



ANNO TERTIO

ELIZABETHAE II REGINAE

A.D. 1954

No. 12 of 1954

An Act to amend the Anatomy Act, 1884-1934.

[Assented to 21st October, 1954.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Anatomy Act Amendment Act, 1954". Short titles.
- (2) The Anatomy Act, 1884-1934, as amended by this Act, may be cited as the "Anatomy Act, 1884-1954".
- (3) The Anatomy Act, 1884-1934, is hereinafter referred to as "the principal Act".
2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.
3. The long title of the principal Act is amended by inserting at the end thereof the words "and for other purposes". Amendment of long title of principal Act.
4. The following heading and section are enacted and inserted in the principal Act after section 18 thereof :— Enactment of s. 18a of principal Act—

Corneal Grafting.

- 18a. (1) If any person, either in writing at any time or orally in the presence of two or more witnesses during his last illness, has expressed a request that his eyes be used for therapeutic purposes after his death, the person lawfully in possession of his body after his death may,
- Removal of eyes of deceased persons.

unless he has reason to believe that the request was subsequently withdrawn, authorize the removal of the eyes from the body for use for those purposes.

(2) Without prejudice to subsection (1) of this section the person lawfully in possession of the body of a deceased person may authorize the removal of the eyes from the body for the purpose aforesaid unless that person has reason to believe—

(a) that the deceased person had expressed an objection to his eyes being so dealt with after his death, and had not withdrawn it ; or

(b) that the surviving spouse or any surviving relative of the deceased person objects to the deceased person's eyes being so dealt with.

(3) An authority given under this section in respect of a body shall be sufficient authority for the removal of the eyes from that body and their use for the purposes aforesaid ; but no such removal shall be effected except by a legally qualified medical practitioner, who must have satisfied himself by a personal examination of the body that life is extinct.

(4) If the person empowered under this section to give authority for the removal of the eyes from a body has reason to believe that an inquest may be required to be held on the body, he shall not give such authority without the consent of the City Coroner. The City Coroner may give his consent upon such conditions as he thinks proper.

(5) No authority shall be given under this section in respect of a body by a person entrusted by another person with the body for the purpose only of its interment or cremation.

(6) In the case of a body lying in a hospital, any authority under this section may be given—

(a) by the person having the control and management of the hospital ;

(b) by any person authorized in writing by the person having such control and management.

(7) Nothing in this section shall be construed as rendering unlawful any dealing with, or with any part of, the body of a deceased person which would have been lawful if this section had not been passed.

5. The principal Act is amended by inserting between section 18a and section 19 thereof the heading "*Miscellaneous*".

Amendment of
principal Act—
Insertion of
heading.

6. This Act shall come into force three months after the passing of this Act.

Commence-
ment.

In the name and on behalf of Her Majesty, I hereby
assent to this Bill.

J. M. NAPIER, Governor's Deputy.