

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

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 22 March, 1966.*

## New South Wales



ANNO QUINTO DECIMO

ELIZABETHÆ II REGINÆ

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Act No. , 1966.

An Act to make further provision with respect to the use of eyes and other parts of the bodies of 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.

**B**E 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 Processing (Amendment) Act, 1966".

Short title  
and  
citation.  
(2)

*Tissue Grafting and Processing (Amendment).*

(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.

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

Amendment  
of Act No.  
32, 1955.

- (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";
- 10 (b) by inserting next after section one the following new section : —
- 1A. (1) In this Act, unless the context or subject-matter otherwise indicates or requires—
- 15 "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.
- 20 (2) A reference in this Act to therapeutic purposes includes a reference to processing so as to extract a therapeutic substance.
- (c) (i) by omitting subsection one of section three and by inserting in lieu thereof the following subsection : —
- 25 (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
- 30 (b) such eyes or other parts may be retained and used for the purpose of producing therapeutic substances, and therapeutic substances

Sec. 1.  
(Short title  
and  
commence-  
ment.)

New sec. 1A.

Interpre-  
tation.

Sec. 3.  
(Grafting of  
eyes and  
other parts  
of the body.)

*Tissue Grafting and Processing (Amendment).*

substances so obtained may at any time  
be used by administering them to living  
persons.

- 5 (ii) by inserting next after subsection two of the  
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  
10 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 : —

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

Retention  
for further  
use to be  
by approved  
persons.

(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  
20 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  
25 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.)  
30 paragraph : —

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

(ii)

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*Tissue Grafting and Processing (Amendment).*

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- (ii) by inserting in paragraph (c) of the same subsection after the word "person" the words  
 " , or any therapeutic substance produced," ;
- 5 (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 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  
 10 inserting in lieu thereof the following words :—  
 "Minister—
- 15 (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
- 20 (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,
- 25 shall be guilty of an offence against this Act".

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

[5c]

No. , 1966.

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## A BILL

To make further provision with respect to the use of eyes and other parts of the bodies of 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.

[MR. JAGO;—15 March, 1966.]

---

**B**E 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 Processing (Amendment) Act, 1966".

Short title  
and  
citation.

(2)

*Tissue Grafting and Processing (Amendment).*

(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.

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

Amendment  
of Act No.  
32, 1955.

(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";

Sec. 1.  
(Short title  
and  
commence-  
ment.)

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

New sec. 1A.

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

Interpre-  
tation.

"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.

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

Sec. 3.  
(Grafting of  
eyes and  
other parts  
of the body.)

(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

*Tissue Grafting and Processing (Amendment).*

substances so obtained may at any time be used by administering them to living persons.

- 5 (ii) by inserting next after subsection two of the same section the following new subsection : —

10 (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 thereof the following section : —

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

Retention for further use to be by approved persons.

(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

20 (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.

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

Sec. 5. (Offences.)

35 (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)

*Tissue Grafting and Processing (Amendment).*

- (ii) by inserting in paragraph (c) of the same subsection after the word "person" the words  
" , or any therapeutic substance produced,";
- 5 (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 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  
10 inserting in lieu thereof the following words :—  
"Minister—
- 15 (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
- 20 (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,
- 25 shall be guilty of an offence against this Act".

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

[5c]

## **TISSUE GRAFTING AND PROCESSING (AMENDMENT) BILL, 1966.**

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### **EXPLANATORY NOTE.**

THE objects of this Bill are—

- (a) to permit parts of the bodies of certain deceased persons to be processed so as to extract substances which may be used for the medical treatment of living persons ;
- (b) to provide that those substances shall be extracted only by persons, institutions or organisations approved by the Minister ;
- (c) to require that those substances shall be administered only by, or under the direction of, legally qualified medical practitioners ;
- (d) to amend the Corneal and Tissue Grafting Act, 1955, as amended by subsequent Acts ; and
- (e) to make provisions incidental and ancillary to the foregoing.

ISSUE CREATING AND PROCESSING (ANALYSIS) 2

1996

EXPLANATORY NOTE

PROOF

No. , 1966.

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## A BILL

To make further provision with respect to the use of eyes and other parts of the bodies of 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.

[MR. JAGO;—15 March, 1966.]

---

**B**E 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 Processing (Amendment) Act, 1966".

(2) Short title and citation.

*Tissue Grafting and Processing (Amendment).*

(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.

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

Amendment  
of Act No.  
32, 1955.

- (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";
- (b) by inserting next after section one the following new section :—
  - 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.
- (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

Sec. 1.  
(Short title  
and  
commence-  
ment.)

New sec. 1A.

Interpre-  
tation.

Sec. 3.  
(Grafting of  
eyes and  
other parts  
of the body.)

*Tissue Grafting and Processing (Amendment).*

substances so obtained may at any time  
be used by administering them to living  
persons.

- 5 (ii) by inserting next after subsection two of the  
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  
10 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 : —

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

Retention  
for further  
use to be  
by approved  
persons.

(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  
20 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  
25 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.)  
30 paragraph : —

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

(ii)

*Tissue Grafting and Processing (Amendment).*

- (ii) by inserting in paragraph (c) of the same subsection after the word "person" the words  
 " , or any therapeutic substance produced," ;
- 5 (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 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  
 10 inserting in lieu thereof the following words : —  
 "Minister—
- 15 (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
- 20 (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,
- 25 shall be guilty of an offence against this Act".

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

## New South Wales



ANNO QUINTO DECIMO

# ELIZABETHÆ II REGINÆ

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### Act No. 33, 1966.

An Act to make further provision with respect to the use of eyes and other parts of the bodies of 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.]

**B**E 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 Processing (Amendment) Act, 1966".

Short title  
and  
citation.

(2)

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*Tissue Grafting and Processing (Amendment).*

---

(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.

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  
commence-  
ment.)

(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

*Tissue Grafting and Processing (Amendment).*

substances so obtained may at any time be used by administering them to living persons.

- (ii) by inserting next after subsection two of the 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 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—

Retention for further use to be by approved persons.

- (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-section one of section five the following new paragraph :—

Sec. 5.

(Offences.)

- (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)

---

*Tissue Grafting and Processing (Amendment).*

---

- (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 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".

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 29 March, 1966.*

## New South Wales



ANNO QUINTO DECIMO

ELIZABETHÆ II REGINÆ

\*\*\*\*\*

### Act No. 33, 1966.

An Act to make further provision with respect to the use of eyes and other parts of the bodies of 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.]

**B**E 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 Processing (Amendment) Act, 1966".
- (2)
- Short title and citation.

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

G. R. CRAWFORD,  
*Chairman of Committees of the Legislative Assembly.*

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*Tissue Grafting and Processing (Amendment).*

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(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.

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  
commence-  
ment.)

(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

*Tissue Grafting and Processing (Amendment).*

substances so obtained may at any time be used by administering them to living persons.

- (ii) by inserting next after subsection two of the 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—

Retention for further use to be by approved persons.

(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)

---

*Tissue Grafting and Processing (Amendment).*

---

- (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 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".

*In the name and on behalf of Her Majesty I assent to this Act.*

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 13th April, 1966.*