



## ANALYSIS

Title  
1. Short Title

2. Protection of trustees of blood transfusion trust  
3. Protection of persons acting under authority of Act

1994, No. 137

**An Act to amend the Health Act 1956**

[9 December 1994]

BE IT ENACTED by the Parliament of New Zealand as follows:

**1. Short Title**—This Act may be cited as the Health Amendment Act (No. 3) 1994, and shall be read together with and deemed part of the Health Act 1956 (hereinafter referred to as the principal Act).

**2. Protection of trustees of blood transfusion trust**—The principal Act is hereby amended by inserting, after section 92k (as substituted by section 27 (1) of the Health Amendment Act 1993), the following section:

“92L. Section 129 of this Act shall have effect in respect of any person who, at any time (before or after the commencement of the Health Amendment Act (No. 3) 1994) when the person was a trustee of a trust established under section 92j of this Act, in pursuance or intended pursuance of—

“(a) The purposes of that trust; or

“(b) The person’s duties as a trustee of that trust,—

has done any act, or failed or refused to do any act, as if the person has acted, or failed or refused to act, in pursuance or intended pursuance of a provision of this Act.”

**3. Protection of persons acting under authority of Act**—Section 129 of the principal Act is hereby amended—

(a) By omitting from subsection (1) the words “does any act in pursuance or intended pursuance of any of the provisions of this Act”, and substituting the words

- “, in pursuance or intended pursuance of any of the provisions of this Act, does any act, or fails or refuses to do any act,”; and
- (b) By inserting in subsections (1) and (2), after the word “acted”, the words “, or failed or refused to act,”; and
- (c) By omitting from subsection (2) the words “such act”, and substituting the words “act, failure, or refusal, to which subsection (1) of this section applies”; and
- (d) By inserting in subsection (4), after the word “act”, the words “, failure, or refusal,”.

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This Act is administered in the Ministry of Health.

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