

# CENTRE FOR APPLIED ETHICS

## ANNUAL REPORT 2005

### 1. Governing Body

Proff. C.J. Groenewald (Representative of the Depts. of Psychology, Sociology, Geography and Environmental Studies and Social Work, *Chairperson*), HJ Kotzé (Dean), A.A. van Niekerk (Director of the Centre and Head: Unit for Bioethics), J. Kinghorn (Representative of the Centre for Knowledge Management and Decision-making), P. van der P. du Toit (Resrepresentative of the Centre for International and Comparative Politics), J.P. Hattingh (Chair: Philosophy Dept. and Head: Unit for Environmental Ethics), S. van der Berg (Representative of the Faculty of Economic and Management Sciences) W.P. Pienaar (Representative of the Faculty of Health Sciences), K. Moodley (Head: Unit for Bioethics – Tygerberg Division) and dr. Deon Moulder, representative of the Medi-Clinic Corporation, a key sponsor of the Centre.

Prof. Groenewald retired at the end of 2005, and will be replaced as chairperson by prof. Pierre du Toit.

### 2. General Activities of the Centre

*(NB Only activities are here reported that are not dealt with in the reports of the different Units of the Centre. See also reports of the Units from p. 5)*

#### Projects in 2005:

##### 1. *A contemporary and contextualised ethical interpretation and application of Christian faith (AA van Niekerk)*

This project took up a significant part of Van Niekerk's sabbatical during 2005 and came to provisional conclusion in a book and a number of articles in accredited journals that are reported below.

##### 2. *Ubuntu and restorative justice (DJ Louw, fellow of the Centre)*

A book chapter by DJ Louw emanating from this project will be published in D Sullivan & L Tift: *Handbook of restorative justice: a global perspective* (London: Routledge) in 2006. Full details in next year's report.

## 2.1 Attendance of and Papers delivered to International and National Conferences

(Only activities reported that are not dealt with in the reports of the different Units of the Centre. See also reports of the Units from p. 5)

### 2.1.1 Papers at International Conferences

Van Niekerk, AA. *Afrikanerskap en identiteit in 'n gedemokratiseerde Suid-Afrika*. Eerste Internasionale Kongres van die Netwerk vir Nederlandse, Vlaamse en Afrikaanse Filosofie. Nijmegen, Nederland, 27 Mei 2005.

### 2.1.2 Papers at National Conferences and other Presentations

1. Van Niekerk, AA *The unexamined life is not worth living*. Inaugural lecture of Socratic Society, University of Namibia, Windhoek, 3 March 2005.
2. Van Niekerk, AA *Is daar iets soos 'n hoë kwaliteit lewe?*, Geleentheidstoespraak by erekleuredinee van Fakulteit Gesondheidswetenskappe, Universiteit van Stellenbosch, Del Veira, 21 Mei 2005.

## 1.2 Publications

(Only publications not reported about under Units)

### 2.2.1 Journal Articles

(Accredited journal articles are indicated with an asterisk\*)

1. Cilliers, FP Complexity, deconstruction and relativism. *Theory, culture & Society*\* 22(5), 2005.
2. Cilliers, FP Knowledge, limits and boundaries. *Futures*\* 37, 2005.
3. Van Niekerk, AA "Contingency and universality in the Habermas-Rorty debate". *Acta Academica*\* Supplementum 2, 2005: 21-41.
4. Van Niekerk, AA "Desiderius Erasmus en die uitdaging van 'n teologie-kritiese reformatoriese teologie", *Ned. Geref. Teologiese Tydskrif*,\* 46 (3+4), 2005: 597-608.
5. Van Niekerk, AA "Teodisee en misterie: oor God, kwaad en lyding", *Ned. Geref. Teologiese Tydskrif*,\*46 (3+4), 2005: 609-622.

Two other articles by AA van Niekerk were submitted to accredited journals in the course of 2005, and both were accepted for publication in 2006. Details will be provided in next year's report.

## 2.2.2 Book

Van Niekerk, AA *Geloof sonder sekerhede: besinning vir eietydse gelowiges*. Wellington: Lux Verbi.BM, 2005, 255pp. (Contains a number of chapters that specifically deal with ethical matters)

## 2.2.3 Other Publications (indicative of community service rendered by the Centre)

1. Van Niekerk, AA “Oor die wegbly van die jollie bobbejaan: wie is dit wat regtig treur?”, *LitNet Seminaarkamer*, [http://www.litnet.co.za/seminaar/agaat\\_avniekerk.asp](http://www.litnet.co.za/seminaar/agaat_avniekerk.asp), 2005.
2. Van Niekerk, AA “Gemeenskap, identiteit en verantwoordelikheid: hoe ek en Johann Rossouw verskil”, *LitNet Seminaarkamer*, <http://www.litnet.co.za/seminaar/avn2.asp>. 2005
3. Van Niekerk, AA “Dan Roodt se woorde by die Woordfees”. *LitNet*, [http://www.litnet.co.za/seminaar/pleister\\_avn.asp](http://www.litnet.co.za/seminaar/pleister_avn.asp). 2005
4. Van Niekerk, AA “Laat ons handel dryf in vrae!”, *Rapport (Perspektief)*, 17 April 2005, p. 2.
5. Van Niekerk, AA “Logika agter geld maak”, *Rapport (Perspektief)*, 15 May 2005, p. 2.
6. Van Niekerk, AA “Die dood van dogma: mense vra na moderne belydenis”, *Rapport (Perspektief)*, 26 June 2005, p. 1.
7. Van Niekerk, AA “Vier mites oor Maties”, *Die Burger* (Forum artikel), 29 October 2005, p. 17.
8. Van Niekerk, AA “Die tyd van sekerheid is verby”, *Rapport*, 11 December 2005, p. 19.

