

CENTRE FOR APPLIED ETHICS

ANNUAL REPORT 2010

1. ABOUT THE CENTRE

The Centre for Applied Ethics (CAE) is an interdisciplinary research, teaching, and service institution of the University of Stellenbosch, based in the Philosophy Department, and, with respect to the Tygerberg Division of the Centre for Bio-ethics, also in the Faculty of Health Sciences. It reports to the Faculty Boards of Arts and Social Sciences and Health Sciences. The Centre does work on its own, but also accommodates three units, viz. the Unit for Bioethics (with divisions on the Stellenbosch Campus and at Tygerberg), the Unit for Environmental Ethics and the Unit for Business Ethics and Public Integrity.

The first part of this report deals with the general activities of the Centre as such. The reports of the different Units of the Centre follow this report. The report therefore has the following sub-divisions:

General report of the CAE: pp. 2-4

Report of the Unit for Bio-Ethics: Stellenbosch Division: pp. 5-9

Report of the Unit for Bioethics: Tygerberg Division: pp. 10-15

Report of the Unit for Business Ethics and Public Integrity: pp. 16-17

Report of the Unit for Environmental Ethics: pp. 18-23

2. GOVERNING BODY

Proff. A.J. Leysens (Representative of the Centre for International and Comparative Politics, *Chair*), **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) (replaced from 2011 by prof. H-P Müller), **J.P. Hattingh** (Head: Unit for Environmental Ethics), **G. Woods** (Director of the Anti-corruption Centre), **S. van der Berg** (Representative of the Faculty of Economic and Management Sciences), **W.P. Pienaar** (Representative of the Faculty of Health Sciences), **C. Walker** (Representative of the Depts. of Psychology, Sociology, Geography and Environmental Studies, and Social Work), **K. Moodley** (Head: Unit for Bioethics – Tygerberg Division), **Dr. M Woermann** (Representative: Unit for Business Ethics and Public Integrity), **dr. Hannes Loots**, representative of the MediClinic Southern Africa, a key sponsor of the Centre and **Mr Daniel Malan**, representative of the Unit for Corporate Governance in Africa, situated in the US Business School. A representative of the Centre for Anti-Corruption Education and Research in the Public Sector must also be appointed.

The term of office of non-ex officio members of this governing board expires at the end of 2013.

3. RESEARCH

(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)

3.1 Publications and other research outputs

3.1.1 Article in accredited journal

Van Niekerk, AA Politico-philosophical perspectives on reconciliation. *Ned Geref Teologiese Tydskrif*. 51 (3&4): 2010: 274-278.

3.1.3 Other Publications (indicative of community service/interaction rendered by the Centre)

1. Van Niekerk, A.A.: Book review of Andrew Nash: The dialectical tradition in South Africa. New York: Routledge, 2009. (Nash se lewenswerk oor filosofie in Suid-Afrika 'n hoogtepunt), *Die Burger*, 15 Februarie 2010. [Nash's life work on philosophy in South Africa a high point]
2. Van Niekerk, A.A.: Hou koers in die sentrum, *Die Burger* (Forum article), 24 February 2010:19. [Keep direction in the centre]
3. Van Niekerk, A.A.: Op die weg na die middelgrond, *Beeld*, 25 Februarie 2010. [On the way to the middle-ground]
4. Van Niekerk, A.A.: Taal nié US se kernopdrag, *Die Burger* (Forum article), 9 Maart 2010: 11. [Language not Stellenbosch University's core business]
5. Van Niekerk, A.A.: Die storm voor die fees, *Die Burger* (Forum article), 6 July 2010: 13 [The storm before the feast]
6. Van Niekerk, A.A.: Groot Broer se geloer, *Die Burger* (Forum article), 8 September 2010: 11 [Big Brother watching]
7. Van Niekerk, A.A.: Gedeelde waardes bring ons bymekaar, *Rapport* (Weekliks), 28 November 2010: 5 [Shared values bring us together]

3.1.4 Presentations

1. Van Niekerk, A.A.: *Social hope and romantic polytheism: a critique of Rorty's views on religion*. Annual conference of the Philosophical Society of Southern Africa, Johannesburg, 20 January 2010.
2. Van Niekerk, A.A.: Participation (about the meaning of God-talk) in *Kruis en Dwars*, Radio Sonder Grense, 24 January 2010.
3. Van Niekerk, A.A.: Participation (about the ethics of euthanasia) in *Praat Saam*, Radio Sonder Grense, 10 February 2010.
4. Van Niekerk, A.A.: *Perspektiewe op die idee van Stellenbosch as 'n Afrikaanse universiteit*. Adam Tas Language Symposium, Woordfees, Stellenbosch, 2 March 2010. [Perspectives on the idea of Stellenbosch as an Afrikaans university]

5. Van Niekerk, A.A.: *Understanding theology as understanding*, (Key note speaker) Conference on Public Theology, Faculty of Theology, University of the Free State, Bloemfontein, 24 March 2010.
6. Van Niekerk, A.A.: *Developing ethical competence in public sector managers: what can ethics training achieve?* The King III Code on Corporate Governance, Ethics Leadership and Integrity Conference, Johannesburg, 25 March 2010.
7. Van Niekerk, A.A.: *Politico-philosophical challenges to reconciliation*. Conference on reconciliation, Beyers Naudé Centre for Public Theology, Faculty of Theology, Stellenbosch, 20 May 2010.
8. Van Niekerk, A.A.: *Wetenskaplike kennis en geloofskennis: vyandskap of versoening?* Filosofiekafee, Café Riche, Pretoria, 23 July 2010. [Scientific knowledge and the knowledge of faith: enmity or reconciliation?]
9. Van Niekerk, A.A.: *Introduction to research ethics*. Day seminar of Division of Research Management, US, Stias, 13 September 2010.
10. Van Niekerk, A.A.: *The ethics of business*. Client Function. Cluver Markotter Attorneys, Blaauwklippen Wine Estate, Stellenbosch, 21 October 2010.
11. Van Niekerk, A.A.: *Ethics: a broad introduction*, National Conference of KPMG, Cape Town, 29 October 2010

4. COMMUNITY INTERACTION

Apart from the above popular publications, the Director participated in a number of radio programs on ethically related matters. These included the hour long talk show *Praat Saam* (RSG; Host: Lynette Francis) as well as a *Monitor* (RSG) and an hour long program (*Kruis en Dwars*, RSG).

