

c2019-154  
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LEGISLATIVE COUNCIL

Reproductive Health Care Reform Bill 2019

Second print

Proposed amendment

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No. 1 **Care of person born after termination**

Page 5. Insert after line 21—

**11 Care of person born after termination**

- (1) This section applies if a termination results in a person being born.
- (2) Nothing in this Act prevents the medical practitioner who performed the termination, or any other registered health practitioner present at the time the person is born, from exercising any duty to provide the person with medical care and treatment that is—
  - (a) clinically safe, and
  - (b) appropriate to the person's medical condition.

**Note.** See section 10(3), which provides that this Act does not limit a duty a registered health practitioner has to comply with professional standards or guidelines. See also section 13, which provides that the Secretary of the Ministry of Health may issue guidelines about the performance of terminations at approved health facilities and requires registered health practitioners performing terminations, or assisting in the performance of terminations, to act in accordance with the guidelines.

- (3) To avoid doubt, the duty owed by a registered health practitioner to provide medical care and treatment to a person born as a result of a termination is no different than the duty owed to provide medical care and treatment to a person born other than as a result of a termination.