Western Australia

Human Tissue and Transplant Act 1982

Human Tissue and Transplant Regulations 2024

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Human Tissue and Transplant Act 1982

Human Tissue and Transplant Regulations 2024

Made by the Governor in Executive Council.

##### 1. Citation

These regulations are the *Human Tissue and Transplant Regulations 2024*.

##### 2. Commencement

These regulations come into operation as follows —

(a) regulations 1 and 2 — on the day on which these regulations are published on the WA legislation website;

(b) the rest of the regulations — on 19 February 2024.

##### 3. Exempt entity (s. 29A(1))

For the purposes of the definition of ***exempt entity*** in section 29A(1), the Australian Bone Marrow Donor Registry (ACN 096 625 231) is an exempt entity.

##### 4. TGA provisions (s. 29A(4)(d) and (e))

(1) In this regulation —

TGA provision has the meaning given in section 29A(1).

(2) For the purposes of section 29A(4)(d), the following TGA provisions are prescribed —

(a) the Therapeutic Goods Act section 19(1);

(b) the Therapeutic Goods Act section 19(5);

(c) a rule made under the Therapeutic Goods Act section 19(7A);

(d) the Therapeutic Goods Act section 32CK(1);

(e) the Therapeutic Goods Act section 32CM(1);

(f) a rule made under the Therapeutic Goods Act section 32CM(7A);

(g) the Therapeutic Goods Act section 41HB(1);

(h) the Therapeutic Goods Act section 41HC(1);

(i) a rule made under the Therapeutic Goods Act section 41HC(6).

(3) For the purposes of section 29A(4)(e), the following TGA provisions are prescribed —

(a) a regulation made for the purposes of the Therapeutic Goods Act section 18(1);

(b) the Therapeutic Goods Act section 18A(1);

(c) a regulation made for the purposes of the Therapeutic Goods Act section 32CA(2);

(d) the Therapeutic Goods Act section 32CB(1).

(4) A regulation referred to in subregulation (3)(a) or (c) is not prescribed for the purposes of section 29A(4)(e) to the extent that it applies to a therapeutic good mentioned in the *Therapeutic Goods Regulations 1990* (Commonwealth) Schedule 5 item 10.

##### 5. Tissue banks (s. 29B(1))

For the purposes of the definition of ***tissue bank*** in section 29B(1), the following facilities are tissue banks —

(a) the Perron Rotary Express Milk Bank (PREM Bank);

(b) the branch of Australian Red Cross Lifeblood responsible for donor human milk.

##### 6. Body of medical practitioners (s. 29E(3)(a))

For the purposes of section 29E(3)(a), the Western Australian Kidney Transplant Society Medical Subcommittee is a body of medical practitioners.

##### 7. *Human Tissue and Transplant Regulations 2006* repealed

The *Human Tissue and Transplant Regulations 2006* are repealed.

K. COLLERAN, Clerk of the Executive Council

Defined terms

*[This is a list of terms defined and the provisions where they are defined. The list is not part of the law.]*

**Defined term Provision(s)**

TGA provision 4(1)

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