5. OTHER GENERAL ACTIVITIES OF THE CENTRE

5.1 Teaching:

In 2010, the Centre had a new intake of MPhil (Applied Ethics) students. This was a bigger than usual group (33 students) and most of them have been making good progress throughout the year. It turns out that 2010 will be the last year in which we can offer a two year Masters program in Applied Ethics; henceforth, because of new arrangements by the DHE, all Masters programs have to be of one year duration. Our customary two year program will henceforth be replaced by a one year Post Graduate Diploma in Applied Ethics, followed by a one year MPhil in Applied Ethics (with specialization in either biomedical, business or environmental ethics). The US has also accepted our proposal that a new degree, PhD in Applied Ethics, be created from 2011 onwards. This will suit a number of our graduates from the MPhil program better than the current PhD in Philosophy, which they needed to take if they wished to take a higher degree.

5.2 Participation in Erasmus Mundus Program in Applied Ethics of Utrecht, Linköping and Trondheim:

2010 was the last year of our participation in this program, which came to halt because of funding problems. A cohort of students did a course in environmental ethics present4 by

prof. JP Hattingh at the beginning of 2010, and the last of the overseas visitors in this program visited us in the course of 2010.

5.3 Visitors in 2010:

A number of eminent academics visited the Centre in the course of 2009. These included proff. Göran Collste and Anders Johannsen from the University of Linköping in Sweden, as well as prof. David Spurrett from UKZN and prof. Doris Schröder from the Universities of Lancaster and Melbourne.

Prof. Gielie van Dyk of the Military Academy at Saldanha visited the Centre in May in order to discuss issues relating to the teaching of military ethics.

5.4 Relationship with the Ethics Institute of South Africa (EthicSA):

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 Chairperson of the Institute's Board of Directors. In that capacity he is very closely involved with the planning, management and evaluation of EthicSA's activities.

6. REPRESENTATION ON ETHICS COMMITTEES

Personnel of the Centre serve as members of a variety of ethics committees/institutional review boards at Stellenbosch University and elsewhere.

These committees, and the relevant representatives, are the following:

- The Ethics Committee of the Medical Research Council (MRC) (AA van Niekerk)
- The Ethics Committee for Research on Animals of the MRC (JP Hattingh)
- The Ethics Committee of Subcommittee A (Humanities & Social Sciences) of Stellenbosch University's Research Committee (JP Hattingh, chair)
- The Research Ethics Committee of the CSIR (JP Hattingh, chair)

Prof. van Niekerk also serves as chairperson of the Senate Research Ethics Committee (SREC), the body that appoints, accredits and oversees all the ethics committees currently operative in the various faculties of the university.

Prof. H-P Müller
Acting Chair: Governing Body

Prof. AA van Niekerk
Director: Centre for Applied Ethics

UNIT FOR BIOETHICS: STELLENBOSCH DIVISION

Annual Report 2010

GENERAL REMARKS

Sponsorship: The Unit greatly benefits from the generous grant (R100 000 per year for two years) of the Medi-Clinic Corporation to the Unit. This significant occurrence underscores and maintains the very fruitful mutual co-operation between the Unit and that organization. We thank Medi-Clinic not only for their generosity, but for their proven commitment to ethics in the complex field of health care.

1. RESEARCH

1.1 Completed and current research projects

- 1.1.1** *Ethical problems related to newer developments in genetic reproductive technologies* (AA van Niekerk, S Hall & A Palk).
- 1.1.2** *The social functions of bioethics in South Africa.* (AA van Niekerk & SR Benatar). Proff. Van Niekerk and Benatar of UCT have been invited by prof. Catherine Meiser of the University of California, Berkeley, to participate in a comprehensive research project on the achievements and social functions of bioethics across the globe. Oxford University Press will publish a volume on this topic (*Bioethics across the globe*) in the course in 2011, and Van Niekerk and Benatar's chapter for this volume has been accepted after stringent peer review.
- 1.1.3** *Injection risks and HIV transmission in the Republic of South Africa.* This research project, for which prof. Van Niekerk co-operated with an American and a South African colleague (Savanna Reid and Suraya Dawad), has made good progress and two publications have been completed; see publications.
- 1.1.4** *Race as variable in biomedical research.* This is a project related to a recurring phenomenon in the work of research ethics committees in the biomedical field. A paper has been delivered and a publication on this issue is forthcoming.
- 1.1.5** Prof. van Niekerk wrote, in the course of 2010, two and a half book chapters for the book *Medical Ethics, Law and Human Rights*, published by Van Schaik and edited by K Moodley, and set to appear early in 2011. The chapters are on "Ethics and philosophy", "Ethics theories and the principlist approach in bioethics" and "Genetics and ethical complexity".

1.2 Research outputs

1.2.1 Articles in scientific journals

1. Van Niekerk, AA, Reid, S & Dawad, S. Iatrogenic HIV in South Africa: evidence, estimates, and moral perspectives, *South African Family Practice**. 2010. (ISI Journal) 52 (5): 476-477.

