Plunkett Centre
Annual Report 2008
History of the Centre

The Plunkett Centre is Australian Catholic University’s oldest research centre. It was established in 1989 at Catholic College of Education Sydney with the active support of several Catholic congregations, in particular the Sisters of Charity. In 1991, at the invitation of the Sisters of Charity, the Centre was moved to the campus of St Vincent’s Hospital and in 1992 the Senate of Australian Catholic University entered into its first Memorandum of Understanding with St Vincent’s Hospital. The Centre is named after John Hubert Plunkett, the first Catholic Solicitor General and Attorney General of the colony of New South Wales, a great Australian and a great friend and supporter of the Sisters.

Management Committee

From Australian Catholic University
Professor Peter Wilson, Pro-Vice Chancellor, Research
Professor John Ozolins, Head, School of Philosophy

From St Vincents & Mater Health, Sydney
Mr Steven Rubic, Chief Executive Officer, St Vincents & Mater Health Sydney
Mr Mark Hales, Director of Mission, St Vincents & Mater Health Sydney.

From the Centre
Dr Bernadette Tobin, Reader in Philosophy, Director
The Plunkett Centre for Ethics embodies a mutually beneficial partnership between Australian Catholic University (ACU National) and St Vincents & Mater Health Sydney that commenced in 1989. In December 2007, representatives of both organisations signed an agreement to continue that relationship for a further five years. This longstanding collaboration between our two organisations reflects the importance of the aim of the Plunkett Centre to contribute towards the realisation of a shared vision for the provision of quality and principled health care within the Catholic traditions of social justice, compassion and excellence.

In 2008 the Plunkett Centre, led by its Director Dr Bernadette Tobin, continued to develop and expand its contributions towards advancing ethical practice in health care.

The Plunkett Centre was guided by its Management Committee, which included Mr Steven Rubic, Chief Executive Officer, St Vincents & Mater Health Sydney and which was chaired by Professor Peter Wilson, Pro-Vice-Chancellor (Research and International), ACU National.

This report summarises the contributions to research, teaching, public policy debate and clinical consultations made by the staff and distinguished associates of the Plunkett Centre in 2008. A notable initiative that came to fruition in 2008 was the collaborative development of a new course, Graduate Certificate in Arts (Applied Ethics), offered by ACU National to the staff of St Vincents & Mater Health Sydney. Research publications and submissions to national debate reflected the ongoing importance of the mission of the Plunkett Centre, and its staff continued to provide consultations on wide-ranging matters of concern to the community and professionals alike.

On behalf of ACU National and St Vincent’s & Mater Health Sydney, it is a pleasure to acknowledge and to express appreciation to all those who have contributed to the valuable work of the Plunkett Centre in 2008.

Gail Crossley
Staff

**Director**
Bernadette Tobin MA MEd (Melb), PhD (Cantab)
Associate Professor and Reader in Philosophy,
Australian Catholic University
(full time)

**Academic Staff**
Helen McCabe RN BHA (UNSW), MA PhD (ACU)
Research Associate
(part time)

Stephen Buckle MA Hons (MaqU), PhD (ANU)
Senior Lecturer in Philosophy,
Australian Catholic University
(part time)

**Honorary Research Associates**
Jonathan Gillis MB BS, PhD, GradDipPallMed,
FRACP, FJFICM, FChRM
Senior Staff Specialist in Intensive Care,
Palliative Care Physician, Children's Hospital, Westmead,
Clinical Associate Professor, University of Sydney
(part time)

Warren T. Reich, S.T.D
ACU Honorary Distinguished Visiting Research Fellow, 2008,
Distinguished Research Professor of Religion and Ethics,
Theology Department, Georgetown University, Washington DC
(October – November)

**Office Manager**
Linda Purves (to 31st March, 2008)
(full time)

Paul Stanton (from 20th October, 2008)
(full time)
From the Director

Our report for 2008 conveys something of our achievements in conducting and promoting research, providing research training and supervision, developing and teaching courses, conducting ethical reviews of professional practice, offering an ethics consultation service and participating in public discussions.

Highlights include the ‘research into principles’ found in the thesis for which Dr Garry Nieuwkamp was awarded a PhD, and the ‘research into practice’ exemplified by the study of patient preferences with respect to control over decision-making at the end of life.