## 3. Other General Activities of the Centre

- 3.1 The specialization modules (in biomedical, environmental and business ethics) in the MPhil (Applied Ethics) Program were offered in the course of 2005.
- 3.2 Members of the Centre were, as is customary, involved in a broad range of activities and consultations in the broad field of Applied Ethics – many in response to requests from the public at large. A number of radio and television appearances were made by personnel of the Centre.
- 3.3 The Centre published a new *Newsletter* under the editorship of ms Leanne Seeliger. This initiative was very well received and gives an excellent short overview of activities within the Centre.

3.4 A very fruitful and mutually rewarding relationship exists between the Centre and the Ethics Institute of South Africa (EthicSA). Its CEO, prof. Willem Landman, is a professor extraordinaire in the Centre, and very involved in our post-graduate work. The Director is currently not only a member of the Institute's Board of Directors, but also chairperson of that body. In that capacity he is very closely involved with the planning, management and evaluation of EthicSA's activities.

3.5 Prof. van Niekerk is a member of the Council of the Ethics Association of South Africa (ESSA). In that capacity, he was closely involved in preparatory arrangements for the Third Annual Conference of ESSA which takes place in Stellenbosch in September 2006.

### **Unit for Bio-Ethics: Stellenbosch Division**

See attached report (pp. 5-10)

### **Unit for Bioethics: Tygerberg Division**

See attached report (pp. 11-15)

### **Unit for Environmental Ethics**

See attached report (pp. 16-21)

### **Unit for Business Ethics and Public Integrity (p. 22)**

### **Finances**

The financial statements of the Centre for 2005 have been approved by the Governing Body and are recommended to the Faculty Committee and Board.

Prof. P vdP du Toit  
Chair: Governing Body  
28 June 2005

Prof. AA van Niekerk  
Director

# UNIT FOR BIOETHICS: STELLENBOSCH DIVISION

## Annual Report 2005

The Head of this Unit was on sabbatical for the entire duration of 2005. The activities of the Unit for 2005 are therefore almost entirely limited to research work, as is reported about below.

### 1. RESEARCH

#### 1.1 Completed and current research projects

- 1.1.1** *Bioethics and public health in South Africa, with special reference to moral problems related to HIV/AIDS and new genetic technologies.* Prof. Van Niekerk holds a comprehensive NRF research grant of about R800 000 for four years for research on this general topic. Some of the research projects mentioned below form part of this bigger program. The funding lasts until 2007.
- 1.1.2** *Ethical problems relating to HIV/AIDS in Africa* (AA van Niekerk and LM Kopelman [East Carolina University, USA]). This program is continuing, although its largest output, a book about which I report later on, has been completed in the course of 2005.
- 1.1.3** *Ethical problems about newer developments in reproductive technology* (AA van Niekerk, M de Roubaix, L Crouse, N. Nortjé & L Dick – ongoing; cf. publications below).
- 1.1.4** *Philosophical and ethical dimensions of pain* (A Olivier & AA van Niekerk). This project has been completed a number of years ago, but outputs are still coming out of it. The main researcher in this project, dr. Braam Olivier, who worked as a post-doc with prof. van Niekerk for three years, has been informed that his book, *Being in Pain*, has been accepted by Peter Lang International Academic Publishers, Berlin, Oxford and New York. It will be published in 2006 or 2007. At the same time dr. Olivier's German paper "Was ist Schmerz?", was, in the course of 2005, accepted for publication in *Allgemeine Zeitschrift für Philosophie* and will be published in 2006. Full details will be provided next year.

#### 1.2 Research outputs

##### 1.2.1 International presentations

1. Van Niekerk, AA. *Principles of Global Distributive Justice*, Lecture on special invitation at Centrum voor Ethiek, Radboud University, Nijmegen, 30 May 2005.

2. Van Niekerk, AA. *Ethics and the HIV/AIDS crisis in South Africa*, Lecture on special invitation in Dept. of Primary Care and Social Medicine Seminar Series, Imperial College, University of London, 6 June 2005.
3. Van Niekerk, AA. *Moral challenges in the management of HIV/AIDS in Southern Africa*, special guest lecture at Seminar on AIDS in Developing Countries, Development Studies Institute, London School of Economics, London, 8 June 2005.

