

WESTERN AUSTRALIA

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# HUMAN TISSUE AND TRANSPLANT AMENDMENT ACT

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No. 5 of 1987

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AN ACT to amend the *Human Tissue and Transplant Act 1982*.

[Assented to 29 May 1987]

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

## Short title

1. This Act may be cited as the *Human Tissue and Transplant Amendment Act 1987*.

## Commencement

2. This Act shall come into operation on the day on which it receives the Royal Assent.

**Section 24 amended**

3. Section 24 of the *Human Tissue and Transplant Act 1982\** is amended—

- (a) by repealing subsection (1) and substituting the following subsection—

“ (1) Subject to subsection (2), an authority under this Part is sufficient authority for—

- (a) a medical practitioner other than—

(i) a medical practitioner referred to in subsection (2); and

(ii) the designated officer for the hospital or a person who has lawfully exercised his powers under section 22; or

- (b) where the tissue is to be removed for the purpose of corneal transplantation—an authorized person or a medical practitioner entitled under paragraph (a) to carry out the removal,

to remove tissue from the body of the deceased person referred to in the authority—

- (c) for the purpose of the transplantation of the tissue to the body of the living person; or

- (d) for use for other therapeutic purposes or for medical or scientific purposes,

but subject in every case to any limitations or restrictions that may be expressed in the authority given under section 22(3). ”; and

- (b) by inserting after subsection (3) the following subsection—

“ (4) In subsection (1)—

“authorized person” means a person, not being a medical practitioner, appointed by the Minister to be an authorized person for the purposes of this section. ”.

[\*Act No. 116 of 1982 as amended by Act No. 28 of 1984.]