

Peran Second Opinion dan Rekam Medis dalam Penyelesaian Sengketa Medis Analisis Putusan Nomor 14/PDT/G/2011/PN.BDG, 84/PDT/2012/PT.BDG, dan 1644 K/PDT/2013 = The Role of and medical record in medical dispute settlement analysis of court verdicts No. 14/PDT/G/2011/PN.BDG, 84/PDT/2012/PT.BDG, dan 1644 K/PDT/2013

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Abstrak

ABSTRAK

Di Indonesia masih banyak orang tidak mengetahui tentang hak dan kewajiban pasien yang diatur di dalam undang-undang. Skripsi ini membahas mengenai pengaturan second opinion dan rekam medis dalam penyelesaian sengketa medis, fungsi second opinion dan rekam medis dalam penyelesaian sengketa medis dan menganalisis Putusan No.14/PDT/G/2011/PN.BDG, 84/PDT/2012/PT.BDG, dan 1644/K/PDT/2013. Dengan tujuan menjelaskan peran second opinion dan rekam medis dalam penyelesaian sengketa medis. Penelitian dalam skripsi ini menggunakan metode yuridis normatif, dengan tipe preskriptif. Hasil penelitian dalam skripsi ini menyatakan bahwa rekam medis dapat dijadikan sebagai alat bukti dalam penyelesaian sengketa medis, sedangkan second opinion dapat digunakan sebagai petunjuk bagi pihak yang dirugikan dalam penyelesaian sengketa medis. Saran penulis, hasil perbedaan pendapat dokter lain second opinion harus dipahami dahulu konteksnya dan tidak dapat langsung diambil kesimpulan bahwa dokter yang lain telah melakukan malpraktek.

ABSTRACT

Bulk of people in Indonesia didn't know about the rights and obligations of being a patient which are regulated in the laws and regulations. This Thesis is focusing on the regulations regarding second opinion and medical record regarding dispute settlement in medical dispute, and the role of second opinion and medical record regarding dispute settlement in medical dispute and analyzing verdict No.14 PDT G 2011 PN.BDG, 84 PDT 2012 PT.BDG, and 1644 K PDT 2013. To explain the role of second opinion and medical record regarding dispute settlement in medical dispute. The research in this thesis is using juridical normative method with prescriptive type. The results of the research in this thesis shows that medical record can be used as evidence for medical dispute settlement, while second opinion can be used as the clue for the vulnerable parties in the medical dispute. This thesis suggests that different view from another doctor second opinion should be seen the context and cannot be used to conclude that the first doctor was doing malpractice. Keywords Medical Record, Second Opinion, Medical Dispute.