### **1.2.2 Papers delivered at national scientific congresses and other presentations**

1. Van Niekerk, AA *The importance of informed consent and the legal aspects of obtaining it*. Conference of the South African Dental Association, Richards Bay, Kwazulu Natal, 18 May 2005.
2. Van Niekerk, AA *Individual versus “group” rights in the HIV/AIDS debate: does more bad news make any difference?* Second Annual Conference of the Ethics Association of South Africa (ESSA), Fernhill Hotel, Howick, Kwazulu Natal, 13-14 July 2005 (Key Note Speaker).
3. Van Niekerk, AA *Ethical aspects of minimum limits of neonatal mass*, Annual Conference of Bestmed Medical Insurance, Johannesburg, 29 July 2005.
4. Van Niekerk, AA *Ethics and AIDS in Paediatric Care*. Academic Year Day, Dept. of Paediatrics, Faculty of health Sciences, University of Stellenbosch. Medical School, Bellville, 17 August 2005.
5. Van Niekerk, AA *The challenges of HIV/AIDS in Africa: a philosopher’s perspective*. Conference celebrating 20<sup>th</sup> anniversary of the Bioethics Centre at the University of Cape Town, 21 September 2005.
6. Van Niekerk, AA *Ethical aspects of the treatment of children with cancer*. Annual Conference of the National Foundation of Children with Cancer. Protea Hotel, Stellenbosch, 30 October 2005.
7. Van Niekerk, AA *Individual versus “group” rights in the HIV/AIDS debate: does more bad news make any difference?* Symposium on AIDS and Citizenship in South Africa: Practitioner and Activist Perspectives. Gordon’s Bay, 11-13 December 2005.

### **1.2.3 Articles in scientific journals**

In the course of 2005, two articles, both by JAM de Roubaix and AA van Niekerk, were submitted to and accepted for publication in 2006 by accredited journals (the *SA Medical Journal* and the *SA Journal of Philosophy*). Full details will be in next year’s report.

## 1.2.4 Book

Van Niekerk, AA & Kopelman, LM (eds.) *Ethics and AIDS in Africa: the challenge to our thinking*. Cape Town: David Philip, 2005, 222pp.

Because of wide-ranging demand and interest, this book is set to be republished in the USA in 2006 by Left Coast Press, Walnut Creek, California

## 1.2.5 Book Chapters

1. Van Niekerk, AA & Kopelman, LM "Introduction" in: AA van Niekerk & LM Kopelman: *Ethics and AIDS in Africa*. Cape Town: David Philip, 2005: ix-xvii
2. Whiteside, A, Barnett, T, George, G & Van Niekerk, AA "Through a glass darkly...Data and uncertainty in the AIDS debate" in: AA van Niekerk & LM Kopelman: *Ethics and AIDS in Africa*. Cape Town: David Philip, 2005: 15-38.
3. Van Niekerk, AA "Moral and social complexities of AIDS in Africa", in: AA van Niekerk & LM Kopelman: *Ethics and AIDS in Africa*. Cape Town: David Philip, 2005: 53-70.
4. Van Niekerk, AA "Principles of Global Distributive Justice and the HIV/AIDS Pandemic: Moving beyond Rawls and Buchanan", in: AA van Niekerk & LM Kopelman: *Ethics and AIDS in Africa*. Cape Town: David Philip, 2005: 84-110
5. Van Niekerk, AA "Mother-to-child-transmission of HIV/AIDS in Africa: Ethical Problems and Perspectives", in: AA van Niekerk & LM Kopelman: *Ethics and AIDS in Africa*. Cape Town: David Philip, 2005: 141-159

## 1.2.4 Popular articles (indicative of community service rendered by the Unit)

1. Van Niekerk, AA "'n Reg om te lewe of 'n reg om te sterwe? Terri Schiavo se lot laat die wêreld dink", *Rapport (Perspektief)*, 3 April 2005: 2
2. Van Niekerk, AA "Voëlgriep kan vigs na vulletjie laat lyk", *Die Burger* (Forum), 21 September 2005: 15.
3. Van Niekerk, AA "Die lyke gaan ophoop", *Beeld*, 8 October 2005: 6
4. Van Niekerk, AA "Die moraliteit van stamselnavorsing", *Die Burger* (Wetenskaprubriek), 9 November 2005: 15.

## 2. OTHER ACTIVITIES OF THE UNIT

2.1 In last year's annual report, mention was made of the generous grant (R100 000 per year for two years) of the Medi-Clinic Corporation to the Unit. This

significant occurrence introduces a period of fruitful mutual co-operation between the Unit and that organization. These funds were, in course of 2005, extremely helpful in enabling the Unit to do its work. Negotiations are underway to extend this grant for another two years.

2.2 Members of the Unit participate regularly in the fortnightly meetings of the multidisciplinary discussion group on bioethical issues of Prof. Solly Benatar (head of Internal Medicine, UCT) at Groote Schuur Hospital. At these meetings the latest literature is discussed and a case study from experience in practice during the preceding week is highlighted.

2.3 Prof. Van Niekerk is closely involved in IRENSA (International Research Ethics Network for South Africa) and serves on the Executive Committee of this organisation, which is internationally funded by the Fogarty Foundation of the National Institutes of Health in the USA. In that capacity he also acts as regular lecturer in the presentation of the Postgraduate Diploma in Research Ethics at the University of Cape Town.

2.4 Prof. van Niekerk also acts as external examiner for the masters students in the SARETI (South African Research Ethics Training Initiative) program of the Universities of Kwazulu-Natal and Pretoria. This is also a Fogarty Foundation funded program that trains potential and current members of research ethics committees in Africa.

2.5 Prof. Van Niekerk is also a member of the Management Committee of the Centre for HIV/AIDS Management in the Dept of Industrial Psychology, and teaches a module on ethical issues relating to HIV/AIDS in the Postgraduate Diploma and MPhil programmes of this Centre.

