

Queensland



Transplantation and Anatomy Act 1979

TRANSPLANTATION AND ANATOMY REGULATION 1994

**Reprinted as in force on 7 March 2002
(includes amendments up to SL No. 31 of 2002)**

Reprint No. 1A

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Information about this reprint

This regulation is reprinted as at 7 March 2002. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have also been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. See previous reprint for information about earlier changes made under the Reprints Act 1992. A table of previous reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprint.**

Queensland



TRANSPLANTATION AND ANATOMY REGULATION 1994

TABLE OF PROVISIONS

| Section | | Page |
|---------|---|------|
| 1 | Short title | 3 |
| 2 | Commencement | 3 |
| 4 | Definition | 3 |
| 5 | Prescribed qualification of medical practitioner certifying death | 3 |
| 6 | Acceptance of body by school of anatomy | 4 |
| 7 | Disposal of body | 4 |
| 8 | Register to be established by school of anatomy | 5 |

ENDNOTES

| | | |
|---|---|---|
| 1 | Index to endnotes | 6 |
| 2 | Date to which amendments incorporated | 6 |
| 3 | Key | 6 |
| 4 | Table of earlier reprints | 7 |
| 5 | List of legislation | 7 |
| 6 | List of annotations | 7 |

TRANSPLANTATION AND ANATOMY REGULATION 1994

[as amended by all amendments that commenced on or before 7 March 2002]

1 Short title

This regulation may be cited as the *Transplantation and Anatomy Regulation 1994*.

2 Commencement

This regulation commences on 14 March 1994.

4 Definition

In this regulation—

“**medical certificate of cause of death**” has the meaning given by the *Registration of Births, Deaths and Marriages Act 1962*.

5 Prescribed qualification of medical practitioner certifying death

A prescribed qualification for the purposes of section 45 (When death occurs) of the Act is registration as a specialist under the *Medical Act 1939* in 1 of the following specialties—

- (a) Anaesthetics;
- (b) Intensive Care;
- (c) Cardiology;
- (d) Internal Medicine;
- (f) Thoracic Medicine;
- (g) Paediatrics;
- (h) General Surgery;
- (i) Paediatric Surgery.

6 Acceptance of body by school of anatomy

The person in charge of a school of anatomy must not accept the body of a deceased person unless—

- (a) the person in charge is satisfied that a medical certificate of cause of death of the deceased person has been issued; and
- (b) if section 31 (Authority for anatomy where body of deceased in a hospital) of the Act applies—the person in charge sees the authorisation that was signed by the designated officer; and
- (c) if section 32 (Authority for anatomy where body of deceased not in a hospital) of the Act applies—the person in charge sees the authorisation that was signed by the senior available next of kin; and
- (d) if section 33 (Provisions applicable where deceased consents to retention of his body for anatomy) of the Act applies—the person in charge sees the writing by which consent was given during the lifetime of the deceased person; and
- (e) if section 34 (Consent by Coroner) of the Act applies to the deceased person—the person in charge sees the relevant consent or direction by the Coroner and is satisfied that conditions attaching to the consent or direction have been complied with.

Maximum penalty—10 penalty units.

7 Disposal of body

(1) The person in charge of a school of anatomy must dispose of a body (or part of a body) of a deceased person on completion of use by the school.

(2) The person in charge must dispose of the body in the way preferred by the deceased person if—

- (a) during the lifetime of the deceased person, the deceased person indicated a preference; and
- (b) either before or after the death of the deceased person, suitable arrangements were made with the school of anatomy so that it is practicable for the school to dispose of the body in the preferred way.

Maximum penalty—10 penalty units.

8 Register to be established by school of anatomy

(1) The person in charge of a school of anatomy must establish a register of bodies received by the school and must maintain the register in accordance with the requirements of this section.

Maximum penalty—10 penalty units.

(2) The register is to contain the following particulars in relation to each body—

- (a) the date and time the body was received at the school;
- (b) the person from whom the body was received;
- (c) the name, age, sex and last address of the person whose body was received;
- (d) the date and place of death of the person whose body was received;
- (e) the date and time the body was removed from the school for disposal;
- (f) the name of the person by whom the body was removed;
- (g) the date, place and method of disposal of the body.

(3) The particulars specified in subsection (2)(a) to (d) are to be entered in the register immediately after the body is received.

(4) The particulars specified in subsection (2)(e) to (g) are to be entered in the register within 5 working days of the disposal of the body.

(5) The person in charge must produce the register for inspection when required by an inspector appointed under section 38 (Inspectors of schools of anatomy) of the Act.

Maximum penalty—10 penalty units.

ENDNOTES

1 Index to endnotes

| | Page |
|---|------|
| 2 Date to which amendments incorporated | 6 |
| 3 Key | 6 |
| 4 Table of earlier reprints | 7 |
| 5 List of legislation | 7 |
| 6 List of annotations | 7 |

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 7 March 2002. Future amendments of the Transplantation and Anatomy Regulation 1994 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

| Key | Explanation | Key | Explanation |
|--------|--------------------------------|--------|---|
| AIA | = Acts Interpretation Act 1954 | prev | = previous |
| amd | = amended | (prev) | = previously |
| amdt | = amendment | proc | = proclamation |
| ch | = chapter | prov | = provision |
| def | = definition | pt | = part |
| div | = division | pubd | = published |
| exp | = expires/expired | R[X] | = Reprint No.[X] |
| gaz | = gazette | RA | = Reprints Act 1992 |
| hdg | = heading | reloc | = relocated |
| ins | = inserted | renum | = renumbered |
| lap | = lapsed | rep | = repealed |
| notfd | = notified | s | = section |
| o in c | = order in council | sch | = schedule |
| om | = omitted | sdiv | = subdivision |
| orig | = original | SIA | = Statutory Instruments Act 1992 |
| p | = page | SIR | = Statutory Instruments Regulation 1992 |
| para | = paragraph | SL | = subordinate legislation |
| prec | = preceding | sub | = substituted |
| pres | = present | unnum | = unnumbered |

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

| Reprint No. | Amendments included | Reprint date |
|-------------|---------------------|---------------|
| 1 | none | 14 April 1994 |

5 List of legislation

Transplantation and Anatomy Regulation 1994 SL No. 85

made by the Governor in Council on 10 March 1994
notfd gaz 11 March 1994 pp 986–8
ss 1–2 commenced on date of notification
remaining provisions commenced 14 March 1994 (see s 2)
exp 1 September 2004 (see SIA s 54)

amending legislation—

Medical Practitioners Registration Regulation 2002 SL No. 31 ss 1–2, 16 sch 4

notfd gaz 1 March 2002 pp 850–2
ss 1–2 commenced on date of notification
remaining provisions commenced 1 March 2002 (see s 2)

6 List of annotations

Repeal of regulation

s 3 om R1 (see RA s 40)

Prescribed qualification of medical practitioner certifying death

s 5 amd 2002 SL No. 31 s 16 sch 4 (amdt 1 could not be given effect)