1.2.2 Popular articles (as indication of community interaction)

1. “Lewensvorme met rekenaars as ouers”, *Die Burger* (Forum article), 26 May 2010: 15. [Life forms with computers as parents]
2. “Die moraliteit van dood”, *Die Burger* (Forum article), 13 October 2010: 11 [The morality of death]

1.2.3 Paper read at international conferences and meetings

Van Niekerk, A.A.: *Ethical issues in the practice of surgery*. Promoting ethics and values in health care, 2nd Annual PACE Ethics Conference at the University of Texas Pan American, Edinburg, Texas, USA, 15 April 2010.

1.2.4 Papers delivered at national scientific conferences and/or other meetings

3. Van Niekerk, A.A.: *The ethics of surgery*. Faculty Lecture, Wits Medical School, 22 January 2010.
4. Van Niekerk, A.A.: *The ethics of cloning humans: sorting out the arguments*. Three hour seminar, MSc (Bioethics) Program, Steve Biko Bioethics Centre, Wits Medical School, 21 January 2010.
5. Van Niekerk, A.A.: *Ethical issues in Gynaecology*, MSD Conference of Gynaecologists, Mount Garce Resort, Magaliesburg, 24 July 2010.
6. Van Niekerk, A.A.: *Deliberation about race as variable in biomedical research*, IRENSA Research Ethics Seminar, 6 September, Cape Town.
7. Van Niekerk, A.A.: *Die biomediese revolusie en 'n etiek van verantwoordelikheid*. Spring Conference, Excelsus, Centre for Ministry Development, Theology Faculty, University of Pretoria, 5-6 October 2010. [The biomedical revolution and the ethics of responsibility].
8. Van Niekerk, A.A.: *Moral perspectives on professionalism in health care*. Conference of psychologists and psychiatrists, Stellenbosch, 7 October 2010.

2. TEACHING

2.1 The Unit takes, first and foremost, responsibility for the post-graduate teaching of bioethics in the MPhil (Applied Ethics) Program, as well as for the doctoral program in Bioethics. This specialization program will again be offered in 2011.

2.2 Prof. Van Niekerk has, as in previous years, been closely involved with 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 (and external examiner) in the presentation of the Postgraduate Diploma in Research Ethics at the University of Cape Town. In 2009, he offered two day long seminars on consequentialism and virtue ethics.

2.3 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.

2.4 Prof. Van Niekerk annually teaches a module on ethical issues relating to HIV/AIDS in the Postgraduate Diploma and MPhil programmes of the Centre for AIDS Management in the Workplace in the Faculty of Economic and Management Sciences. The lectures for this program are currently offered at a summer and/or winter school, as well as via satellite transmission.

3. POSTGRADUATE SUPERVISION

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 Doctoral Dissertation

Moore, W: *Patient autonomy and evidence-based patient choice: philosophical and ethical perspectives*. 340 pp. DPhil. March 2010. Promoter: Prof. AA van Niekerk.

Horn, L: *Virtue ethics in the development of a framework for public health policy making*. DPhil, 257 pp. December 2010. Promoter: Prof. AA van Niekerk.

3.2 Completed Masters Theses

1. Claassens, M: *Responsibility in health care*. 94 pp. MPhil, March 2010. Supervisor: Prof. AA van Niekerk.
2. Kirkcaldy, H: Two articles: 1. *Understanding impairment in the context of psychology* (Mark: 70%)) 2. *Psychology as a scarce resource* MPhil, March 2010. Supervisor: Prof. AA van Niekerk.
3. Vlok, A: *“Out of Africa”: the problem of doctors’ migration from the developing to the developed world*. 107pp. March 2010. Supervisor: Prof. AA van Niekerk.

3.3 Doctoral projects in progress

1. Gardner, JB: *Moral responsibility for prenatal harm to children: the case of Fetal Alcohol Syndrome*. PhD. Promoter: Prof. AA van Niekerk.
2. 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*. PhD. Promoter: Prof. AA van Niekerk.
3. Hall, S: *Genetic enhancement and harm: philosophical and ethical perspectives*. PhD. Promoter: Prof. AA van Niekerk.
4. Hayes, K: *Individuals’ moral obligations to disadvantaged children*. PhD. Promoter: Prof. AA van Niekerk.
5. Niemand, H: *The autonomy of culture? A critical philosophical study*. PhD. Promoter: Prof. AA van Niekerk.

6. 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. Promoter: Prof. AA van Niekerk.
7. Tlhapane, MS: *Principlism and AIDS: a study in applied ethics*. DPhil. Promoter: Prof. AA van Niekerk.
8. Venter, M: *Abduction in clinical diagnosis: an epistemological assessment of medical reasoning*. PhD. Promoter: Prof. AA van Niekerk.