2.6 In the course of 2005, prof. van Niekerk was invited to become a director of Stellenbosch Hospice and to serve on the ethics committee of the Hospice's Board of Directors. Very fruitful interaction that has been of much value to both parties has since taken place.

2.7 Prof. Van Niekerk is a member of and participates in the activities of the following (ethics) committees and boards:

- The Ethics Committee of the Medical Research Council
- The Ethics Committee for Research on Human Subjects of the Faculty of Health Sciences. This committee meets almost monthly and evaluates with the view to ethical clearance all research proposals of the Faculty of Health Sciences.
- Editorial Boards of the *SA Journal of Philosophy*, *Developing World Bioethics*, the *SA Journal for Higher Education* and *Philosophy, Ethics and Humanities in Medicine*.



### **3. POSTGRADUATE RESEARCH**

Several postgraduate students were involved in, or are still conducting research on topics that are of direct interest to the activities of this Unit. The details are as follows:

#### **3.1 Completed MPhil thesis (2005)**

Kruger, M *Ethics education in a problem-based medical curriculum*. MPhil, 55pp. (April 2005)

#### **3.2 Completed DPhil dissertation (2005)**

De Roubaix, JAM *Value, utility and autonomy: a moral-critical analysis of utilitarian positions on the value of prenatal life*. DPhil, 215pp. (April 2005)

#### **3.3 Doctoral projects in progress**

1. Gerber, B. *Identity and discourse: a critical philosophical investigation of the influence of the intellectual self-image of the medical profession on communicatively effective care to patients*. DPhil
2. Horn, L. *Virtue ethics and public health policy for HIV/AIDS in South Africa: a critical exploration*. DPhil.
3. Mahlali, MP. *Altruism and self-interest in medical practice: ethical perspectives on the South African situation*. DPhil.
4. Moore, WJ. *Consumer health informatics and patient autonomy: philosophical and ethical perspectives*. DPhil.
5. Ngquba, M. *The ethics of physician-assisted suicide*. DPhil.
6. Nortjé, N. *The moral status of embryonic stem cell research in the South African context*. DPhil.
7. Rossouw, T. *Identity, personhood and power: a critical analysis of the principle of respect for Autonomy and the idea of informed consent, and their implementation in an androgynous and multicultural society*. DPhil.
8. Stein, D. *Philosophy and psychopharmacology: a naturalist approach*. DPhil.
9. Tlhapane, MS. *Principlism and AIDS: a study in applied ethics*. DPhil.
10. Venter, M. *Abduction in clinical diagnosis: an epistemological assessment of medical reasoning*

(Prof. AA van Niekerk is acting as promotor in all of the above cases.)

### 3.4 Master's projects in progress

1. Breitenbach, M. *“Quality of Life”*: Conceptual analysis and ethical assessment.
2. Coetzee, H-K. *Mediese etiek in privaatsektor-geneeskunde in Suid-Afrika*. MA.
3. De Bruyn J. *A comparison of South Africa and Uganda's management and implementation of the national response to the HIV/AIDS pandemic*. MPhil.
4. Dick, L. *Responsibility and the new genetics: Philosophical perspectives on the idea of “an ethics of responsibility” in relation to moral problems raised by new genetic technologies in the African context*. MA.
5. Du Toit, D. *Philosophical and moral perspectives on decision-making about the use of insecticides for infection-control and its relationship to infertility*. MPhil. Studieleier: Prof. AA van Niekerk.
6. Hendricks, M. *Health care in the market place: reconcilable values?* MPhil.
7. Kling S. *Ethical issues in the admittance of children with HIV/AIDS to intensive care units in South Africa*. MPhil.
8. Kunene, J. *Suffering and euthanasia: a critical assessment*. MPhil.
9. Loots, J. *Die versoenbaarheid van gesondheidsorg en die strewende na winsbejag*. MPhil.
10. Loselo, R. *HIV/AIDS: access to care in view of the SA constitution*. MPhil.
11. Mafanya, A. *Informed consent and the practice of medicine in the Eastern Cape*.
12. Photo, M. *The effects of the SA Choice of Termination of Pregnancy Act on health care workers in South Africa*. MPhil.
13. Schoeman, L. *Die praktyk van aktiewe genadedood: 'n krities-vergelykende studie*. MPhil.
14. Van Heerden, C. *Moral perspectives on the exploitation of children in Africa*. MPhil.

(Prof. AA van Niekerk is acting as supervisor in all of the above cases.)

AA van Niekerk  
(Head: Stellenbosch Division, Unit for Bioethics)

# **Annual Report**

## **Bioethics Unit – Tygerberg Division**

### **Jan – Dec 2005**

2005 was a challenging year for the Bioethics Unit at Tygerberg. The unit was run on a 50:50 basis with time-shared with the Department of Family Medicine from 1<sup>st</sup> January to 31<sup>st</sup> May 2005. Prof Moodley was appointed on a full time basis from 1<sup>st</sup> June 2005 – December 2005.

#### **TEACHING**

##### **Undergraduate Program:**

The undergraduate teaching program in medical ethics was offered to 5<sup>th</sup> year medical students in March 2005 for the third time since its inception. 151 students enjoyed 2 stimulating weeks of interactive problem based ethics. The tutors on the module were Keymanthri Moodley, Willie Pienaar, Lyn Horn, Sharon Kling, Malcolm de Roubaix. The invited lecturer on Medical Law was Prof Mo Dada, University of Kwa-Zulu Natal.

