

## MEDICAL NEGLIGENCE IN THE REPUBLIC OF SERBIA

*Vladimir Miletić<sup>1</sup>, Iva Zdravković<sup>2</sup>*

<sup>1</sup>Magistrate court of Belgrade, Belgrade, Serbia

<sup>2</sup>Magistrate court of Niš, Niš, Serbia

Contact: Iva Zdravković  
Studenička 48/70, 18000 Niš, Serbia  
E-mail : ivaduke.ia@gmail.com

In the area of protection and improvement of human health, it is of particular importance to provide legal, effective, correct, professional and timely medical assistance; performing other healthcare activities, or providing medical assistance or care. In this way, a significant social function is achieved, as well as the protection of the proclaimed right by the Constitution on the inviolability of the physical and psychological integrity of man (human health). However, due to the physician's or other medical activity, it is possible that the health of the person according to which the corresponding activity is undertaken is deteriorating. In the case of serious mistreatment of physician's or another medical profession, or a gross violation of the rules of the profession, resulting in a more serious consequence of the health of people, then all modern legislation provides for criminal responsibility and punish-ability for a particular criminal offense - inadequate medical assistance. A similar situation exists in the Republic of Serbia. In this paper, this crime is analyzed from the aspect of the concept, characteristics, features, forms of expression and other grounds for determining criminal responsibility and punishment of its perpetrator.

*Acta Medica Medianae 2019;58(2):118-125.*

**Key words:** *health, protection, unconsciousness, criminal act, law, responsibility*