

LEGISLATIVE ASSEMBLY

VOLUNTARY ASSISTED DYING BILL 2017

(Amendments and New Clauses to be moved by Ms Blandthorn)

1. Clause 3, page 2, line 21 omit "113" and insert "115".
2. Heading to clause 7, omit "**registered health practitioners**" and insert "**rights**".
3. Clause 7, line 21 after "practitioner" insert ", a provider of professional care services, a pharmacist or a person employed or engaged by a pharmacist, a pharmacy business or a pharmacy department".
4. Clause 7, page 14 after line 4 insert
 "(2) A person who has a conscientious objection to voluntary assisted dying has the right to refuse to accept or exercise a delegation under section 114.".
5. Clause 13, page 19, line 6 omit "request" and insert "request; or".
6. Clause 13, page 19, after line 6 insert—
 "(iv) the request is made of the practitioner as an employee or contractor of a health facility that does not have in place policies and practices to provide or facilitate acts relating to voluntary assisted dying, or is made by a person who is within premises owned or occupied by such a health facility.".
7. Clause 34, page 30, after line 18 insert—
 "(b) specify the reason that the person is requesting access to voluntary assisted dying; and".
8. Clause 34, page 31, line 12 omit "114" and insert "116".
9. Clause 40, page 36, line 6 omit "114" and insert "116".
10. Clause 110, line 22, omit "106" and insert "107".
11. Clause 110, line 22, omit "109" and insert "110".
12. Clause 110, line 24, omit "106" and insert "107".
13. Clause 110, line 24, omit "109" and insert "110".
14. Clause 111, page 81, line 3 omit "109" and insert "110".
15. Clause 111, page 81, line 4 omit "109" and insert "110".
16. Clause 111, page 81, line 5 omit "110" and insert "112".
17. Clause 111, page 81, line 5 omit "106 or 109" and insert "107 or 110".
18. Clause 111, page 81, line 6 omit "106" and insert "107".

19. Clause 111, page 81, line 8 omit "109" and insert "110".
20. Clause 117, page 85, line 9, omit "section 67" and insert "section 67(a)(ii) and (b) or section 67(a)(iii) and (b)".
21. Clause 117, page 85, line 13, after "death as" insert "voluntary assisted dying in the circumstances of".
22. Clause 119, omit this clause.

NEW CLAUSES

23. Insert the following New Clause to follow clause 90—

"A Offence to take detrimental action against a person who conscientiously objects

A person must not take detrimental action against another person because the person has exercised a right of conscientious objection under section 7, including but not limited to—

- (a) action causing injury, loss or damage; or
- (b) intimidation or harassment.

Penalty: 240 penalty units or 2 years imprisonment or both."

24. Insert the following New Clause to follow clause 109—

"B Annual statistical reports

- (1) Subject to subsection (2) the Board must, no more than 3 months after the end of a financial year, make a statistical report of information given to the Board during or in relation to the reporting period including the information contained in—
 - (a) a written declaration that specifies the reason for requesting access to voluntary assisted dying; and
 - (b) Part F of a co-ordinating medical practitioner administration form; and
 - (c) a final review form.
- (2) A statistical report made under subsection (1) must not contain information regarding a person, who has during the relevant reporting period accessed or requested access to voluntary assisted dying unless that information has been de-identified."

25. Insert the following New Clause to follow clause 118—

'C Reportable death

After section 4(2)(i) of the **Coroners Act 2008** insert—

- "(ia) the death of a person who has been administered or self-administered a voluntary assisted dying substance within the meaning of the **Voluntary Assisted Dying Act 2017**; or".'

AMENDMENTS TO SCHEDULE

26. Form 3 to Schedule 1, page 105, after line 23 insert—

"Reason or reasons for requesting access to voluntary assisted dying

The reason(s) I requested access to voluntary assisted dying is/are:

- ☐ loss of autonomy
- ☐ loss of ability to engage in activities
- ☐ loss of dignity
- ☐ loss of control of bodily functions
- ☐ being a burden on family, friends, care givers
- ☐ inadequacy of pain relief or concern about pain relief
- ☐ financial implications of treatment

other (*please specify*)".

27. Form 8 to Schedule 1, page 125, omit "Time to death:" and insert—

"Time to death:

Duration (days) between first request and death:".