3.4 Masters projects in progress

1. Acton, L. *Ethical issues in telemedicine*. MPhil. Supervisor: Prof. AA van Niekerk.
2. Baraldi, E. *Should HIV patients on ARV's who develop drug resistance due to non-compliance with treatment regimens be denied further treatment?*. Supervisor: Dr. L Horn.
3. Britz, R. *Voluntary informed consent and good clinical practice for clinical research conducted in SA: an ethical and legal perspective*. MPhil. Supervisor: Dr. A le Roux Kemp.
4. Franken, L. *Evil, modernity and morality*. MA. Supervisor: Prof. AA van Niekerk.
5. Grobler, G. *The effect of labour relations on medical ethics*. MPhil. Supervisor: Prof. AA van Niekerk.
6. Hattingh, L. *The reconcilability of medical practice and business*. MPhil. Supervisor: Prof. AA van Niekerk.
7. Khoromana, M. *HIV routine testing as a strategy in the fight against HIV/Aids in Malawi: a proposal*. MPhil. Supervisor: Prof. AA van Niekerk.
8. Kruger, W. *The ethics of HIV vaccinations*. MPhil. Supervisor: Dr. L Horn.
9. Moosa, T. *No longer sacred: the implications of unsanctifying human life*. MPhil. Supervisor: Prof. AA van Niekerk.
10. Morkel, M. *Medical testing in the life insurance industry: bioethical perspectives*. MPhil. Supervisor: Prof. AA van Niekerk.
11. Oliphant, C. *A philosophical critique of the justification for providing reproductive assistance to HIV infected individuals*. MPhil. Supervisor: Prof. AA van Niekerk.
12. Photo, M. *The effects of the SA Choice of Termination of Pregnancy Act on health care workers in South Africa*. MPhil. Supervisor: Prof. AA van Niekerk.
13. Sibiya, S. *Ritual male circumcision in South Africa: the right to suffer and die versus the duty to prevent avoidable death and suffering*. MPhil. Supervisor: Prof. AA van Niekerk.
14. Simpson, A. *The moral relevance of the Geneva Oath*. MPhil. Supervisor: Prof. AA van Niekerk.
15. Spies, F. *Moral problems related to property rights*. MA. Supervisor: Prof. AA van Niekerk.
16. Van Niekerk, M. *Kompleksiteit en moderne geneeskunde*. Supervisor: Prof. FP Cilliers
17. Verster, C. *The ethics of stimulant use in health students*. MPhil. Supervisor: Prof. AA van Niekerk.

2. SERVICE DELIVERY

- 2.1 Prof. van Niekerk serves as a director (one of 25) of the International Association of Bioethics (IAB), the largest and best known bioethics academic association in the world. He was subsequently also elected as a member of the scientific committee that plans and

reviews the scientific merit of all contributions to the 10th IAB World Congress that took place in Singapore in July 2010.

2.2 Prof. van Niekerk continues to be 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.

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

- The Ethics Committee of the Medical Research Council
- Editorial Boards of the *SA Journal of Philosophy, Developing World Bioethics*, the *SA Journal for Higher Education* and *Philosophy, Ethics and Humanities in Medicine*.
- He also serves as associate editor (for Africa and the developing world) of a new ISI accredited journal *Public Health Ethics*, published by Oxford University Press.

2.4 Prof. Landman is a co-editor of *Developing World Bioethics*, an ISI accredited, highly visibly journal for bioethics in the developing world, published by Blackwell in Oxford.

2.5 Prof. van Niekerk has been appointed as member of the Biosafety and Biosecurity Committee of the Acedmy of Science of South Africa (ASSAf).

AA van Niekerk
(Head: Unit for Bioethics)
11 August 2011

Annual Report
Bioethics Unit – Tygerberg Division
Jan – Dec 2010

TEACHING

Undergraduate Program:

MBCHB5
Ethics Module

The undergraduate teaching program in medical ethics was offered to 169 5th year medical students in March 2010 for the 8th time since its inception.

Tutors: Keymanthri Moodley, Willie Pienaar and Sharon Kling. Three additional lecturers were invited to assist with tutorials and marking – Dr A Bawoodien, Dr Nico Nortje and Dr Mariam Navsa. The invited lecturer on Medical Law was Anita Kleinschmidt.

Students completed a **WEB CT** test and written exam with short modified essay questions. The marks ranged from 41% to 82% with an average of 62%. 2 students failed the module and had to repeat the module in 2011.

MBCHB 1
Medical Ethics Lectures – Theme 3 in Health in Context Module

13 lectures were presented to the first year health science students on ethics, law and human rights in May 2010. A range of topics was discussed and included:

1. Introduction to Philosophy
2. Medical Ethics – An Introduction
3. Medical Law – An Introduction
4. The Four Principles
5. Moral Theories
6. Scientific Integrity
7. Constitution, Law and Professional Bodies
8. Patient Rights
9. Impaired students

The team was led by Prof Moodley.

316 students wrote a WEB CT test – the marks ranged from 9% to 80 % with an average of 73%. 102 students wrote a repeat exam. Class attendance was poor.

- **MPS ETHICS ESSAY COMPETITION** – “Medical Error – A students perspective”

Prize of R5000 awarded to 5th year student Gerrit van Schalkwyk by MPS.

Postgraduate Program:

Postgraduate teaching:

1. HIV Counsellors - Prof Rosenkrantz – 20 students
2. MSc (Underwater Med) – 6-7 students
3. Registrars & consultants - Dept of Internal Medicine - Faculty of Health Sciences, Tygerberg. – 35 delegates
4. MPharm Med Course – 2 students
5. MSc Epi – 8 students
6. Masters in Nursing - Dept of Nursing, University of Stellenbosch (Research in Nursing – Ethical Challenges) – 20-25 students

PRESENTATIONS (Bioethics Unit)

INVITED SPEAKER: National Presentations: 2010

- 24 February – Research Ethics in Phase 1 Clinical Trials – Parexel, Radisson Hotel, Port Elizabeth
- 19 May – Shaping the future of bioethics: challenges and expectations in patient recruitment – Patient Recruitment, South African Reserve Bank, Pretoria
- 6 October – Quality in Healthcare & Patient Safety, National Department of Health, Consultative Forum, Johannesburg
- 8 October – Ethics, Human Rights and Medical Law, CT and MRI Seminar, Dept of Radiography, Cape Peninsula University of Technology

