

TISSUE GRAFTING AND PROCESSING (AMENDMENT) ACT.

Act No. 33, 1966.

An Act to make further provision with respect to the ^{Elizabeth II,} use of eyes and other parts of the bodies of ^{No. 33, 1966} deceased persons for therapeutic purposes; for this purpose to amend the Corneal and Tissue Grafting Act, 1955, as amended by subsequent Acts; and for purposes connected therewith.
[Assented to, 13th April, 1966.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Tissue Grafting and <sup>Short title
and
citation.</sup> Processing (Amendment) Act, 1966".

(2) The Corneal and Tissue Grafting Act, 1955, as amended by subsequent Acts and by this Act, may be cited as the Tissue Grafting and Processing Act, 1955-1966.

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Amendment
of Act No.
32, 1955.

2. The Corneal and Tissue Grafting Act, 1955, as amended by subsequent Acts, is amended—

Sec. 1.

(Short title
and
commencement.)

(a) by omitting from subsection one of section one the words "Corneal and Tissue Grafting" and by inserting in lieu thereof the words "Tissue Grafting and Processing";

New sec. 1A.

(b) by inserting next after section one the following new section :—

Interpre-
tation.

1A. (1) In this Act, unless the context or subject-matter otherwise indicates or requires—

"Therapeutic substance" means substance which is extracted from the eye or any other part of the body of a deceased person, and which, with or without further processing, is capable of being used for therapeutic purposes by administering it to any living person.

(2) A reference in this Act to therapeutic purposes includes a reference to processing so as to extract a therapeutic substance.

Sec. 3.

(Grafting of
eyes and
other parts
of the body.)

(c) (i) by omitting subsection one of section three and by inserting in lieu thereof the following subsection :—

(1) Where authority for the removal of any eyes or other parts of the body of a deceased person has been given under this Act—

(a) such eyes or other parts may be used for immediate grafting into the body of a living person or may be retained and used for such purpose at some later time; or

(b) such eyes or other parts may be retained and used for the purpose of producing therapeutic substances, and therapeutic substances so obtained may at any time be used by administering them to living persons.

(ii)

(ii) by inserting next after subsection two of the No. 33, 1966 same section the following new subsection :—

(3) No person, other than a legally qualified medical practitioner or a person acting under the direction of a legally qualified medical practitioner, shall administer a therapeutic substance to a living person.

(d) by omitting section four and by inserting in lieu Subst. sec. 4. thereof the following section :—

4. Any eyes or other parts of the bodies of deceased persons removed in accordance with the provisions of this Act and—

(a) which are to be retained and used for grafting into the body of a living person at some later time, shall be retained only by such persons, institutions or organisations as may be approved by the Minister for the purposes of this paragraph; or

(b) which are to be retained and used for the purpose of producing therapeutic substances, shall be retained and so used only by such persons, institutions or organisations as may be approved by the Minister for the purposes of this paragraph.

(e) (i) by inserting next after paragraph (b) of sub- Sec. 5. section one of section five the following new (Offences.) paragraph :—

(b1) not being a legally qualified medical practitioner or a person acting under the direction of a legally qualified medical practitioner, administers a therapeutic substance to a living person; or;

(ii) by inserting in paragraph (c) of the same subsection after the word “person” the words “; or any therapeutic substance produced.”;

(iii) by omitting from subsection two of the same section the words “Minister pursuant to section four of this Act, retaining any eyes or other parts

Retention
for further
use to be
by approved
persons.

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parts of the bodies of deceased persons for grafting into the bodies of living persons shall be guilty of an offence against this Act" and by inserting in lieu thereof the following words :—

"Minister—

- (a) pursuant to paragraph (a) of section four of this Act, who or which retains any eyes or other parts of the bodies of deceased persons for grafting into the bodies of living persons ; or
- (b) pursuant to paragraph (b) of section four of this Act, who or which retains, or uses, any eyes or other parts of the bodies of deceased persons for the purposes of producing therapeutic substances,

shall be guilty of an offence against this Act".
