

# Termination of Pregnancy Act 2018

Explanatory notes for SL 2018 No. 186

made under the

*Termination of Pregnancy Act 2018*

## General Outline

### Short title

Proclamation for the *Termination of Pregnancy Act 2018*

### Authorising law

Section 2 of the *Termination of Pregnancy Act 2018*

### Policy objectives and the reasons for them

The objective of the Proclamation is to commence the *Termination of Pregnancy Act 2018* (the Act).

The Act enables reasonable and safe access to terminations of pregnancy and regulates the conduct of registered health practitioners in relation to terminations. It also decriminalises termination of pregnancy by repealing sections 224, 225 and 226 of the *Criminal Code 1899*.

### Achievement of policy objectives

The policy objectives will be achieved by fixing a date of 3 December 2018 for the commencement of the Act.

### Consistency with policy objectives of authorising law

The Proclamation is consistent with the policy objectives of the Act.

### Inconsistency with policy objectives of other legislation

No inconsistencies with the policy objectives of other legislation have been identified.

### Alternative ways of achieving policy objectives

The Proclamation is the only effective means of achieving the policy objectives.

## **Benefits and costs of implementation**

There are no costs arising from the Proclamation.

## **Consistency with fundamental legislative principles**

The Proclamation is consistent with the fundamental legislative principles in section 4 of the *Legislative Standards Act 1992*.

## **Consultation**

Hospital and Health Services have been advised of the proposed commencement date of 3 December 2018.

The Proclamation was assessed by the Department of Health, in accordance with *The Queensland Government Guide to Better Regulation*, as being excluded from regulatory impact assessment on the basis that the Proclamation is of a machinery nature, as it is required to bring sections of an Act into operation. Therefore, consultation with the Office of Best Practice Regulation, Queensland Productivity Commission was not required.