Dr Nieuwkamp, Director of Emergency Medicine at Gosford Hospital, examined the recent revolution in clinical practice and the law with respect to informed consent. He argued that the way informed consent is obtained is imbued with uncertainty. The uncertainty, he claimed, is due partly to the conceptual opacity of important core concepts, partly to the complexity of communication in clinical encounters, and partly to the increased significance of respect for patient autonomy in the context of changes to the doctor-patient relationship. He examined the introduction of evidence-based medicine, together with the institutionalization of clinical governance and the application of quality improvement philosophy in health care. He argued that these ‘movements’ may well help to reduce some of the uncertainty which besets ethical standards with respect to obtaining the patient’s informed consent.

Rohini Vasudevan, a third year medical student from the University of New South Wales, made a significant contribution to our study of patients’ preferences with respect to control over decision-making at the end of life. The study showed that patients’ preferences about control - whether they wish to make decisions independently or to rely on help from their doctor and/or family - are much more complex than is generally assumed by those who encourage patients and residents of nursing homes to fill out those pieces of paper called ‘living wills’.

Once again, I would like to acknowledge the hard work and good cheer of my colleagues and the valuable guidance provided by the Management Committee.

Bernadette Tobin
18.2.09
Mission

The Mission of the Centre is to promote the values of compassion and fellowship, intellectual and professional excellence, and fairness and justice. Its primary focus is on the realization of these values in the provision and allocation of health care. The Centre expresses this commitment through research, teaching and community engagement as informed by the Catholic tradition.

Objectives

(1) To deepen and advance knowledge and understanding of the ethical standards relevant to human health and well-being, and in particular to clinical practice, medical research, business and management practices, and the allocation of healthcare resources;

(2) to offer courses in philosophical ethics and in the ethics of healthcare provision, medical research and healthcare resource allocation;

(3) to engage and where appropriate to collaborate with local, national and international bodies as they seek to respond to their intellectual and ethical needs; and, consistent with the above objectives,

(4) to foster collaboration on ethical matters between Australian Catholic University and St Vincents & Mater Health Sydney, St Vincent’s Hospital Sydney, St Vincent’s Private Hospital Sydney and Sacred Heart Hospice.

Functions

• Conducting and promoting research;
• providing research training and supervision;
• developing and teaching courses;
• conducting ethical reviews of professional practice;
• offering an ethics consultation service; and
• participating in public discussions.
Research Support

The Plunkett Centre is funded primarily by St Vincents & Mater Health Sydney and Australian Catholic University. Grants from the following organizations also support its research:

- Catholic Health Australia
- The Laurdel Foundation
- Catholic Healthcare Limited

Research Interests

Stephen Buckle

Hume’s philosophy
Utilitarianism and Epicureanism

Jonathan Gillis

Application of palliative care principles in intensive care.
History of parental involvement at the end of life.
History of attitudes to disability within critical care.

Helen McCabe

Resource distribution in health and aged care.
The notion of medical harm.

Warren Reich

Retrieving the Consolation Tradition for the Ethics of Today
Chivalry, Honour, and Care.
The ‘Care-Philosophy’ of Nazi-orientated Physicians

Bernadette Tobin

Truth and Faith in Ethics: bioethical and epistemological questions
Ethical challenges in paediatric care
Patient preferences about medical decision making (with Rohini Vasudevan, Faculty of Medicine, University of New South Wales)
Research Supervision

PhD: Dr Garry Nieuwkamp: The Theory of Informed Consent in Medicine: Problems and Prospects for Improvement: Supervised by Drs Stephen Buckle and Bernadette Tobin

Independent Learning Project: Rohini Vasudevan, Faculty of Medicine UNSW Patients’ Preferences about control over their decision-making process: Supervised by Dr Bernadette Tobin.

2008 Plunkett Lecture

Left to Right: Brother Julian McDonald, Chancellor, Australian Catholic University Professor Margot Kearns, Pro Vice Chancellor, University of Notre Dame Australia Mr Steven Rubic, Chief Executive Officer, St Vincents & Mater Health Sydney Professor Warren Reich, Honorary Distinguished Research Fellow, Australian Catholic University Dr Bernadette Tobin, Director, Plunkett Centre for Ethics
Publications

Book Chapters

Stephen Buckle


Warren Reich


Peer reviewed articles

Jonathan Gillis
“We want everything done”, Archives of Disease in Childhood 2008; 93: 192-193.


