they are unacquainted with the work of games theorists and welfare economists. Hare, however, shows himself well aware of the difficulties; and there is great force in his contention that they face all moralists who attach any importance to doing social good or preventing social harm, and not just utilitarians.

Part III seeks to show why we should go in for critical thinking, conceding that there is no logically compelling argument against the amoralist, but endorsing a probable argument in prudence against bringing up children to be such. It is further argued that it is logically impossible for there to be a consistent, non-utilitarian fanatic. Here, as throughout, it is maintained that critical moral reasoning is both philosophically justified in terms of the concept of moral judgments as universalizable prescriptions and capable of directing ideally acute, sensitive, fully-informed people to rational solutions to practical questions. Actual human beings, of course, fall short; but rational solutions remain possible in principle.

Hare is unquestionably the most influential British moral philosopher of the last 30 years. His book will inevitably be of immense interest to fellow philosophical practitioners, who will want to see how he has qualified and developed his views. Hare, however, clearly hopes to reach a wider public, feeling that 'unless some way is found of talking about [urgent practical issues] rationally and with hope of agreement, violence will finally engulf the world'. I am sure that an understanding of the present book would greatly improve public discussion; but I fear that it may not exert the wide direct influence that it should. Hare is an exceptionally careful thinker and a clear-headed writer; but his book is not wholly accessible to the lay reader. It comes across as a report on work in progress, shaped as often as not by the objections of critics, and compressed by a notable reluctance to bore the reader by repetition of other writings or extended discussion of matters not central to the main argument. These intentions have merit; but critical thought should convince the author that he could do good by expressing himself at greater length and in a more relaxed and less argumentative manner. He acknowledges debts to Kant and Mill. I think he could surpass the rigour of the former in a work as widely readable as the Utilitarianism or Liberty of the latter.

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**Justice and Health Care**

Ed Earl E Shelp  
Holland, D Reidel Publishing Co  
(Volume 8 of Philosophy and Medicine series)  
Dfl 60 US $31.50 (paperback Dfl 30 US $14.95)

The dominant emphasis in medical ethics during the last decade has been on specific moral problems of individual or small group decision-making. Analysis has concentrated on issues such as abortion, fetal research, care of the terminally ill, drug abuse and organ transplantation etc. The objective has been to articulate and assess the parameters for moral decision-making in these specific contexts of medical care. Insofar as bioethicists have stressed analysis of these 'micro' issues, there has been a corresponding lack of sustained analysis of the institutional character of medicine and health care provision -- the 'macro' structure within which the micro issues arise. The Shelp volume attempts to correct the imbalance of focus by 1) examining the health care institutions within which micro problems arise; 2) investigating the larger array of institutions of which the health care sector is only one part. Key concepts examined throughout the volume are those of 'justice', 'right', and their relevant application to the domain of 'health care'. But justice and rights considerations can only be clarified by examining various theories in terms of which certain claims about justice and rights are made and by means of which these claims can be defended. Without at least an implicit ethical theory or a theory of justice, certain questions cannot be coherently asked much less answered.

Such questions include: Is there a right to health care? What does such a right mean and imply with respect to an array of other basic rights we try to defend? What is the content of a right to health care? Are we claiming a right to free provision of medical care in crisis situations of disease and this for all members of society in an equal way or do we also include under the umbrella of this 'right' free access to the full range of technological provisions in medicine including such items as human in vitro fertilisation, heart transplants and cosmetic surgery (to name only a few of the procedures available which many would consider non-essential under a right to health care)? The parameters of rights claims are not self-evident and the essays in this volume show no presumption that their analyses offer final resolutions of these complex questions. They do, however, highlight some of the essential questions that would need to be asked in order to come to some plausible view as to the resolution.

Another question concerns the socio-economic and ethical issue of priorities. The priority question arises at two levels: the priority of health care relative to other goods and needs, and the order of priority of various forms of health care. While the issue of priorities is complex in terms of theoretical considerations it is no less so at the level of practical decision-making in any society faced with limited economic resources. Thus a third question, which asks about the justice or injustice of current health care systems, is a question which presupposes that we opt for a theory of justice that can argue for or against a universal right to health care and likewise provide a basis for defending priority decisions. It is not surprising, then, that the present volume on justice and health care will be considered as weak or as strong as are the theories of justice proposed to defend the various claims both at the micro and macro level of health care allocations.

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**The Rights of Doctors and Nurses and Allied Health Professionals**

G J Annas, L H Glantz and B F Katz  
New York, Avon Books  
$3.95

Doctors and nurses might be forgiven for believing that they have obligations and other people have rights so it was with some surprise that I received this book for review. My surprise was heightened when I saw that the cover described it as an 'American Civil Liberties Union Handbook'. The book was suggested following one on the rights of hospital patients by one of the authors and from time to time the impression is given that the authors are more at home speaking of a doctor's
duties than of his rights. The outstanding
statement in the book for me came
in the first page of the introduction –
‘almost all the time the interests of the
health care provider and the patient are
the same’. Doctors have always sub-
scribed to this sentiment but how refreshing to see it acknowledged by
those whose interests lie in health law
rather than in patient care.