INVITED SPEAKER: Local Presentations: 2010

- 23 January – Ethics in Radiology – Radiological Society of South Africa, Faculty of Health Sciences, Tygerberg
- 15 April - Ethics in Oncology – Oncology Unit, N1 City Hospital
- 8 May – Medical Mistakes in Family Practice – SA Academy of Family Practice, Riverside Club, Cape Town
- 11 May – Innovative Teaching in Bioethics – Teaching and Learning Conference, Stellenbosch Lodge
- 12 May – Clinical Trial Ethics – Research Ethics Seminar, Faculty of Health Sciences, Tygerberg
- 20 May – Medical Mistakes in Internal Medicine, Department of Medicine Seminar, Faculty of Health Sciences
- 25 May – To Err is Human – Kraaifontein Medicross, Cape Town
- 5 June – Ethics Alive: Health Care in South Africa in 2010, EMC Medical, University of Cape Town.
- 31 July – Patient Confidentiality in Radiological Practice - is HIV status still relevant? Radiological Society of South Africa (RSSA) Ethics Seminar, Sandton.
- 26 August - Medical Mistakes – Dept of Internal Medicine, UCT
- 14 September – End of life Issues: when to stop invasive supportive care in patients with terminal illness. Dept of Radiation Oncology, Tygerberg

- November – Ethics and the use of biological samples in research,

PUBLICATIONS

PROF K. MOODLEY

- Moodley K & Naidoo S. Ethics in Dental Practice: Part 1. *SADJ* 2010; 65(2):84 -85.
- Moodley K & Naidoo S. Ethics in Dental Practice: Part 2. *SADJ* 2010; 65(3):132-133.

BOOKS

Moodley K, Naidoo S. *Ethics for the Dental Team*. 2010. Van Schaik

Moodley K[Ed]. *Medical Ethics, Law and Human Rights: a South African Perspective*. Pretoria: Van Schaik Publishers – submitted for publication in 2010. Published 2011.

BOOK CHAPTERS

- Moodley K. Ethics in Gynaecology, in: *Clinical Gynaecology* Editors; TF Kruger HM Botha. Ethics in Gynaecology, pp. 638- 647 (2010) 2nd edition Juta, Cape Town
- Moodley K Family Medicine Ethics. In: *Handbook for Family Medicine* (2010) – Oxford University Press, 3rd edition.

NATIONAL APPOINTMENTS - 2010:

- Member: National Health Research Ethics Council (NHREC) – appointed by the Minister of Health
- Board member – South African Medical Research Council (MRC) – appointed by the Minister of Health

NEWSLETTER

The *SAREC Newsletter* Vol. 7 No 1 was circulated to all Research Ethics Committees in SA in November 2009.

WORKSHOPS/SEMINARS ATTENDED:

International:

2010 – HIV Combination Prevention Modalities – National Institutes of Health (NIH) Washington DC, USA

2010 – NIH DSMB meeting in Washington June and December 2010

Local:

Corporate Governance Course – Wits Business School

RESEARCH ACTIVITY (2010):

1. Principal Investigator – The experience of Research Ethics Committees (RECs) with using an accessible short form self assessment tool. Collaborators: Prof Henry Silverman, University of Maryland, Prof Sue Naidoo, University of the Western Cape.
2. Principal Investigator: Paediatric HIV Disclosure Study – Tygerberg
Co investigators: 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, 2 and 3 complete. Interviews from phase 3 have been analysed. In preparation for publication.
3. Co-investigator: Exploration of Compensation Policy and Practice in NIH Sponsored HIV/AIDS Clinical Trials in Africa – Doug Wassenaar, UKZN.

CLINICAL ETHICS COMMITTEE WORK - 2010

TYGERBERG

Meetings attended:

13 July, 9 September

NETCARE

Meetings Attended:

16 Feb, 4 May, 28 July, 2 November

SUPERVISION

Postgraduate Students - 2010

PROMOTER:

MPhil (Health Sciences Education) - University of Stellenbosch

Thesis: Teaching and assessment of clinical ethics and professionalism on ward rounds to undergraduate medical students at Stellenbosch University.

Candidate: Dr Louis Heyns, Dept of Paediatrics, Faculty of Health Sciences, Stellenbosch University.

PROMOTER:

Masters in Medicine (Plastic Surgery) – University of Stellenbosch

Thesis: Development of a Patient information Leaflet and Consent Form for Breast Reduction in Plastic Surgery in compliance with the National Health Act No 61 of 2003.

Candidate: Dr Liesl Du Toit, Dept of Plastic Surgery, Stellenbosch University

PROMOTER:

DPhil – Applied Ethics – University of Stellenbosch

Dissertation: Reviewing the theory and practice of professional nursing ethics education in Namibia and South Africa.

Mrs E.J. de Villiers, Centre for Applied Ethics, Dept of Philosophy, University of Stellenbosch

CO-PROMOTER:

DPhil – Applied Ethics – University of Stellenbosch

Dissertation: Clinical Ethics Consultation in South Africa: A Critical Appraisal of their Structure and Functioning

Dr Sharon Kling, Centre for Applied Ethics, Dept of Philosophy

THIRD INCOME STREAM –funds 30% of Bioethics Unit Personnel Costs & consumes 30% of time of unit staff.

Good Clinical Practice (GCP) Training Courses – both basic and refresher courses were presented. These courses in responsible research and technical issues related to research are deemed compulsory by the Medicines Control Council (MCC) for all investigators involved in clinical trial research.

2010: 6 courses were offered and **154** investigators, site co-ordinators and research ethics committee members were trained.

ERECCA program

Number of delegates completed: 54

GRANTS

Research assistance grant to prof. Moodley by Faculty of Health Sciences: **R20 000** – Paediatric HIV Disclosure Study

Grant application submitted to Fogarty International Centre, NIH – to develop a Postgraduate Diploma in Health Research Ethics. Value of grant: \$ 1,2 million

SERVICE DELIVERY

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. The number of queries received increased substantially over the past year. Details available on request within the limits of confidentiality.

SAREC Newsletter - was circulated in 2010 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.

