



New South Wales

Abortion Law Reform Amendment (Sex Selection Prohibition) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are as follows—

- (a) to amend the *Abortion Law Reform Act 2019* to prohibit the performance of terminations on persons for the purposes of sex selection,
- (b) to amend the *Health Practitioner Regulation (Adoption of National Law) Act 2009* to provide that the performance of terminations by a registered health practitioner on persons for the purposes of sex selection amounts to professional misconduct,
- (c) to amend the *Health Care Liability Act 2001* to void approved professional indemnity insurance for a registered health practitioner to the extent the insurance provides cover for the performance of a termination on a person for the purposes of sex selection.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Abortion Law Reform Act 2019 No 11

Schedule 1[1] inserts proposed section 11A(1) to prohibit a person from arranging for, permitting, performing, or assisting in the performance of, a termination on a person for the purposes of sex

selection. Proposed section 11A(2) prohibits a registered health practitioner from performing, or assisting in the performance of, a termination on a person, for any reason, if the practitioner previously committed an offence under proposed section 11A(1).

Schedule 1[3] requires the Secretary of the Ministry of Health to conduct a review under the *Abortion Law Reform Act 2019*, section 16 every 3 years. **Schedule 1[2] and [4]** make consequential amendments.

Schedule 2 Amendment of Health Practitioner Regulation (Adoption of National Law) Act 2009 No 86

Schedule 2 provides that the performance by a registered health practitioner of terminations on persons for the purposes of sex selection amounts to professional misconduct.

Schedule 3 Amendment of Health Care Liability Act 2001 No 42

Schedule 3 voids approved professional indemnity insurance to the extent the insurance provides cover for the performance of a termination on a person for the purposes of sex selection.



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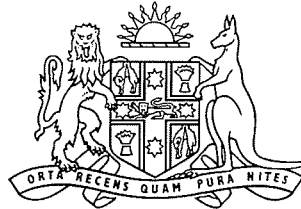
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This PUBLIC BILL, originated in the LEGISLATIVE COUNCIL and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council

Clerk of the Parliaments



New South Wales

Abortion Law Reform Amendment (Sex Selection Prohibition) Bill 2025

No , 2025

A Bill for

An Act to prohibit the performance of terminations for the purposes of sex selection; and for related purposes.

The LEGISLATIVE ASSEMBLY has this day agreed to this Bill with/without amendment.

Legislative Assembly

Clerk of the Legislative Assembly

Tabling copy

The Legislature of New South Wales enacts—	1
1 Name of Act	2
This Act is the <i>Abortion Law Reform Amendment (Sex Selection Prohibition) Act 2025</i> .	3
	4
2 Commencement	5
This Act commences on the date of assent to this Act.	6

Schedule 1 Amendment of Abortion Law Reform Act 2019 No 11

[1] Section 11A

Insert after section 11—

11A Terminations for sex selection

- (1) A person must not arrange for, permit, perform, or assist in the performance of, a termination on a person for the purposes of sex selection.
Maximum penalty—
 (a) for an individual—200 penalty units or imprisonment for 5 years, or both, or
 (b) for a corporation—400 penalty units.
- (2) Despite any other provision of this part, a registered health practitioner must not perform, or assist in the performance of, a termination on a person if the registered health practitioner has committed an offence under subsection (1).
Maximum penalty—200 penalty units or imprisonment for 5 years, or both.

[2] Section 16, heading

Insert “—report to Parliament” after “selection”.

[3] Section 16(2)

Omit “within 12 months after the commencement of this section”.

Insert instead “for each 3-year period”.

[4] Section 16(4)

Omit section 16(4)–(6). Insert instead—

- (4) The Minister must table the report in both Houses of Parliament—
 (a) within 12 months after the commencement of the *Abortion Law Reform Amendment (Sex Selection Prohibition) Act 2025*, and
 (b) no later than 3 years after the last report was tabled.

Schedule 2	Amendment of Health Practitioner Regulation	1
	(Adoption of National Law) Act 2009 No 86	2
Schedule 1	Modification of Health Practitioner Regulation National Law	3
Omit “registration.” from Schedule 1[13], section 139E(b). Insert instead—		4
registration; or		5
(c) contravention of the <i>Abortion Law Reform Act 2019</i> , section 11A.		6

Schedule 3	Amendment of Health Care Liability Act 2001 No 42	1
		2
Section 25		3
Insert after section 24—		4
25	Approved professional indemnity insurance void in relation to abortion for purposes of sex selection	5
		6
	Approved professional indemnity insurance is void to the extent that it provides cover for a registered health practitioner who performs, or assists in the performance of, a termination on a person for the purposes of sex selection.	7
		8
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