86
 - utilisation of ADs, 84
- Thailand, 90
 - advocate to clarify intention, 95, 105
 - Buddhism, 103–4
 - child ADs, 99
 - collectivism, 102
 - flexibility *or* informality, 95, 105
 - good death, 102, 104
 - gratitude towards parents, 104, 108
 - mental capability assessment, 98, 106
 - ministerial regulations, 94
 - National Health Act 2007, 93
 - National Health Commission Office Guidance Manual, 98
 - Office of the Council of the State Legal Opinion, 91
 - palliative care, 96
 - paternalism, 102–3
 - physicians' court case (2011), 97
 - public attitudes towards ADs, 102
 - socio-cultural influences, 101
- Turkey, 207
 - attitudes towards ADs, 216
 - awareness of ADs, 216
 - Civil Code, 212
 - Constitution (1982), 212
 - end-of-life context, 208
 - Oviedo Convention, 210–11
 - Patient Rights Regulation, 212
 - professional guidance
 - Turkey Society of Intensive Care, 214
 - Turkey Society of Medical and Surgical Intensive Care, 214
 - Turkish Medical Association, 215
 - definition of living will, 215
 - sociocultural factors
 - importance of family, 218
 - paternalism, 217
 - way forward, 218
- undue influence *or* pressure *or* inducement, 42, 44, 117, 138, 140, 144, 178, 181
- United Nations Convention on the Rights of Persons with Disabilities, 123, 142, 227
- witnessing, 30, 42, 77, 81, 117, 139, 271
- psychiatric AD, 119

