

## Noelia Martínez-Doallo (she/her)

Zukunftskolleg Postdoctoral Fellow

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### Biography

LLB, LLM in European Union Law, and PhD in Law awarded cum laude and with special distinction at the University of A Coruna (Spain). Since May 2021, postdoctoral fellow of the Zukunftskolleg (Institute for Advanced Studies) at the University of Konstanz (Germany).

Winner of four fellowships obtained in national and international competition, and research and management experience as member of three publicly funded research projects.

329 hours of university teaching experience at two different European universities: University of A Coruna (Spain) and University of Konstanz (Germany).

Author of peer-reviewed publications both in Spanish and English language on topics related to biomedicine, medical Law and the discourse of human rights from a legal-philosophical and European/international law perspective.

Speaker at various Spanish and English-speaking, national and international scientific congresses. Visiting researcher at Yale University (USA), the Hastings Center (USA), the University of Essex (UK), and L'Université d'Aix-Marseille (France).

### Research Expertise

Bioethics · Human Rights Law · International Health Law · Legal Theory · Philosophy of Law

### Languages

Spanish: mother tongue

English: full professional proficiency

Galician: mother tongue

German: limited working proficiency

### Education

June 2020

PhD, Law Programme

University of A Coruna, Spain

Results: summa cum laude and special distinction

Dissertation: The Patient's Right to Informed Consent as a Fundamental Right and a Subjective Right

Supervisor: Prof Dr José-Antonio Seoane

- June 2014      Master's in Law: European Union Studies  
University of A Coruna, Spain  
Results: 86,717%  
Thesis: The Influence of the Charter of Fundamental Rights of the  
European Union on the Member States' Legal Systems  
Supervisor: Prof Dr Sonia García-Vázquez
- June 2013      Bachelor of Laws  
University of A Coruna, Spain  
Results: 80,32%

### **Training Courses (selection)**

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|-------------------------------|--|---------|
| 8 – 23,<br>June 2017          | EMI: English as a Medium of Instruction<br><br>Relevant modules: intelligible pronunciation,<br>academic English for teaching, communication<br>techniques<br><br>Centre for Training and Educational Innovation<br>(CUFIE) – University of A Coruna, Spain  | 30 hrs  |
| 1 Nov. 2016 –<br>31 Dec. 2018 | Training Programme for Early Career Lecturers<br><br>Relevant modules: design and use of multimedia<br>learning materials, diversity and higher education,<br>teaching planning, active methodologies, higher<br>education guidance and supervision, teaching<br>innovation<br><br>Centre for Training and Educational Innovation<br>(CUFIE) – University of A Coruna, Spain | 200 hrs |
| 1 – 2,<br>Mar. 2017           | TALKK: Oratory<br><br>Relevant modules: communication and persuasion,<br>basic elements of the academic debate,<br>argumentation in a debate<br><br>Centre for Training and Educational Innovation<br>(CUFIE) – University of A Coruna, Spain  | 12 hrs  |
| 1 Feb. – 31<br>Mar., 2017     | Strategies to Increase the Visibility and Impact of Research<br>Results<br><br>Modules: author identification, scientific<br>publication, open access publishing, social<br>platforms and scientific networks<br><br>Centre for Training and Educational Innovation<br>(CUFIE) – University of A Coruna, Spain   | 12 hrs  |

13 – 16, Oct. 2015	Gradschool: Professional Skills Course for Researchers  Themes: professional and personal effectiveness; team working, project planning and decision- making; self-understanding and self-criticism  Barrié Foundation – Santiago de Compostela, Spain	40 hrs
19 – 20, Feb. 2015	Basic and Applied Research Methods  Relevant modules: A) scientific production: the scientific paper, impact factor, bibliometric indexes; B) scientific research: scientific methods, ethical issues in data collection and analysis  Centre for Training and Educational Innovation (CUFIE) – University of A Coruna, Spain	12 hrs