Stefan Basson received the prize in Medical Ethics for 2004 in his 5<sup>th</sup> year. This was awarded in 2005 in his final year.

##### **Postgraduate Program:**

A 12 week WebCT based course in ethics was taught on the Masters in Family Medicine Program (MFam Med) as part of the HIV and Women's Health Module. Approximately 40 national and international general practitioners were registered on the course. Each student submitted a case study report at the end of the 12-week block.

Tutors: Lyn Horn, Keymanthri Moodley, Marietjie de Villiers, Theresa Rossouw.

Good Clinical Practice (GCP) Training Courses – both basic and refresher courses were presented. These courses in research ethics and technical issues related to research are deemed compulsory by the Medicines Control Council (MCC) for all investigators involved in clinical trial research. During 2005, 8 courses were offered and 139 investigators, site co-ordinators and research ethics committee members were trained.

## **PRESENTATIONS BY PROF. K. MOODLEY**

### **International Presentations - 2005:**

- 16-17 May - Participant Remuneration in Research –presented at a “Workshop on Informed Consent in HIV Prevention Trials” Population Council and Family Health International, New York
- 2-3 June – Ethical Issues in Microbicide Trials – WHO-IPM Meeting on “Regulatory Review and Approval of Microbicides in SADC Region, Muldersdrift, South Africa

### **National Presentations - 2005**

- 2 September –Physicians Refresher Course – Stellenbosch Ethical Dilemmas in Clinical Practice and Research

### **Local Presentations - 2005**

- 10 February – Research Seminar – Faculty of Health Sciences, US “An Introduction to Research Ethics”
- 22 June – GP Refresher – Constantiaberg Mediclinic “The National Health Act”
- 15-17 July – Zamstar Project “Research Team Training for Zambia and SA”, Tygerberg
- 5 August - CHSO/PAWC – CPD Jooste Hospital “Implications of the National Health Act for Primary Health Care”
- 25 August Ethics Discussions – “National Health ACT – Part one”
- 6 September – Haematology Educational Guild, UCT “What it means to be a good doctor: The Olivieri Symposium”
- 20 October Ethics Discussions – “The Terri Schiavo Case”
- 24 November Mini Symposium – The Painful Dilemma Of Circumcision “The Orange Farm Study – What are the ethical issues”
- 28 October- Radiation Oncology, Tygerberg “Legal Issues in Research”

## **PRESENTATIONS : PROF W. PIENAAR**

### **Local:**

1. Continuing medical training for general practitioners on invitation
  - a. Critical thinking skills GP’s Durbanville. 5/3/05
  - b. Moral Deliberation GP’s East London 12/5/05
  - c. Liberal Individualism and Communitarianism GP’s Durbanville 22/6/05
  - d. The eight theories of Moral Deliberation – Vredendal 5/11/05

2. Teaching on invitation at hospitals
  - a. Principle based Ethics Karl Bremer Hospital 18/5/05
  - b. Non-compliance and involuntary treatment of patients College of Medicine Cape Town 30/7/05
  
3. Departments
  - a. Gynaecology and Obstetrics
    - i. Sexual harassment 18/4/05
  
  - b. Psychiatry
    - i. Ethics of research 10/6/05
  
  - c. Gynaecology and Obstetrics
    - i. Whistle blowing and the Impaired physician 2/9/05
  
  - d. Gynaecology and Obstetrics
    - i. Satellite teaching on Bioethics for GP's 14/9/05

**National:**

- 1 Formal Continuing Medical Training
  - c. Moral debate on the beginning of life
    - i. 18 Feb Jhb
    - ii. 11 March Durban
    - iii. 15 April Jhb
    - iv. 20 May Cape Town
    - v. 10 June Jhb
  
- 2 Congress presentations
  - d. Namibia Medical Congress
    - i. Human Rights in health Care – What does this mean? 20/10/05
    - ii. Patient care and contemporary moral deliberation 21/10/05
    - iii. Ethics Workshop – Case presentations 22/10/05

**PUBLICATIONS: (Accredited journals marked by asterisk\*)**

- Moodley K Myer L Pather M Informed consent and participant perceptions of influenza vaccine trials in South Africa *Journal of Medical Ethics*\* 2005; 31:727-732
  
- Moodley K HIV Vaccine Trial Participation in South Africa – an ethical assessment in AA van Niekerk & LM Kopelman (eds.) *Ethics and AIDS in Africa*, (2005) New Africa Books: 160-178.
  
- The SAREC Newsletter Vol. 2 No 1&2 was circulated to all Research Ethics Committees in SA in July and November 2005.

## **RESEARCH PROJECTS**

### ***1. Principal Investigator: Paediatric HIV Disclosure Study – Tygerberg***

Co investigators: Dr Landon Myer and Des Fransman – School of Public Health, UCT, Prof Mark Cotton, dept of Paediatrics and Kidcru paediatric HIV Clinic Tygerberg, Prof Leslie Swartz and Prof SA Kagee, Dept of Psychology, University of Stellenbosch.

Phase 1 completed – Paediatric Disclosure in South Africa: Perspectives of Caregivers on discussing HIV with infected children. Completed. Accepted for publication 2006.

Phase 2 – ongoing – interviews with health care providers to elicit their perspectives on disclosure – completed in 2005. Accepted for publication in 2006.

