
c2025-090C
LP--Libertarian Party

LEGISLATIVE COUNCIL

Abortion Law Reform Amendment (Health Care Access) Bill 2025

First print

Proposed amendments

- No. 1 **Commencement**
Page 2, clause 2(a), line 6. Omit “one year”. Insert instead “3 years”.
- No. 2 **Purposes of Act**
Page 3, Schedule 1[1], proposed section 3(a1), line 5. Insert “if the services are reasonably able to be provided by a public health organisation” after “State”.
- No. 3 **Conscientious objection**
Page 4, Schedule 1[9] and [10], lines 8–13. Omit all words on the lines.
- No. 4 **Care of person born alive after termination**
Page 4, Schedule 1. Insert after line 13—
 [10A] Section 11
 Omit the section. Insert instead—
 11 Care of person born alive after termination
 (1) This section applies if a termination results in a person being born alive.
 (2) Nothing in this Act prevents the registered health practitioner who performed the termination, or another registered health practitioner present at the time the person is born, from exercising a duty to provide the person with medical care and treatment that is—
 (a) clinically safe, and
 (b) appropriate to the person’s medical condition.
 (3) To avoid doubt, the duty owed by a registered health practitioner to provide medical care and treatment to a person born alive as a result of a termination is no different than the duty owed to provide medical care and treatment to a person born other than as a result of a termination.
- No. 5 **Late term intervention**
Page 4, Schedule 1. Insert after line 13—

[10B] Section 11A

Insert after section 11—

11A Late term intervention

- (1) A medical practitioner must intervene to end the pregnancy of a person who is more than 27 weeks and 6 days pregnant if—
 - (a) the purpose of the intervention is to deliver the foetus alive, and
 - (b) one of the following circumstances exist—
 - (i) the premature delivery is necessary to save the life of the pregnant person or another foetus,
 - (ii) the continuation of the pregnancy would involve significant risk of injury to the physical or mental health of the pregnant person,
 - (iii) there is a case, or significant risk, of serious foetal anomalies associated with the pregnancy,
 - (iv) premature delivery is otherwise medically appropriate.
- (2) The duty owed by a registered health practitioner to provide medical care and treatment to a person foetus referred to in subsection (1) is no different than the duty owed to provide medical care and treatment to a person born prematurely in other circumstances.

No. 6 **Report by Chief Health Officer**

Page 4, Schedule 1. Insert after line 13—

[10C] Section 11B

Insert after section 11—

11B Report by Chief Health Officer

- (1) In each calendar year, the Chief Health Officer must prepare and give to the Minister a report in relation to health services provided in the immediately preceding calendar year in connection with the performance of abortions.
- (2) Subject to subsection (3), the report must contain—
 - (a) demographic and clinical information in relation to each abortion performed in the immediately preceding calendar year, including—
 - (i) the age of the person on whom the abortion was performed, and
 - (ii) the gestational age of the foetus, and
 - (iii) the sex of the foetus, if ascertained, and
 - (b) other information, including data and statistics, of a kind prescribed by the regulations or determined by the Minister.
- (3) A report under this section—
 - (a) must not refer to the particular age of a person on whom an abortion was performed but to an age category including a range of not less than 5 years, and
Examples— age categories of under 15 years of age, 15–19 years of age and similar
 - (b) without limiting paragraph (a), must not refer to the particular gestational age of the foetus but to an age range.
Examples— age categories of 9 weeks or less, 10–13 weeks and similar

-
- (4) The Minister must, within 12 sitting days of the House after the day on which a report is given to the Minister under this section, cause a copy of the report to be laid before each House of Parliament.

No. 7 **Medical practitioners to provide information about terminations**

Page 4, Schedule 1[11], lines 14–15. Omit all words on the lines.