## Work Experience

### University Teaching Experience

Winter Semester 2022/23	Law & Biomedicine  Lecture at the School of Law University of Konstanz, Germany Language: English	21 hrs
Summer Semester 2022	Law & Biomedicine  Lecture at the School of Law University of Konstanz, Germany Language: English	21 hrs
29 March 2022	Assisted Dying: The Special Case of Switzerland  Special Seminar, English Programme School of Law, University of A Coruna, Spain Language: English	1 ½ hrs
Winter Semester 2021/22	Law & Biomedicine  Lecture at the School of Law University of Konstanz, Germany Language: English	21 hrs
Summer Semester 2020	Legal Framework: Right to Data Protection  Specialisation Course on Privacy and Legal Compliance: Legal Responsibility and Data Protection  School of Law, University of A Coruna, Spain Language: Spanish/Galician	2 ½ hrs

Winter Semester 2019/20	Computer Law & Security School of Computer Science University of A Coruna, Spain Language: Spanish/Galician	36 hrs
Summer Semester 2018	Philosophy of Law School of Law University of A Coruna, Spain Language: Spanish/Galician	22 hrs
	Law & Biomedicine School of Law, English Programme University of A Coruna, Spain Language: English	31 hrs
Winter Semester 2017/18	Legal Theory – Jurisprudence School of Law University of A Coruna, Spain Language: Spanish/Galician	7 hrs
Summer Semester 2017	Philosophy of Law School of Law University of A Coruna, Spain Language: Spanish/Galician	49 hrs
	Law & Biomedicine School of Law, English Programme University of A Coruna, Spain Language: English	11 hrs
Winter Semester 2016/17	Philosophy of Law School of Law University of A Coruna, Spain Language: Spanish/Galician	46 hrs
Summer Semester 2016	Philosophy of Law School of Law University of A Coruna, Spain Language: Spanish/Galician	60 hrs

**Other Teaching Experience**

28 May 2020	Privacy, Confidentiality and Personal Data. Professional Secrecy. Social History	5 hrs
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Introductory Course to the Ethics of Social Intervention, organised by the Galician Professional Association of Social Workers

Language: Spanish/Galician

1 Aug. – 30 Nov., 2020      Socio-Sanitary Principles of Bioethics: Ethical Dilemmas. Professional Secrecy: Concept and Legal Regulation. Informed Consent. The Right to Social and Health Information, Privacy and Respect for Personal Autonomy of The Elderly and Disabled      5 hrs

Tutor for Public Examinations: Social Services – Psychologists

La Academia (private academy for preparation of public exams), A Coruña, Spain

Language: Spanish/Galician

## Research Experience

### Research Projects

1 Jan. 2020 – 30 Nov. 2022      Aid from the Consolidation and Structuring Program for Competitive Research Units: Groups with Growth Potential (ED431B 2020/50)

Role: member of the working group

Principal Researcher: José-Antonio Seoane

Funding body: Office of Culture, Education and University Planning of the Government of Galicia

Endowment: €90.000

1 Jan. 2017 – 30 Nov. 2019      Aid from the Consolidation and Structuring Program for Competitive Research Units: Groups with Growth Potential (ED431B 2017/43)

Role: member of the working group

Principal Researcher: José-Antonio Seoane

Funding body: Office of Culture, Education and University Planning of the Government of Galicia

Endowment: €90.000

1 Jan. 2015 – 31 Dec. 2017      The Discourse of Biorights: Philosophical and Legal Foundations, Features, and Implementation (DER2014-52811-P)