Phase 3 – planning– dept of Psychology – will involve interviews with children infected and non-infected. – commenced in 2005 – ongoing.

## **SUPERVISION**

### **Postgraduate Students**

- Masters (Medical Technology)

Thesis:

*An evaluation of the ethics review processes for clinical trials of smaller private and public institutional committees in SA*

Janine Strugo – BA, NHD Med Tech, CRA – Pretoria Technicon  
2003 - current

- Masters in Family Medicine – University of Stellenbosch

Thesis:

*Informed Consent - are patients adequately informed pre-operatively?*

Empirical research at a district hospital in Mpumalanga, South Africa.

Dr Clive Mogajane – Mfam Med student

Dept of Family Medicine and Primary Care, School of Public Health,  
University of Stellenbosch. (In Progress)

## **WORKSHOPS ATTENDED:**

Prof K. Moodley

- 24-26 January 2005 – Postgraduate Supervision & Training Centre for Higher & Adult Education, University of Stellenbosch –booked for attendance 2005.
- 17-19 March 2005 – Global Forum for Bioethics in Research – What happens when the research is over, Blantyre, Malawi
- 17-18 November 2005 – Therapeutic Use of Adult Stem Cells, V&A Waterfront

## **SERVICE DELIVERY**

Good Clinical Practice (GCP) courses are offered to promote capacity development in research training. Both basic courses and advanced courses are presented.

Ethics Hotmail and Ethics Hotline – queries on ethical issues from general practitioners and other health care providers are answered either via e-mail or telephonically by the Unit.

*SAREC Newsletter* - was circulated twice in 2005 –to all research ethics committees (RECs) in SA . The newsletter keeps REC members updated in terms of new guidelines and developments in the field of Research Ethics.

To promote the teaching of medical ethics as a “golden thread” throughout all disciplines in the faculty, a capacity development program: TRAIN-THE-TRAINERS was continued during 2005. Faculty members from a wide range of different disciplines attended monthly meetings where case studies were discussed and formal lectures were also presented.

### **Topics discussed in 2005:**

National Health Act – Part 1 Prof K Moodley

National Health Act – Part 2 Dr Lyn Horn

The Terri Schiavo Case - Prof K Moodley

Ethical Issues in Paediatrics - Dr Sharon Kling

# UNIT FOR ENVIRONMENTAL ETHICS

## ANNUAL REPORT 2005

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### 1. Research

#### 1.1 Research Outputs

##### 1.1.1 Papers and presentations

- Kelbessa, W. [Department of Philosophy, University of Addis Ababa) Indigenous knowledge and philosophy. **SYMPOSIUM ON INDIGENOUS KNOWLEDGE, PHILOSOPHY AND THE ENVIRONMENT**. University of Venda. Thohoyando, 27 February 2005. [At the time, Dr. Kelbessa was a post doc in the Department of Philosophy at the University of Stellenbosch]
- Hattingh, JP. A response to Kelbessa on indigenous knowledge and philosophy. **SYMPOSIUM ON INDIGENOUS KNOWLEDGE, PHILOSOPHY AND THE ENVIRONMENT**. University of Venda. Thohoyando, 27 February 2005.
- Hattingh, JP. Human interests, intrinsic value and radical questioning: Three necessary aspects of environmental ethics as international action? **FOURTH ORDINARY SESSION OF THE WORLD COMMISSION ON THE ETHICS OF SCIENTIFIC KNOWLEDGE AND TECHNOLOGY (UNESCO)**, Bangkok, Thailand. 23 March 2005.
- Hattingh, JP. Human interests, intrinsic value and radical questioning: Three necessary aspects of environmental ethics as international action? **UNIVERSITY OF THE THIRD AGE**. Hermanus. 31 March 2005.
- Hattingh, JP. Towards a sustainable future. Keynote Address at the **GO ORGANIC WORKSHOP, NATURAL AND ORGANIC PRODUCTS EXHIBITION AND CONFERENCE**, Cape Town International Convention Centre, 13 October 2005.
- Hattingh, JP. Deep Ecology / Grades of Deepness. **GLENCREE CENTRE FOR RECONCILIATION, SUSTAINABLE PEACE PROJECT**, Spier Institute, Lynedoch, 13 October 2005.
- Hattingh, JP. The sustainable development paradigm in business decision making: Moving towards a new ethics, or another case of smoke and mirrors? **DEPARTMENT OF PHILOSOPHY, ADDIS ABABA UNIVERSITY**, Addis Ababa, Ethiopia, 29 November 2005.



### 1.1.2 Publications, and articles accepted for publication

- Hattingh, JP. Environmental philosophy and ethics: a critical overview of anthropocentric, ecocentric and radical value positions. In C.P. Loubser (ed.), **ENVIRONMENTAL EDUCATION. SOME SOUTH AFRICAN PERSPECTIVES**. Van Schaik Publishers, Pretoria, 2005, pp. 72-97.
- Hattingh, JP. The state of the art in environmental ethics as a practical enterprise: A view from the Johannesburg documents. In Henk ten Have (ed.), **ENVIRONMENTAL ETHICS AND INTERNATIONAL POLICY**. UNESCO Publishing, forthcoming towards the end of 2006, pp. 191-216.

