

HE306

HEALTH ACT 1911

BLOOD AND TISSUE (TRANSMISSIBLE DISEASES) AMENDMENT
REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Blood and Tissue (Transmissible Diseases) Amendment Regulations 1991*.

Principal regulations

2. In these regulations the *Blood and Tissue (Transmissible Diseases) Regulations 1985** are referred to as the principal regulations.

[*Published in the Gazette of 8 February 1985 at pp. 517-519. For amendments to 22 April 1991 see page 263 of 1990 Index to Legislation of Western Australia.]

Regulation 2 repealed and a regulation substituted

3. Regulation 2 of the principal regulations is repealed and the following regulation is substituted—

Interpretation

“ 2. (1) In these regulations—

“blood” includes any substance derived from blood.

(2) A reference in these regulations to the donating of blood shall be read as including a reference to the donating of any substance obtained from the blood, or of any ovum or semen. ”.

Schedule repealed and a Schedule substituted

4. The schedule to the principal regulations is repealed and the following schedule is substituted—

“

Schedule

HEALTH ACT 1911

BLOOD AND TISSUE (TRANSMISSIBLE DISEASES) REGULATIONS
1985

Blood or Tissue Donation Declaration

An Important Notice to all Blood or Tissue Donors

There are some people in the community who must not donate blood or tissue because their blood or tissue may transmit infection to patients who receive it.

If you require clarification of any of the following points you should seek discussion with the relevant medical officer. Read the declaration carefully as after doing so you will be asked to sign it. If the declaration is knowingly made falsely in any material particular you may be liable to imprisonment for 3 years under section 170 of the *Criminal Code*. If you donate blood or tissue without having made a declaration prior to the donation of that blood or tissue you may be liable to a penalty up to \$1 000 under the *Blood and Tissue (Transmissible Diseases) Regulations 1985*.

Declaration:

I hereby declare to the best of my knowledge that—

1. I have not engaged in male-to-male sexual activity since 1 January 1980.
2. I have not injected myself or been injected with any drug (other than a drug prescribed by a registered medical practitioner) since 1 January 1980.
3. I have no reason to believe that I have AIDS (HIV infection) or carry the virus that causes AIDS (Human Immunodeficiency Virus).
4. I have not had a blood test for AIDS (HIV infection) showing me to be HIV antibody positive.
5. I have not been receiving regular infusions of blood products since 1 January 1980.
6. I do not believe any of the above paragraphs (1, 2, 3, 4 and 5) apply to any sexual partner I have had since 1 January 1980. (Please Check each of the Above [Para 1, 2, 3, 4 and 5] and ask yourself whether it might apply to your sexual partner or partners since 1 January 1980).
7. I have not suffered from night sweats or unintentional weight loss or persistent fever, diarrhoea or swollen glands within the last 6 months.
8. I have not worked as a prostitute since 1 January 1980. (Note: this question applies to male and female donors).
9. I have not been tattooed in the last 6 months.
10. I have not had a blood transfusion or infusion of human blood products in the last 6 months.
11. I have not received an organ, cornea or bone marrow transplant within the last 6 months.
12. I have not had any sexually transmitted disease within the last 6 months. The common sexually transmitted diseases are chlamydia, genital herpes, genital warts, gonorrhoea, syphilis.
13. I have not been in prison or a detention centre within the last 6 months.
14. I do not believe any of the above (para 7, 8, 9, 10, 11, 12 and 13) apply to any sexual partner I have had within the last 6 months. (Please check each of the above [Para 7, 8, 9, 10, 11, 12, and 13] and ask yourself whether it might apply to your sexual partner or partners of the last 6 months).

Comments (1)

Full name of donor:
(Please Print)

Signature of Donor: (2)

Donation No.

This declaration was made in the presence of—

Full name of Witness:
(Please Print)

Signature of Witness:

Category of authorization

to take declaration:

Date and time declaration was made:

1. Space for questions, further information or comments if required.

2. If the donor is not able to sign, the witness should require the donor to make a mark or otherwise indicate willingness to make the declaration and make a note on the declaration confirming that was done. "

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.