Helen McCabe

Bernadette Tobin
“Is the use of invasive ventilation appropriate in children with genetically proven spinal muscular atrophy type 1?”, Paediatric Respiratory Review, 9, 1, March, 2008,55-56.


Other Articles

Stephen Buckle


Helen McCabe


Bernadette Tobin


“More talk, less paper: Why health care proxies are a better means of extending traditional morality than are living wills”, *Bioethics Outlook*, 2008, 19, 3, 1-7.
Consultancies: A Selection

Helen McCabe

- Documenting NFR orders – Nursing staff, St Vincent’s Hospital.
- Ethical concerns re: embryonic stem cell transplantation and the right to life – member of community.
- Ethical review of human research, Catholic Health Service.
- Prescription of a substance discontinued for use in human services, Catholic Health Service.
- The use of public funds to support activities deemed immoral by particular taxpayers, member of community.
- ‘Cooling’ as a treatment for hypoxic ischaemic encephalopathy, Medical Doctor, Hospital.
- Withdrawing futile treatment against the will of a patient’s family, Nurse Unit Manager, St Vincent’s Hospital.
- Bariatric Surgery, Administrator, St Vincents & Mater Health.
- Not for CPR Policy, Administrator, St Vincent’s Hospital.
- Providing futile and overly-burdensome treatment to patients with end-stage disease, Nurse Unit Manager, St Vincent’s Hospital.
- Withdrawing artificial nutrition and hydration from a patient post CVA, Administrator of Nursing Home, Melbourne.
- The problem of “mixed wards”, Administrator, St Vincent’s Hospital.
- Use of sedation in weaning patients from respirators, Nurse ethicist, Boston College, Massachusetts.
- The role of nurses in euthanasia, Student nurse, California, USA.
- Ethical review of quality assurance program, Catholic Health Service.

Bernadette Tobin

- Difference of opinion between doctors and family with respect to treatment of patient with HIV, Nurse Unit Manager, St Vincents & Mater Health.
- Principles of social justice relevant to distribution of healthcare in country town, Social Worker, NSW.
- Papal allocution re PVS; Palliative Medicine Physician, Victoria.
- Withdrawal of life-supporting treatment, Administrator, Hospital, ACT.
- Treatment and care of patient with locked-in syndrome, Palliative Care Physician, Hospital, NSW.
- Support available to staff member recently diagnosed with malignant tumour, Clinical Nurse Supervisor, St Vincents & Mater Health.
- Use of hospital’s discretionary funds: Nurse Unit Manager, St Vincents & Mater Health.
- Sex change procedures for child, Paediatric Physician, Hospital, NSW.
- Plato on two kinds of knowledge: working it out from given assumptions -v- working it out for yourself, Medical doctor, St Vincents & Mater Health.
- Not for resuscitation, Administrator, St Vincents & Mater Health.
- Elective sterilisation concurrent with
caesarean delivery,  
Director of Mission, Hospital, ACT.
- Treatment and care of patients in a third world country, Physician,  
St Vincents & Mater Health.
- Potential for ‘material cooperation’,  
Administrator, St Vincents & Mater Health.
- The ethics of surrogacy arrangements,  
Member of the community, NSW.
- Donation after cardiac death, Director of Mission, Hospital, NSW.
- Advance Care Planning,  
Member of community, ACT.
- European doctors’ attitude to euthanasia,  
Medical Practitioner, NSW.
- Ethical issues in resource allocation,  
Medical Practitioner, Victoria.
- Ethical issues in care of patient in locked-in syndrome, Medical doctor, Hospital, NSW.

Summary of Consultations by source: internal and external

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Submissions

• Commercialisation of Human Tissue (prepared by Helen McCabe on behalf of Plunkett Centre for Ethics), National Health and Medical Research Council, April, 2008.

• Inquiry into legislation on altruistic surrogacy in NSW (prepared by Bernadette Tobin on behalf of Plunkett Centre for Ethics), Standing Committee on Law and Justice, Legislative Council, NSW Parliament, 21st October, 2008.