## 1.2 Current Research

### 1.2.1 NRF project

A substantive award of R953 600 for the period of 2004 – 2007 was made to Prof. Hattingh for a research project on the topic of Refining Sustainable Development. The aims of this project is to establish why there is such a lack of implementation in the policy goals of sustainable development, and to make recommendations to overcome problems in this regard. The point of departure of this research is the hypothesis that there are serious problems in conceptualizing the goal of sustainable development, and that a good understanding of these problems can help to address the lack of implementation.

## 2. OTHER ACTIVITIES

### 2.1 Ongoing Doctoral Projects

BAUGHAN H. *Technology and practical reason in technology education policy - a philosophical study*. D.Phil. Supervisor: Prof. JP Hattingh.

BERNARDO ET. *Die rol van gedragskodes in etiese bewusmaking in die staatsdiens, met spesifieke verwysing na die beskermingsdienste: 'n Ondersoek in die Applied Ethics*. D.Phil. Supervisor: Prof. JP Hattingh.

LONG SS. *The formulation of an environmental ethic for civil engineers in South Africa*. D.Phil. Supervisor: Prof. JP Hattingh.

MOKWENA BO. *Corporate citizenship and business profitability: A post-apartheid critique*. D.Phil. Supervisor: Prof. JP Hattingh.

PEACEY AH. *Foundations of public sector financial ethics mediation*. D.Phil. Supervisor: Prof. JP Hattingh. Co-Supervisor: Prof. E Schwella.

SEELIGER L. *Developing an environmental ethic for economic policy in South Africa*. D.Phil. Supervisor: Prof. JP Hattingh. Co-supervisor: Prof. S van den Berg, Economics.

### **2.3 Master's Projects Completed**

DU PLESSIS L. *The culture and environmental ethic of the Pokot of Laikipia, Kenya*. M.A. (Applied Ethics), Cum Laude, December 2005. Supervisor: Prof. JP Hattingh.

### **2.4 Ongoing Master's Projects**

GUBANCA AA. *Should corporate social responsibility extend to alleviation of poverty?* M.A. (Applied Ethics). Supervisor: Prof. JP Hattingh.

KUSCHEL B. *Ethics and the business enterprise: A case study with a view from Chile*. M.A. (Applied Ethics). Supervisor: Prof. JP Hattingh.

NAUDE P. *The use and management of the Olifants River System. An ethical perspective, with special focus on the Mpumalanga and Northern Province Lowveld Region*. M.Phil. (Applied Ethics). Supervisor: Prof. JP Hattingh.

### **2.5 Teaching at the Cape Peninsula University of Technology**

During 2005, Ms Leanne Seeliger taught the following courses at the Cape Peninsula University of Technology

- 2.5.1 Short course for Mtech students at CPUT in Belville. The course that included 10 lecture hours in May 2005 covered an introduction to ethics, professional ethics, and value positions in environmental ethics.
- 2.5.2 Lecture for Short Course: Three hour lecture in Belville at CPUT on July 11 for a short course on environmental management. Introduced environmental ethics with an introduction to ethics, professional ethics and value positions in environmental ethics.
- 2.5.3 Lecture for Short Course: Three and a half hour lecture on September 27 at CPUT for an environmental management short course covering an introduction to ethics, professional ethics and value positions in environmental debates.

During 2005, Ms Seeliger also co-supervised a CPUT Masters thesis of Mr Lubabalo Ntsholo on the *Ethics of Public Participation in the N2 Toll Road running through the Wild Coast*.

## **2.7 M.Phil in Environmental Management**

Prof. Hattingh is member of an interfaculty Programme Committee that has launched a Mphil Programme in Environmental Management in January 2001. Sixteen students were accepted into the programme then for the first time, and since then 16 students were given places in the Programme each year since. Departments participating in the programme are Philosophy (Environmental Ethics), Geography and Environmental Studies, Public and Development Administration, Public Law, and Conservation Ecology. Since December 2002 a steady stream of students graduated from this program. The viability of this programme is now a proven fact, that is borne out by the fact more students are turned away from the course each year than the number accepted. Within the framework of this programme Prof. Hattingh takes responsibility for a module in Environmental Ethics. He also supervises students doing their research projects on themes in environmental Ethics. [See entries under Master's projects completed.]

## **2.8 M.Phil. in Sustainable Development**

In February 2003 the Spier Institute under the leadership of Prof. Mark Swilling and Ms. Eve Annecke launched an innovative MPhil Programme in Sustainable Development in collaboration with the Department of Public and Development Management of the University of Stellenbosch. Currently there are about 90 students in the programme, with the first graduates completing their studies in December 2005. Having been part of the team planning the Programme, Prof. Hattingh is currently one of the co-teachers in the module on Leadership and Ethics for Sustainable Development.

## **2.9 Activities around UNESCO's COMEST**

1. COMEST is The World Commission on the Ethics of Science and Technology, and falls under UNESCO's Division for the Ethics of Science. COMEST consists of 18 members that are selected to be representative of the world community on the one hand, and expertise in the ethics of various fields on the other hand. Members are appointed to COMEST in collaboration with the official delegations of member countries of UNESCO and their countries' Ministries of Science and Technology. COMEST advises the General Assembly of UNESCO on ethical issues, and conduct, on request, research for

- the General Assembly on ethical issues. At the beginning of 2004, Prof. Hattingh was appointed as member of COMEST for a period of 4 years.
2. During 2005 Prof. Hattingh on invitation of the Director General of UNESCO as member of the Panel of Judges for the Avicenna Prize that is awarded for excellence in the field of the Ethics of Science. During 2005, this prize was awarded for the second time since its inception.
  3. During 2005 Prof. Hattingh was appointed as Rapporteur in the Executive Board of COMEST.