Role: member of the working group

Principal Researcher: José-Antonio Seoane

Funding body: Spanish Ministry of Economy and Competitiveness

Endowment: €32.670

## Publications

### Papers

- N. Martínez-Doallo, 'The Human Rights Basis for Patients' Right to Informed Consent: A Theory of European Human Rights Norms', *Law and Philosophy*, under review (EN)
- N. Martínez-Doallo, 'The Conceptual Legal Structure of the Patient's Right to Informed Consent', *European Journal of Health Law* 30(1), 2023: 26–49 (EN)
- N. Martínez-Doallo, 'La inalienabilidad de los derechos como incompetencia del titular', *Anuario de Filosofía del Derecho* 37, 2021: 229–256 (ES)
- N. Martínez-Doallo, 'El consentimiento informado en los Estados Unidos de América. Génesis, evolución, fundamentos y breve comparación crítica con el modelo español', *DS: Derecho y Salud* 30(2), 2020: 57–83 (ES)
- N. Martínez-Doallo, 'El derecho al consentimiento informado a partir de la teoría del estatus de Georg Jellinek', *Ius et Scientia* 3(1), 2017: 206–216 (ES)
- N. Martínez-Doallo, 'O consentimiento informado como dereito fundamental: inmunidade ou autodeterminación?', *Anuario da Facultade de Dereito da Universidade da Coruña* 19, 2015: 509–518 (GL)

### Books

- N. Martínez-Doallo, *El derecho al consentimiento informado del paciente. Una perspectiva iusfundamental*, Granada: Comares, 2021 (ES)

### Chapters

- N. Martínez-Doallo, 'The Issue of Bodily Rights Alienation', in: J.-A. Seoane and O. Vergara (eds.), *The Discourse of Biorights. Bioethics, Biopolitics, Biolaw*, Springer International Publishing Switzerland, under preparation (EN)
- N. Martínez-Doallo, 'La teoría de los principios de Robert Alexy. Algunas notas acerca de su interpretación', in: G. Villa-Rosas et al. (eds.), *Derecho, argumentación y ponderación. Ensayos en honor a Robert Alexy*, Bogotá: Universidad Externado de Colombia, forthcoming (ES)
- N. Martínez-Doallo, 'Justicia y transmisión de enfermedades contagiosas. El argumento del bien común como fundamento de las restricciones a la autonomía individual', in: M.L. Arcos Vieira (dir.) y L. Elizari Urtasun (coord.), *La protección de la salud frente al riesgo de contagio. Prevención, coerción y responsabilidad*, Madrid: Bosch, July 2022, chapter 13 (ES)

### Scientific Conferences, Workshops and Talks

- 12 June 2023     N. Martínez-Doallo, Critical Perspectives on Human Rights Semantics (EN)  
Logic Colloquium  
University of Konstanz, Germany

- 25 May 2023 A. Padula, C. Nombela, M. Koslowski, N. Martínez-Doallo, 'To Want to Know' or 'To NOT Want to Know' (EN)  
NetIAS Debate Series: Health. Interdisciplinary, Ethical and Alternative Approaches  
IMÉRA, Aix-Marseille University, France
- 24 April 2023 N. Martínez-Doallo, The Protection of Health Rights in Europe: Enduring and Post-Brexit Challenges (EN)  
Konstanz delegation – Plenary Symposium  
Yerun/Erasmus+ Visit to The University of Essex, United Kingdom
- 4 April 2023 N. Martínez-Doallo, A Kelsenian-Inspired Explanation of Patients' Right to Informed Consent (EN)  
Annual Workshop on the Vienna School of Jurisprudence and the Pure Theory of Law  
Hans Kelsen Research Group, University of Freiburg  
St. Peter im Schwarzwald, Germany
- 13 Oct. 2022 N. Martínez-Doallo, La agencia intencional prospectiva de Alan Gewirth y la titularidad universal de los derechos humanos (ES)  
Simposio Internacional: Los Nuevos Derechos Humanos: Teoría Jurídica y Praxis Política  
University of A Coruna, Spain
- 14 May 2022 Impro(ve) the Future (EN)  
Long Night of the Sciences  
University of Konstanz, Germany
- 29 Aug. 2021 Representative of the University of Konstanz (EN)  
Virtual Annual GAIN (German Academic International Network) Conference
- 19 Oct. 2017 N. Martínez-Doallo, The Dual Nature of Patients' Right to Informed Consent. A Fundamental Rights-Based Approach (EN)  
Law, Public Health, and Organizational Ethics Paper Session 1  
19th ASBH Annual Meeting  
Kansas City (MO), USA
- 17 July 2017 N. Martínez-Doallo, 'Inalienability as a Feature of Biorights' (EN)  
Special Workshop: The Discourse of Biorights. Bioethics, Biopolitics, and Biolaw  
2017 IVR XXVIII World Congress: Peace Based on Human Rights  
School of Law, University of Lisbon, Portugal
- 2 Dec. 2016 N. Martínez-Doallo, The Right to Informed Consent from Georg Jellinek Status Theory' (ES)