• Inquiry into legislation on altruistic surrogacy in NSW (prepared by Bernadette Tobin on behalf of Plunkett Centre for Ethics), Standing Committee and Law and Justice, Legislative Council, NSW Parliament, 6th November, 2008.

• Guidelines on Ethical Considerations in Caring for Australians with Renal Impairment (prepared by Bernadette Tobin on behalf of Plunkett Centre for Ethics) Dialysis Nephrology Transplantation Sub-committee of the Australian Kidney Foundation and the Australian & New Zealand Society of Nephrology, 26th November, 2008.

• Good Medical Practice: A Draft Code of Professional Conduct (prepared by Bernadette Tobin on behalf of Bioethics Committee, St Vincents & Mater Health), Australian Medical Council, 9th December, 2008.

• Supplementary submission to Inquiry into legislation on altruistic surrogacy in NSW (prepared by Bernadette Tobin on behalf of Plunkett Centre for Ethics), Standing Committee on Law and Justice, Legislative Council, NSW Parliament, 10th December, 2008.
Clinical Ethics Sessions

Bernadette Tobin

Ethical issues in treatment and care of woman admitted for “acute palliative care” (with Lesley Sinclair, Clinical Nurse Consultant) Sacred Heart Hospice, 9th April, 2008.

Refusal to assist a client to go home in circumstances in which he would likely die (with Marie Craig, Social Worker), 16th April, 2008.

Responsibility for planning discharge (with Social Workers), July, 2008.

Ethical challenges with respect to “saviour siblings”, Ethical Grand Rounds, Children’s Hospital, Westmead (with Dr Alyson Kakakios & Dr Alison Gee, Sydney IVF), 16th April, 2008.

A tragedy befalling an “alternative” family, Ethical Grand Rounds, Children’s Hospital, Westmead (with Dr David Isaacs & Dr Shirley Alexander), 25th September, 2008.

Teaching

Stephen Buckle

Plunkett Centre Postgraduate seminar: The Philosophy of Plato.

Helen McCabe

Sessional Lecturer, Nursing Ethics, 2nd year nursing students, University of Notre Dame, Sydney Campus
Sessional Lecturer, Nursing Ethics, 2nd year nursing students, University of Tasmania, Sydney Campus

Warren Reich

“Nazi Medical Atrocities in Bioethics Literature”, Two graduate students, October & November, 2008

Mentoring of Faculty: Regular meetings.

Bernadette Tobin

Philosophy 506: Ethics in a Faith-Based Context, Graduate Certificate in Leadership and Catholic Culture, Australian Catholic University.

Philosophy 605: Philosophy and the Moral Life, Graduate Certificate in Arts (Applied Ethics), Australian Catholic University.

Sessional lecturer: Ethical issues in human reproduction, Faculty of Medicine, University of New South Wales.

Ethical Issues for Nurses, Faculty of Nursing, University of Notre Dame Australia, Sydney Campus.
Media

Stephen Buckle


Light Rail and Pyrmont Bridge, *The Sydney Morning Herald*, 1 April, 2008: Letter to the Editor.


Helen McCabe

“Prime Minister’s official apology to Australia’s indigenous people”, *Sydney Morning Herald*, 15th February, 2008: Letter to the Editor.

Bernadette Tobin

“Sin, guilt and the meaning of Good Friday”, *Sunday Evenings with John Cleary: ABC* (with Rev Keith Garner, Director of the Wesley Central Mission, Sydney. Dr Francis McNab, Minister of St Michael’s Church, Collins Street, Melbourne & Director of the Cairnmillar Institute), 21st March, 2008.


“Children making life and death decisions”, *Sunday Evenings with John Cleary: ABC* (with Dr Jenny Hinson, Royal Children’s Hospital, Melbourne & Professor Stan van Hooft, Deakin University), 16th November, 2008.
Other Appointments

Stephen Buckle  
Judge for Australian Museum Australian Catholic University Eureka Prize for Ethics

Jonathan Gillis  
Member World Federation of Paediatric Intensive and Critical Care Societies Task Force on Ethics.

Helen McCabe  
Member of Ethics Committee of Catholic Health Care Limited
Member of working party on Donation after Cardiac Death, St Vincents & Mater Health.
Member of working party on Not for CPR, St Vincents & Mater Health.
Member for working party on Conduct of Bariatric Surgery, St Vincents & Mater Health.

