
c2021-254F
*--Other (Mr Ward)

LEGISLATIVE ASSEMBLY

Voluntary Assisted Dying Bill 2021

First print

Proposed amendments

- No. 1 **Offences**
Page 57, clause 123, lines 2–8. Omit all words on those lines.
- No. 2 **Offences**
Page 57, clause 124, lines 9–23. Omit all words on those lines.
- No. 3 **Offences**
Page 57, clause 125, lines 24–28. Omit all words on those lines.
- No. 4 **Offences**
Page 57, clause 127, lines 36–39. Omit all words on those lines.
- No. 5 **Who may commence proceedings**
Page 60, clause 134, lines 16–19. Omit all words on those lines.
- No. 6 **Who may commence proceedings**
Page 60, clause 135, lines 20–31. Omit all words on those lines.
- No. 7 **Consequential amendment of other Acts—Crimes Act 1900**
Page 77. Insert after line 17—

1A.1A Crimes Act 1900 No 40

Sections 41B—41E

Insert after section 41A—

41B Unauthorised administration of prescribed substance

- (1) A person commits a crime if—
- (a) the person (the *first person*) administers a prescribed substance to another person, and
 - (b) the first person is not authorised by the *Voluntary Assisted Dying Act 2021*, section 60(6) to administer the prescribed substance to the other person.

Maximum penalty—imprisonment for life.

- (2) In this section—
prescribed substance has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

41C Inducing another person to request or access voluntary assisted dying

- (1) A person commits a crime if the person, by dishonesty or pressure or duress induces another person—
- (a) to make a request for access to voluntary assisted dying, or
 - (b) to access voluntary assisted dying.
- Maximum penalty—imprisonment for 7 years.

- (2) In this section—
pressure or duress has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

request for access to voluntary assisted dying means any of the following under the *Voluntary Assisted Dying Act 2021*—

- (a) a first request,
- (b) a written declaration,
- (c) a final request,
- (d) an administration decision.

voluntary assisted dying has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

41D Inducing self-administration of prescribed substance

- (1) A person commits a crime if the person, by dishonesty or pressure or duress, induces another person to self-administer a prescribed substance.

Maximum penalty—imprisonment for life.

- (2) In this section—
prescribed substance has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

pressure or duress has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

41E Advertising Schedule 4 or 8 poison as voluntary assisted dying substance

- (1) A person commits a crime if the person advertises a Schedule 4 poison or Schedule 8 poison as a voluntary assisted dying substance.

Maximum penalty—330 penalty units or imprisonment for 3 years, or both.

- (2) In this section—
Schedule 4 poison has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

Schedule 8 poison has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

voluntary assisted dying substance has the same meaning as in the *Voluntary Assisted Dying Act 2021*.

No. 8 Consequential amendment of other Acts—Criminal Procedure Act 1986

Page 77, Schedule 1A.2[1], lines 20–22. Omit all words on those lines. Insert instead—

Insert “41C,” after “41A,” in Table 1, Part 1, clause 2.

No. 9 **Consequential amendment of other Acts—Criminal Procedure Act 1986**

Page 77, Schedule 1A.2[2], lines 23–26. Omit all words on those lines. Insert instead—

[2] Schedule 1, Part 2A, clause 4F

Insert after clause 4E—

4F Voluntary assisted dying

An offence under the *Crimes Act 1900*, section 41E.