Tygerberg Ethics Discussion Group:

Topics for 2010:

- 25 February 2010- Responsibility in Medical Care – Dr Mareli Claasens
- 8 April 2010 – Ethics and Professional Health Monitoring – Prof Goran Collste
- 27 May 2010 – The Medical Profession and the Right to Strike – Dr Mark Sonderup
- 29 July 2010 – Respecting Autonomy – Dr Jack Meintjies
- 26 August 2010- Resource Allocation – MBChB5 student group
- 28 October 2010 – Ethics in Psychiatry – Prof W. Pienaar

Prof. K Moodley
Head: Tygerberg Division of Unit for Bioethics
2010

UNIT FOR BUSINESS ETHICS AND PUBLIC INTEGRITY

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1. RESEARCH:

1.1 Conferences

1.1.1. Papers read at international conferences

Hattingh, J.P. (2010) 'The ethical dimensions of climate change and their challenges to business and business ethics in Africa'. Keynote address presented at the *Annual BEN-Africa Conference*, Nairobi, Kenya, 30 August – 1 September, 2010.

Grebe, E. & Woermann, M. (2010) 'Institutions of integrity and integrity of institutions: integrity and ethics in the politics of developmental leadership'. Presented at the *First International Conference in Responsible Leadership*, Centre for Responsible Leadership, Pretoria, 18-20 May 2010.

1.1.2. Other

Grebe, E. & Woermann, M. (2010) 'The institutions of integrity and the integrity of institutions'. Paper for the scoping workshop of the *Leadership Program: Developmental Leaders, Elites and Coalitions (LPDLEC)*, Cape Town, May 2010.

A total of R19568.12 was paid by the LPDLEC to the Unit for the preparation of the scoping paper. This amount will be reflected in the Unit's 2011 financial statement.

2.1 Publications

2.1.1 Book publications

Cilliers, P. & Preiser, R. (eds.) (2010) *Complexity, Difference and Identity*, Issues in Business Ethics, 26. Dordrecht: Springer.

2.1.2 Chapter in book

Woermann, M. (2010) 'Corporate identity, responsibility and the ethics of complexity' in Cilliers, P. & Preiser, R. (eds.) *Complexity, Difference and Identity*. Dordrecht: Springer.

2. TEACHING:

2.1 Postgraduate teaching

The main task of the Unit is to assume responsibility for the post-graduate teaching of business ethics in the MPhil (Applied Ethics) Programme. The specialisation programme in Business Ethics resumes in 2011.

2.2 Undergraduate teaching:

Modules taught include:

- Business Ethics 214 to second year accounting students (Dr. Minka Woermann)
- Business Ethics 314 to third year marketing and management students (Prof. J.P. Hattingh)
- Business Ethics 242 to second year accounting students (Professional Accounting Ethics) (Prof. J.P. Hattingh)

3. POSTGRADUATE SUPERVISION:

3.1. Completed doctoral dissertations

Woermann, M.: 'A complex ethics: critical complexity, deconstruction and implications for business ethics.' December 2010. Supervisor: Prof. Paul Cilliers.

3.2. Completed masters projects

Hodgson, N.: 'Virtue ethics, Raymond Ackerman and retail sustainability', MPhil (Applied Ethics) (40% research report). March 2011. Supervisor: Dr. M. Woermann.

Messenheimer, F.: 'Failures of schools are due to ethical failures of leaders', MPhil (Applied Ethics) (40% research report). December 2010. Supervisor: Dr. M. Woermann.

3.3. Masters projects in progress

Horwitz, J.: 'The ethics of outsourcing labour in business.' MPhil. Supervisor: Dr. M. Woermann.

Mpekansambo, L.: 'Limits of Virtue Theory in Business Ethics.' MPhil. Supervisor: Dr. M. Woermann.

Naidoo, D.: 'The ethics of billing.' Mphil. Supervisor: Dr. M. Woermann.

Van Der Merwe, H.: 'The relation between successful, sustainable, profitable business and ethical leadership.' Mphil. Supervisor: Dr. A. Malachowski.

4. SERVICE DELIVERY

4.1. Sponsorship and Organisation of the Business Ethics Network (BEN) Africa Conference

For the second year running, the Unit was the main sponsor for the Business Ethics Network (BEN) Africa Conference held in Nairobi, Kenya from 30 August to 1 September 2010. Prof. Hattingh continued as President of the Organisation, and was responsible for organising the conference. He was also a keynote speaker during the conference.

5. OTHER

5.1. Appointments

Dr. Minka Woermann was appointed as the Unit's representative on the board of the Anti-Corruption Centre for Education and Research (ACCERUS), housed in the School of Public Leadership, Stellenbosch University.

5.2. Business Ethics case study competition

The Unit, in conjunction with PricewaterhouseCoopers (PWC), hosted a case study competition for second year accounting students, which was based on Loyola Maryland University's Intercollegiate Business Ethics case competition. Five groups were chosen to present a specific problem faced by a business or industry, and to propose or to evaluate a solution on the basis of ethical, legal and financial dimensions. The winning group received a prize of R7500 (which was sponsored by PWC). Prizes for the three runner-up groups (to the total value of R6000) were sponsored by the Unit.

UNIT FOR ENVIRONMENTAL ETHICS

ANNUAL REPORT 2010

1. RESEARCH

1.1 Research Outputs

1.1.1 Publications, Papers and Presentations

Hattingh, J.P., Apressyan, R., Tollemache, N., Crowley, J. and Mukherjee, S. (2010) **THE ETHICAL IMPLICATIONS OF GLOBAL CLIMATE CHANGE**. Report of The World Commission on the Ethics of Scientific Knowledge and Technology (COMEST), UNESCO, Paris.