That the gulf between lawyer and
doctor is by no means bridged is how-
ever made very apparent when one
reads that ‘understanding of the law can
be as important to the proper care of
patients as an understanding of
emergency medical procedures or
proper drug dosages’.

The scope of the book is indeed very
much wider than its title might have one
believe. Much basic information is
given and a number of misconceptions
corrected. As an example of the former
the reader learns that the cost of malprac-
tice insurance premiums rose from 250
million dollars in 1970 to 2 billion dol-
lars in 1980.

That the American doctor runs
enormous risks in assisting at roadside
accidents has for years been firmly
believed by many in the UK. The
authors firmly nail that one by telling us
that there has been ‘not one reported
case in which a health care professional
in this country has had to pay any
money damages to anyone suing him for
stopping and rendering aid and
allegedly aggravating the patient’s con-
dition . . .’

The book is written in the form of
question and answer and this format
permits the authors to cover a great deal
of medical law in a manner readable to
doctor and nurse. The profession’s duty
in respect of the disabled doctor is con-
sidered and the relationship between
doctor and hospital administrator is
explored.

Nursing and the law is investigated in
some detail as are the respective
liabilities of doctors, nurses and other
health care professionals. The role of
the social worker in the US is stated to
be still ill-defined.

The chapters on consent, human
experimentation and research and priva-
acy and confidentiality emphasise to
me the great similarities which exist
between UK and US law. The chapter
on the Union movement in health care
in institutions is perhaps somewhat out
of place in a book of this nature, but the
one on malpractice litigation is a mine of
information.

The appendices, which include a
glossary of legal terms and an excellent
index, conclude a book produced at a
price which should ensure its purchase
by all who have any interest in medical
law in the United States.

J LEAHY TAYLOR
Secretary
Medical Protection Society
London

Light in Darkness:
Disabled Lives?

Papers on some contemporary medical
problems, collected by the Medical
Committee, Order of Christian Unity,
London Oxford, Unity Press, Mowbray and Co Ltd

£2.25

Here are 12 papers, mostly short and
mostly new, though some are re-printed
from elsewhere. There are three sec-
tions: (i) A Positive Approach to Life;
(ii) Potential in Disability, and (iii)
Dignity in Dying. The British authors
are well known and I assume that is true
of those from the USA. The sections are
preceded by an introduction on ‘Some
Dilemmas of Modern Medicine’ by Sir
John Peel. The general theme is the
prevention and alleviation of dis-
abilities, coping with disabilities and,
in the end, coping with terminal illness.
This theme was particularly appro-
priate in the International Year of
the Disabled when the book was published.
The attitudes of medical folk, the social
services, parents and relatives are dis-
cussed, in addition to that of the suf-
ferer. The aim of the book is to present
a strong case against dealing with dis-
abilities by any form of euthanasia or
(with very few exceptions) by abortion.
A Christian basis is advanced for this
stance. Three of the contributors: Pat
Seed, Gordon Scorer and Leonard
Cheshire produce Christian meditations
to support it. But how one moves from a
basic stance to these particular ethical
decisions is not discussed; nor why
some Christians have arrived at dif-
ferent ones. The chapter on ‘Why Abor-
tion?’ by a lecturer in logic, himself a
paraplegic, does not resolve it. In his
introduction Sir John says ‘One of the
difficulties that doctors have in the
whole field of ethics is that morality is
about absolutes . . . the value of human
life is infinite. Doctors on the other
hand are all the time having to make
decisions based on the relative . . .’
Moral theory, however, is about both;
and the phrase about human life by
itself does not resolve the issues of med-
ical ethics discussed in this book.

A section of the report On Dying Well,
produced by the Board of Social
Responsibility of the Church of Eng-
land in 1974 is reproduced and reads
well after eight years. The publishers
claim that the book is ‘refreshingly
new’. It is not. But its warnings and its
positive points are important, if not as
decisive as it thinks.

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The Politics of
Contraception: Birth
Control in the Year
2001

Carl Djerassi
San Francisco/Oxford, W H Freeman,
and Co

£14.80 (paperback £6.95)

The Politics of Contraception was first
published in 1979. This is a welcome
re-issue with a new preface and an
added article Birth Control in the Year
2002 although this does little more than
summarise the contents of the original
book.

Djerassi is a chemist who was closely
involved in the synthesis of the first oral,
contraceptive (the book includes an
account of the chemical development of
the Pill) but his interest in contra-
ception is not only that of a scientist. He
is concerned about world population
growth and sees the control of fertility
as the most urgent social issue of the
next 20 years. He is also an industrialist
who is very frank about the profit
motive behind much scientific research
in the United States. The result is a
fascinating book which considers the
diverse factors that affect the develop-
availability and use of contraceptive
methods in the present and discusses
how the interaction between science,
industry and public policy may affect
future developments.

Djerassi touches on a number of ethical
issues but his concern with conse-
quences rather than with rights limits