

2011

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Health)

Transplantation and Anatomy Amendment Bill 2011

A Bill for

An Act to amend the *Transplantation and Anatomy Act 1978*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 **1 Name of Act**

2 This Act is the *Transplantation and Anatomy Amendment Act 2011*.

3 **2 Commencement**

4 This Act commences on the day after its notification day.

5 *Note* The naming and commencement provisions automatically commence on
6 the notification day (see Legislation Act, s 75 (1)).

7 **3 Legislation amended**

8 This Act amends the *Transplantation and Anatomy Act 1978*.

9 **4 Section 5**

10 *substitute*

11 **5 Designated officers**

12 (1) The Minister may appoint a person as a designated officer for a
13 hospital run by the Territory.

14 (2) The entity having management and control of a hospital not run by
15 the Territory may appoint a person as a designated officer for the
16 hospital.

17 (3) A person must not be appointed as a designated officer unless—

18 (a) the person is a doctor; or

19 (b) the appointer is satisfied the person has suitable clinical
20 knowledge and experience in relation to organ and tissue
21 retrieval and transplantation.

22 *Note 1* For the making of appointments (including acting appointments), see
23 the Legislation Act, pt 19.3.

1 **7 New section 31 (4)**

2 *insert*

3 (4) In this section:

4 *relevant tissue*—

5 (a) means musculoskeletal, cardiovascular, eye and skin tissue; but

6 (b) does not include a whole organ.

7 **8 Effect of authority under pt 4**
8 **Section 35**

9 *after*

10 applies

11 *insert*

12 and the designated officer is a doctor

13 **9 Disclosure of information**
14 **Section 49 (3) (c)**

15 *omit*

16 section 31 (2)

17 *substitute*

18 section 31 (2A)

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 2011.

2 Notification

Notified under the Legislation Act on 2011.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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