
c2019-056C
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LEGISLATIVE COUNCIL

Reproductive Health Care Reform Bill 2019

Second print

Proposed amendment

No. 1 **Conscientious objection**

Pages 4 and 5, proposed section 9, lines 23–47 on page 4 and lines 1–6 on page 5. Omit all words on those lines. Insert instead—

9 Conscientious objection

- (1) A health worker may refuse to perform a termination, assist in the performance of a termination or otherwise facilitate the performance of a termination if the health worker has a conscientious objection to the performance of the termination.
- (2) If a health worker who refuses to perform a termination, assist in the performance of a termination or otherwise facilitate the performance of a termination under subsection (1) is a medical practitioner, the medical practitioner must inform the person who requested the termination of the conscientious objection as soon as practicable after the request is made.
- (3) Subsection (2) does not apply to a medical practitioner who refuses under subsection (1) to assist in the performance of a termination or otherwise facilitate the performance of a termination if the medical practitioner is not involved in consultations, or otherwise have any contact, with the person about the termination.
- (4) A health worker who refuses to perform a termination, or to assist in or otherwise facilitate the performance of a termination, because of a conscientious objection is not, because of the refusal—
 - (a) in breach of any duty, however imposed, or
 - (b) otherwise in contravention of any law of the State.
- (5) In this section—

health worker means—

 - (a) a registered health practitioner, and
 - (b) a person registered under the Health Practitioner Regulation National Law to practise a health profession as a student, and
 - (c) any other health worker.