Bernadette Tobin  
Member, Bioethics Committee, St Vincents & Mater Health Sydney.
Founder & Trustee, Mary Philippa Brazill Trust.
Member of Council, Guild St. Luke.
Member, Mission and Values Committee, St Vincents Health Care Campus, Sydney.

Director, Alcohol Education and Rehabilitation Foundation.
Member, Clinical Ethics Advisory Panel, New South Wales Department of Health.
Member of Editorial Board, Theoretical Medicine and Bioethics.
Director, Garvan Institute of Medical Research.
Member, Royal Australasian College of Physicians’ Conflict of Interest Working Group.
Member, Governance Group, DNA Bank, The Children’s Hospital at Westmead.
Presentations

Jonathan Gillis


“Ethical decisions and prognostic uncertainty”, Invited speaker 34th Annual Meeting of the German Society of Neonatology and Paediatric Intensive Care Medicine, Zurich, Switzerland.

“Management in the paediatric intensive care unit”, Invited speaker 9th Latin American Paediatric Critical Care Congress, Vina Del Mar, Chile.

“Conscientious Objection in the health care context”, St Patrick’s Campus, Australian Catholic University, Melbourne.

“End-of-Life Decision-Making”, 4th year University of Sydney medical students, Concord Hospital.

Warren Reich

“Consoling the Troubled: An Ancient Art of Kindness”, Annual Plunkett Lecture, St Vincent’s Hospital.

“Retrieving the Consolation Tradition for the Ethics of Today”, School of Philosophy & School of Theology, Australian Catholic University.


Bernadette Tobin

“Ethical Challenges in Palliative Care”, Sacred Heart Hospice, Sydney.

“Genetic science: Where are we going in such a hurry?”, Annual General Dinner Meeting, Medical Advisory Committee, Calvary Health Care, Launceston, Tasmania.
“End of life decision-making and advance care planning”, Senior Medical and Nursing Managers, Calvary Health Care, Launceston, Tasmania.

“Religion, bioethics and the public square: Graduate Certificate in Bioethics and Medical Humanities”, Stern College, Yeshiva University, NY, U.S.A (with JJ. Goldberg).

“Ethical issues in human reproduction”, 1st and 2nd year Medical Students, University of New South Wales, Sydney.

“Catholic teaching on euthanasia”, Scots College, Sydney.

“Happiness and Religious Commitment”, Truth and Faith in Ethics Conference, University of Notre Dame Australia, Sydney Campus.

“Ethical challenges in middle level management of Catholic health care services”, Calvary Health Care, Victoria.

“Is the mission impossible?”, Board, St Vincents and Mater Health Sydney.

“Advance care planning: Ethical Issues”, Advance care planning workshop, Sacred Heart Hospice.


“A good death: Challenging law and medical ethics”, A rejoinder to Dr Rodney Syme, (with Miriam Cosic & Roger Magnusson), University of Sydney Law School.

“A Palliative Approach in Residential Aged Care, Catholic Healthcare, Epping, Sydney.

“Challenges to the Mission in Catholic Health Care Services”, Little Company of Mary, Sydney.
**Bioethics Outlook**

**Volume 19, Number 1**

“We want everything done.”
Jonathan Gillis

“Donations after cardiac death: Ethical challenges in a ‘new’ pathway to donation”
Bernadette Tobin

“Doing the ethics of mission”
Bernadette Tobin

**Volume 19, Number 2**

“‘Advance Directives’ as an extension of the tradition of forgoing extraordinary means of care”
Daniel P. Sulmasy, OFM, MD, PhD

**Volume 19, Number 3**

“More talk less paper! Why health care proxies are a better means of extending traditional morality than are living wills.”
Bernadette Tobin

“What does indigenous health got to do with reconciliation?”
Helen McCabe

**Volume 19, Number 4**

“Tell me about Mama: Facilitating end of life decisions, ethics committees and ethics consultations”
Nancy Neveloff Dubler, LLB
## Financial Report for 2008

### Carried forward

-799

### Income

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**Total** 351,731

### Expenditure

#### Salaries

232,579

#### Non-Salary Items

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**Non-Salary Total** 52,823

#### Assets

2,813

**Total Expenditure** 288,215

**Total Surplus** 63,516