

LEGISLATIVE COUNCIL

CORONERS BILL 2008

(Amendments to be proposed in Committee by Ms PENNICUIK)

1. Clause 3, page 5, after line 8 insert—

"immediate family in relation to a deceased person, means spouse, domestic partner, son, daughter, parent, sibling, executor, personal representative or a person determined to be the senior next of kin under subsection (3);".
2. Clause 4, page 13, line 5, omit "circumstances." and insert "circumstances; or".
3. Clause 4, page 13, after line 5 insert—

"() a death of a child that occurs in—

 - (i) a children's service within the meaning of the **Children's Services Act 1996**; or
 - (ii) a school or post-secondary education institution within the meaning of the **Education and Training Reform Act 2006**; or

() a death that occurs in a refuge for women or young persons."
4. Clause 8, line 16, omit "where practicable" and insert "as far as possible in the circumstances,".
5. Clause 12, line 7, before "A person" insert "(1)".
6. Clause 12, after line 11 insert—

"(2) A member of the immediate family of a deceased person may report the death to the coroner if the person was a person discharged from an approved mental health service within the meaning of the **Mental Health Act 1986** within 3 months immediately before the person's death."
7. Clause 14, after line 7 insert—

"() A coroner may investigate a death reported to the coroner under section 12(2)."
8. Clause 21, line 18, before "any other person" insert " the immediate family of the deceased person and".
9. Clause 67, line 25, omit "or the administration of justice" and insert ", the prevention of future deaths or the administration of justice or any other matter relating to the purposes of this Act".

10. Clause 72, after line 17 insert—

- "() If a public statutory authority or entity receives recommendations made by the coroner under subsection (2), the public statutory authority or entity must provide a written response, not later than 3 months after the date of receipt of the recommendations, in accordance with subsection (4).
- () A written response to the coroner by a public statutory authority or entity must specify a statement of action (if any) that has, is or will be taken in relation to the recommendations made by the coroner.
- () The coroner must—
 - (a) publish the response of a public authority or entity on the Internet; and
 - (b) provide a copy of the response to any person—
 - (i) who has advised the principal registrar that they have an interest in the subject of the recommendations; and
 - (ii) who the principal registrar considers to have a sufficient interest in the subject of the recommendations."