Hattingh, J.P., Apressyan, R., Tollemache, N., Crowley, J. and Mukherjee, S. (2010) **TOWARDS AN ETHICAL FRAMEWORK FOR CLIMATE CHANGE POLICIES**, World Commission on the Ethics of Scientific Knowledge and Technology, UNESCO, Paris. August 2010. Ref: SHS/EST/COMEST2010/EN/pub-20

1.1.2 Publications in Press on 31 December 2010 (to be published in 2011)

Hattingh, J.P. **CONCEPTUAL CLARITY, SCIENTIFIC RIGOUR AND ‘THE STORIES WE ARE’: ENGAGING WITH TWO CHALLENGES TO THE OBJECTIVITY OF INVASION BIOLOGY**. Appeared in January 2011 in *Fifty years of invasion ecology: The legacy of Charles Elton*. (ed. by D.M. Richardson), pp. 359–375. Wiley-Blackwell, Oxford.

Jane Carruthers, Libby Robin, Johan Hattingh, Christian Kull, Haripriya Rangan, Brian van Wilgen, **A NATIVE AT HOME AND ABROAD: THE HISTORY, POLITICS, ETHICS AND AESTHETICS OF ACACIA**. To be published in: *Diversity and Distributions*, 2011

Hattingh, J.P. **CLIMATE CHANGE, CULTURE, PEACE AND HUMAN DIGNITY**. Proceedings of the UNESCO Interregional Asia-Arab Philosophical Dialogue Conference: Culture of Peace and Human Dignity, Fort Dickson, May 2010. Publication of proceedings forthcoming in 2011.

1.1.3 Papers and Presentations

Hattingh, J.P. Climate ethics and justice: A few preliminary remarks. Invited paper, **UNESCO INTERNATIONAL SEMINAR ON CLIMATE CHANGE EDUCATION**, 27-29 July 2009 at UNESCO, Paris. (Not indicated in previous annual report.)

Hattingh, J.P. Research ethics is no monkey business. **SEMINAR ON RESEARCH ETHICS WITH RESPECT TO ANIMALS, PRESENTED FOR THE SC NETWORKING INITIATIVE**, Department of Meat Production, Stellenbosch University, Stellenbosch, 9 September 2009. (Not indicated in previous annual report.)

Hattingh, J.P. Ethical considerations in food safety, or: What does it mean to be a professional in food science and technology? Invited paper presented at **THE SAAFoST FOOD SAFETY SYMPOSIUM**, Stellenbosch, 15 September 2009. (Not indicated in previous annual report.)

Hattingh, J.P. COP 15 in Ethical Perspective. **GUEST LECTURE AT THE DEPARTMENT OF PHILOSOPHY, UNIVERSITY OF LINKÖPING**, Linköping, Sweden, 14 January 2010.

Hattingh, J.P. Responding to the ethical challenges of climate change: If it is at all possible, then how? **GUEST LECTURE AT THE DEPARTMENT OF PHILOSOPHY, UNIVERSITY OF LINKÖPING**, Linköping, Sweden, 15 January 2010.

Hattingh, J.P. Climate change, culture, peace and human dignity. **INVITED LECTURE AT THE UNESCO INTERREGIONAL ASIA-ARAB PHILOSOPHICAL DIALOGUE CONFERENCE: CULTURE OF PEACE AND HUMAN DIGNITY**, Fort Dickson, May 2010.

Hattingh, J.P. International perspectives on climate change and ethics. **CLIMATE CHANGE IN THE ARAB WORLD**. UNESCO Workshop, Damascus, Syria, 22 November 2010.

Hattingh, J.P. Report back on the discussion of ethical issues related to climate change. **INTERNATIONAL UNESCO CONFERENCE ON ENVIRONMENTAL ETHICS, BIODIVERSITY AND CLIMATE CHANGE**, 8-10 December 2010, Monaco.

1.2 Current Research

1.2.2 Collaborative Research Funded by the University of Stellenbosch

Theme: Towards new strategies to implement ecologically sustainable development in the public and private sector.

Principal researcher: Dr. Leanne Seeliger

Supervisor: Prof. Johan Hattingh

Partner Institution: Cape Peninsula University of Technology

The field work for this research has been completed. We are now in the phase of analysing the results and compiling the final report.

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. J.P. Hattingh.

LONG, S.S. *The formulation of an environmental ethic for civil engineers in South Africa*. D.Phil. Supervisor: Prof. J.P. Hattingh.

NAIR, N. *Development as complex system. Towards a radical reconceptualization of development thinking*. Ph.D. Supervisor: Prof. J.P. Hattingh. Co-supervisor: Prof. F.P. Cilliers.

2.3 Completed Master's Projects

LOURENS, H. *From fiction to phronésis. A critical dialogue with Martha Nussbaum on the importance of concrete fictional literature in moral philosophy*. M.Phil. (Applied Ethics). Supervisor: Prof. J.P. Hattingh.

MCLEISH, H. *An ethical evaluation of the non-financial environmental disclosures of ten publicly-listed mining companies on the JSE Socially Responsible Index in South Africa in relation to environmental risks for the mining sector*. M.Phil. (Environmental Management). Supervisor: Prof. J.P. Hattingh.

WANDRAG, S. *UNGC principles on human rights. The implications of the Global Compact Human Rights Principles for investment activities in developing countries by South African companies, using Sasol's experience as reference*. M.Phil. (Environmental Management). Supervisor: Prof. J.P. Hattingh.

2.4 Ongoing Master's Projects

ESSER, P.J. *The Möbius model of sustainability*. M.Phil. (Applied Ethics). Supervisor: Prof. J.P. Hattingh.

GOVENDER, R. *An ethical analysis of a government-endorsed meat safety scheme in South Africa*. M.Phil. (Applied Ethics). Supervisor: Dr. M. Woermann.

