

LEGISLATIVE COUNCIL

VOLUNTARY ASSISTED DYING BILL 2017

(Amendments to be proposed in Committee by Mr RAMSAY in substitution for
Amendments previously circulated)

1. Clause 3, page 6, after line 4, insert—

"mental illness has the same meaning as in the **Mental Health Act 2014**;"
2. Clause 3, page 7, after line 3 insert—

"psychiatrist means a person who is registered under the Health Practitioner Regulation National Law as a medical practitioner in the speciality of psychiatry (other than as a student);".
3. Clause 9, line 22, omit "12 months" and insert "6 months or, in the case of a neurodegenerative disease, illness or medical condition, not exceeding 12 months".
4. Clause 10, after line 24 insert—

"() If the person being assessed has a history of mental illness, either the co-ordinating medical practitioner or each consulting medical practitioner must be a psychiatrist or must refer the person to a psychiatrist under section 18(1).".
5. Clause 18, line 19 after "criteria," insert "or if section 10(4) applies,".
6. Clause 19, line 31 omit "process." and insert "process;".
7. Clause 19, page 21, after line 31 insert—

"() that the person is encouraged to inform any registered health practitioner who is currently providing health services to the person of the person's request to access voluntary assisted dying.".
8. Clause 19, page 21, before line 32 insert—

"() In addition to the matters of which the co-ordinating medical practitioner must inform the person under subsection (1), the co-ordinating medical practitioner must, if the person consents, take all reasonable steps to fully explain to a member of the family of the person—

(a) all relevant clinical guidelines; and

(b) a plan in respect of the self-administration of a voluntary assisted dying substance for the purpose of causing death.".

NEW CLAUSE

9. Insert the following New Clause to follow clause 115—

"A Board to record, retain and make public statistical information

(1) The Board must record and retain statistical information about—

- (a) persons who have been issued with a voluntary assisted dying permit; and
 - (b) persons who have died after being administered or self-administering a voluntary assisted dying substance in accordance with this Act.
 - (2) The following statistical information must be recorded and retained in respect of the persons referred to in subsection (1)—
 - (a) the disease, illness or medical condition of the person that met the requirements of the eligibility criteria; and
 - (b) if the person has died after being administered or self-administering a voluntary assisted dying substance in accordance with this Act—the age of the person at the date of the person's death.
 - (3) The Board must make the statistical information recorded and retained publicly available in a de-identified form on an Internet site maintained by the Board."
10. Schedule 1, Form 1, page 97, line 32 omit "12 months" and insert "6 months or, in the case of a neurodegenerative disease, illness or medical condition, not exceeding 12 months".
 11. Schedule 1, Form 1, page 98, after line 32 insert—

"I have, with the consent of the person, taken all reasonable steps to fully explain to a member of the family of the person, all relevant clinical guidelines; and a plan in respect of the self-administration of a voluntary assisted dying substance for the purpose of causing death."
 12. Schedule 1, Form 1, page 99, before line 1 insert—

" I have encouraged the person to inform any registered medical practitioner who was providing health services to the person of the person's request to access voluntary assisted dying and to the best of my knowledge the person informed the relevant registered medical practitioners of the person's request to access voluntary assisted dying—

☐ Yes

☐ No

If No, why not?

[Specify reasons]"
 13. Schedule 1, Form 2, page 102, line 26 omit "12 months" and insert "6 months or, in the case of a neurodegenerative disease, illness or medical condition, not exceeding 12 months".