



ANALYSIS

Title	
1. Short Title and commencement	2. Therapeutic abortions to be carried out only in institutions under the control of a Hospital Board or in approved licensed hospital

1975, No. 5

An Act to amend the Hospitals Act 1957

[28 May 1975]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title and commencement—(1) This Act may be cited as the Hospitals Amendment Act 1975, and shall be read together with and deemed part of the Hospitals Act 1957 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the 1st day of September 1975.

2. Therapeutic abortions to be carried out only in institutions under the control of a Hospital Board or in approved licensed hospital—The principal Act is hereby amended by inserting, after section 140, the following section:

“140A. (1) Nothing in section 182 (2) of the Crimes Act 1961 (which relates to the causing of the death of a child in good faith for the preservation of the life of the mother) shall apply unless the operation is performed in an institution under the control of a Hospital Board under this Act or in any licensed hospital that may be approved for the purpose by the Director-General of Health upon his being satisfied that

it maintains or uses adequate and independent counselling services and also procedures to ensure that all operations authorised are within the law and that the facilities for operation and after-care are satisfactory:

“Provided that nothing in this section shall apply in any case where by reason of the urgency of the case the life of the mother is likely to be prejudiced by the time occupied in conveying her to such an institution or licensed hospital.

“(2) Whenever any therapeutic abortion, or other operation that could lead to or effect an abortion or subsequent unnatural miscarriage, is performed, a record of that operation and the reason for it, but without the patient’s name, shall be made and forwarded within 1 month to the Director-General of Health.”

This Act is administered in the Department of Health.