KOEN, M. *Conserving the Schaapkopriver ecosystem: A critical ethical analysis*. M.Phil. (Environmental Management). Supervisor: Prof. J.P. Hattingh.

LE ROUX, J. *Development: A change of scenery*. M.Phil. (Environmental Management). Supervisor: Prof. J.P. Hattingh.

MADZIWA, F. *Climate change policy and ethics in the Western Cape: A critical analysis of the Western Cape Climate Change Response Strategy and Action Plan*. M.Phil. (Environmental Management). Supervisor: Prof. J.P. 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. J.P. Hattingh.

STEYN, C. *The perception and adaptation methods of farmers in the Garden Route to climate change: An ethical evaluation of responses*. M.Phil. (Applied Ethics). Supervisor: Prof. J.P. Hattingh.

2.5 Teaching at the Cape Peninsula University of Technology

During 2010, until the end of July, Unit for Environmental Ethics fellow, Dr. Leanne Seeliger, taught a course in environmental ethics for students in environmental management at the Cape Peninsula University of Technology (BTech Students) in the Department of Environmental Management and Occupational Studies.

Dr. Seeliger also taught first year environmental management students Critical Thinking and Logic for the first semester of 2010, as well as the first year environmental management extended programme students for the same period.

2.6 M.Phil. in Environmental Management

Prof. Hattingh is member of an interfaculty Programme Committee that has launched a M.Phil. Programme in Environmental Management in January 2001. Departments participating in the programme are Philosophy (Environmental Ethics), Geology, 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.

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.

2.7 M.Phil. in Sustainable Development

In February 2003 the Sustainability Institute under the leadership of Prof. Mark Swilling and Ms. Eve Annecke launched an innovative M.Phil. Programme in Sustainable Development in collaboration with the Department of Public and Development Management of the University of Stellenbosch. 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.

2.8 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. On the recommendation of the South African Government, Prof. Hattingh has been invited by COMEST to serve for another term of four years, i.e. from 2008 – 2011.
2. During 2005 Prof. Hattingh was appointed as Rapporteur in the Executive Board of COMEST. He is currently still serving in this capacity.
3. During a meeting of the Bureau of COMEST that was held in May, 2008, Prof. Hattingh was invited to Chair a Working Group on Environmental Ethics consisting of 3 COMEST members, as was invited by the President of COMEST to take the lead in preparing a report on *The ethical implications of climate change*. This working group had its first meeting in Nakhabino in Moscow in July 2008, and presented a first draft of its report at an Extraordinary Session of COMEST that was held in November 2008 in Paris. This report was finalized during the course of the first part of 2009, and was adopted at the Sixth Ordinary Session of COMEST that was held from 16 – 19 June 2009 in Kuala Lumpur, Malaysia.
4. A summary of the Report referred to in section 3 above was used in October 2009 as a background information document for discussions in the General Conference of UNESCO on the topic of the Ethics of Climate Change. During this Conference, a resolution was adopted to mandate COMEST to do a study on the advisability of a Universal Declaration of Ethical Principles with regards to Climate Change.
5. This study was executed during the first half of 2010, and a report on this study to the Director-General of UNESCO was finalized in July 2010. The study consisted in expert workshops that were held in all of the different regions of the world in which UNESCO operates, and members of COMEST participated in those meetings that were in the regions where they lived. In this context, Prof. Hattingh participated in the workshops for South West Asia that were held in New Delhi, India (March 2010) and Bangkok, Thailand (May 2010).
6. In the meantime, the COMEST report on the Ethics of Climate change was published as an official UNESCO document in May 2010.

2.9 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 2010.
2. During December 2009 Prof. Hattingh was invited by Prof. Anastasia Nikopoulou, Dean of the School of Humanities, University of Cyprus, to a workshop in Nicosia, Cyprus where the foundation was laid for funding proposals for a Summer School and a Master's Programme on Sustainable Development that will be made available to

students from countries in the Middle-East. These discussions came to fruition during 2010, leading to a Summer School in August 2011 on Cyprus in which Prof. Hattingh will also make a contribution.

3. The presentation of a module in Environmental Ethics for students participating in the Erasmus Mundus Programme of which the Universities of Utrecht (in the Netherlands), Trondheim (in Norway) and Linköping (in Sweden) was continued in January and February 2010. Participating students have expressed great appreciation for this three-week programme.

2.10 Membership of Editorial Boards

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

1. Southern African Journal of Environmental Education (co-editor of the section on Environmental Ethics)
2. Journal of Agricultural and Environmental Ethics (member of Editorial Board, since 2007).

2.11 Ethics Committee for Research on Animals (ECRA)

Prof. Hattingh is member of the Ethics Committee for Research on Animals of the Medical Research Council (MRC) and helps this committee to review research proposals in which experimental animals are involved. This committee has about four meetings per year.

2.12 Research Ethics Committee of the CSIR

During 2010 Prof. Hattingh continued, on invitation by the Board of the CSIR, to serve as first Chair of its newly established Research Ethics Committee. For the meetings of this REC, Prof. Hattingh has to travel regularly to Pretoria.

2.13 Research Ethics Committee: Human Research (Humanities) at Stellenbosch University

During 2010 Prof. Hattingh continued to serve as Chair of the Research Ethics Committee: Human Research (Humanities) of Stellenbosch University.

2.14 Erasmus Mundus Scholarship

Prof. Hattingh was invited to visit the Ethics Institute of the University of Utrecht as an Erasmus Mundus Scholar for the period of November 2009 – January 2010. During this time he taught a number of seminars within the Master's module on Nature and Animal Ethics of the Department of Philosophy of Utrecht University, and participated in the other seminars that formed part of this module.