International Congress: Biomedical Sciences and Fundamental Rights: New Shared Challenges

School of Law, University of Seville, Spain

3 Nov. 2016 N. Martínez-Doallo, The Meaning of Patients' Informed Consent in the Spanish Constitutional Case Law (GL)

Meeting of the Galician Council for Bioethics: The Conflict of Interest in Bioethics

Board of Health, Santiago de Compostela, Spain

4 Sept. 2015 N. Martínez-Doallo, Informed Consent as a Fundamental Right: Immunity or Self-Determination? (GL)

Summer School: Health Care Provision and the Challenges of the Twenty-First Century

School of Law, University of Santiago de Compostela, Spain

### Research Stays and Academic Visits

21 – 25, L'Institut d'études avancées d'Aix-Marseille Université – IMÉRA

May 2023 Marseille, France

NetIAS Debate Series: Health. Interdisciplinary, ethical and alternative approaches

23 – 25, University of Essex

April 2023 Colchester, UK

Young European Research Universities Network (YERUN), Erasmus+ Visit

23 Oct. – The Hastings Center

22 Nov., 2017 Garrison (NY), USA

Research Project: 'Patients' Right to Informed Consent as the Expression of a Fundamental Right. Connections and Differences Between Spain and the U.S.'

25 Aug. – Yale Interdisciplinary Center for Bioethics

22 Oct., 2017 Yale University, New Haven (CT), USA

Research Project: 'Patients' Right to Informed Consent in the U.S.'

### Awards and Honours

1 May 2021 – 3-year postdoctoral fellowship

30 Apr. 2024 Zukunftskolleg, University of Konstanz (Germany)

Project: Biomedical Research Involving Human Subjects. Is There a Duty to Participate?

Funding body: Federal Ministry of Education and Research (BMBF) and the Baden-Württemberg Ministry of Science as part of the



Excellence Strategy of the German Federal and State Governments

- 1 Aug. – 30 Nov., 2017 Aid for predoctoral mobility to carry out short stays at Spanish and foreign R&D centres (EEBB-I-15-SFPI1500X074390XV0)  
Funding body: Spanish Ministry of Economy and Competitiveness
- 1 Jan. 2016 – 31 Dec. 2019 Predoctoral Fellowship (SFPI1500X074390XV0)  
Project: The patient's right to informed consent as a fundamental right and a subjective right  
Funding body: Spanish Ministry of Economy and Competitiveness
- 1 Dec. 2012 – 30 June 2013 Student-Department Collaborative Scholarship  
Special Public Law Section – School of Law  
Funding body: University of A Coruna

## Representations

- Oct. 2022 – at present Expert Group – Work Package #3 (WP3)  
Re:ERUA (European Reform University Alliance)  
Leadership: Roskilde University, Denmark
- Oct. 2022 – at present Zukunftskolleg Executive Committee  
University of Konstanz, Germany
- July 2022 – at present Member of the Research Ethics Committee  
International Iberian Nanotechnology Laboratory  
Braga, Portugal