2020

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Tara Cheyne)

Births, Deaths and Marriages Registration (Tissue Donor Acknowledgment) Amendment Bill 2020

A Bill for

An Act to amend the [Births, Deaths and Marriages Registration Act 1997](http://www.legislation.act.gov.au/a/1997-112)

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

1 Name of Act

This Act is the *Births, Deaths and Marriages Registration (Tissue Donor Acknowledgment) Amendment Act 2020*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](http://www.legislation.act.gov.au/a/2001-14), s 75 (1)).

3 Legislation amended

This Act amends the [Births, Deaths and Marriages Registration Act 1997](http://www.legislation.act.gov.au/a/1997-112).

4 New section 38A

in division 6.2, insert

38A Information about tissue donation

(1) This section applies in relation to a deceased person who was a tissue donor and whose death is or is to be registered under this Act.

(2) On request by a next of kin of the deceased person, the registrar‑general must include in the register a statement that the person was a tissue donor.

(3) The request must be in writing and include information verifying that the deceased person was a tissue donor.

(4) Additionally, if the next of kin wishes to receive from the Chief Minister a written acknowledgment of the tissue donation—

(a) the next of kin may give the registrar-general a written request for the acknowledgment, including their name and address; and

(b) the registrar-general must ensure that the request is given to the Chief Minister.

(5) In this section:

next of kin—see the [Transplantation and Anatomy Act 1978](http://www.legislation.act.gov.au/a/1978-44), dictionary.

tissue donor—a deceased person was a tissue donor if—

(a) tissue was removed from the person’s body while the person was living, under a consent given in accordance with the [Transplantation and Anatomy Act 1978](http://www.legislation.act.gov.au/a/1978-44), division 2.2 (Donations by adults) or division 2.3 (Donations from children); or

(b) tissue was removed from the person’s body under a consent given in accordance with that [Act](https://www.legislation.act.gov.au/a/1978-44), part 3 (Donations of tissue after death).

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 19 February 2020.

2 Notification

Notified under the [Legislation Act](http://www.legislation.act.gov.au/a/2001-14) on 2020.

3 Republications of amended laws

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au/).

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