## **2.10 Networks and related activities**

1. Close collaboration between the Unit for Environmental Ethics and the Division for Cross Cutting Technologies of the CSIR, especially on environmental issues, was continued in 2005.
2. Close collaboration with Prof. Willem Landman, Director of the Ethics Institute of South Africa located in Pretoria, was continued during 2005, particularly on joint projects and service on the terrain of applied ethics.
3. During February and March 2005 a Post Doc provided by Prof. Hattingh's NRF-research project was taken up at the University of Stellenbosch by Dr. Workineh Kelbessa of the Department of Philosophy at University of Addis Ababa, Ethiopia. Dr. Kelbessa collaborated in the research for this NRF project, and has prepared a paper on it that was read at the annual conference of the Philosophical Society of Southern Africa in January 2006.
4. During November 2005 Prof. Hattingh paid a return visit to the Department of Philosophy at the University of Addis Ababa in Ethiopia. Besides the networking opportunities that this visit provided, prof. Hattingh also read a paper at a public meeting at the University of Addis Ababa (see item under Research Outputs).

## **2.11 Roundtable on the Ethics of Wine-Making in the Western Cape**

On 20 October 2005, the Unit for Environmental Ethics held a symposium entitled Ethics and Social Justice Issues in the Wine Industry. Eight participants were involved in the discussions. They included Ms Nicky Taylor from the Wine Industry Ethical Trade Association (WIETA); Ms Karen Harrison from the Cape Winelands District Municipality; Ms Vuyokazi Luxande from the Women on Farms Project; Dr Johan van Rooyen from the South African Brandy and Wine Company; Ms Sue Winter from the Biodiversity and Wine Initiative (BWI); Mr Andries Tromp from Integrated Production of Wine (IPW); Mr Johan Reynecke from Reynecke Wines; Mr Andre Morgenthal from Wines of South Africa (WOSA); and Mr James Pietersen from the Vineyard Connection. Social and distributive justice, the

value of the natural world in the Western Cape, and issues around ethical business practices in the industry were the broad themes that were discussed. Mr Peter Esser, Master's student in Environmental Ethics compiled a paper on the debate which has been placed on the Unit's website for further discussion.

### **2.12 Environmental Ethics Workshop for officials of the Western Cape Department of Environmental Affairs and Development Planning**

On 7 and 8 December 2005, the Unit for Environmental Ethics hosted a two-day workshop at the Botanical Gardens in Stellenbosch for government officials from the Department of Environmental Affairs and Development Planning of the Western Cape on ethical issues surrounding environmental decision-making. The workshop encouraged group presentations and roleplay which led to a deeper understanding of particular environmental ethics value positions. The aim of the workshop was also to help the unit develop a marketable course in environmental ethics.

### **2.13 Membership of Editorial Boards**

Prof. Hattingh currently serves on the Editorial Board of the following journals:

1. African Journal of Environmental Philosophy and Environmental Education (since 1999) [Nigerië]
2. Southern African Journal of Environmental Education (co-editor of the section on Environmental Ethics)

Johan Hattingh

14 August 2006

# The Unit for Business Ethics and Public Integrity

In the Annual Report of 2004, the following decision was taken: “It is foreseen that the Unit for Business Ethics will be woken from its current dormant state in the course of 2005. In view of the recent appointment of a new colleague in the field of Business Ethics, planning for the re-installment of this Unit in the Centre are making progress.”

In 2005 it was also agreed that the name of the Unit would be expanded to that of *The Unit for Business Ethics and Public Integrity*. This was in line with reflecting the interests and expertise of Marianne Camerer, a former MA graduate of the Philosophy Department and Fellow of the Center for Applied Ethics. Marianne joined the department in July 2005 as a Visiting Senior Lecturer to focus particularly on teaching business ethics and public integrity within the MPhil program on Applied Ethics.

For the past three years, since 2003, Marianne has been based in the US where she co-founded Global Integrity ([www.globalintegrity.org](http://www.globalintegrity.org)), an international NGO that assesses governance and anti-corruption trends around the world. Marianne spent the past year at Yale university in New Haven, Connecticut as 2005 World Fellow and Fellow of the African Studies Council of the Yale Center for International and Area Studies, and is currently in the final stages of completing her PhD in Political Studies on Corruption and Reform in democratic South Africa through the University of Witwatersrand.

Through the Centre for Applied Ethics, Marianne is also coordinating an interesting research project, funded by the World Bank, on developing a guidebook to promote integrity in the procurement of professional consulting services. In 2006 fieldwork to inform the project will be undertaken in both Kenya and South Africa. The fieldwork, with a strong focus on professional ethics, includes interviewing accountants, engineers and medical practitioners and their professional associations, to assess loopholes in the procurement process of consulting services. The purpose is to assess potential areas for intervention to promote integrity in the procurement process. Members of the local project team include Prof Johan Hattingh, Prof Willem Landman and Ms Minka Vrba.

In 2006 Marianne will interact with DPhil and MPhil students in Applied Ethics who wish to specialize in business ethics and public integrity (nine have expressed interest in this regard), and is likely to be based in South Africa in a more permanent capacity.