

**HE403\*****HUMAN TISSUE AND TRANSPLANT ACT 1982**  
**NON-CORONIAL POST-MORTEM EXAMINATIONS**  
**AMENDMENT CODE OF PRACTICE 2008**

Issued by the Executive Director, with the approval of the Minister for Health, under Section 32A (1) of the *Human Tissue and Transplant Act 1982*.

**1. Citation**

This code may be cited as the *Non-Coronial Post-Mortem Examinations Amendment Code of Practice 2008*.

**2. Commencement**

This code comes into operation as follows—

- (a) clauses 1 and 2— on the day on which the code is published in the *Gazette* (“**Gazettal day**”);
- (b) the rest of the clauses— on the day after Gazettal day.

**3. The Code amended**

The amendments in this code are to the *Non-Coronial Post-Mortem Examinations Code of Practice 2007*.

**4. Clause 4 amended**

Clause 4 is amended by deleting the definition of “tissue” and inserting instead—

“ **“tissue”** has the meaning given to that term in the *Human Tissue and Transplant Act 1982* section 3(1). ”.

**5. Clause 16 substituted**

Clause 16 is revoked and the following substituted—

“ (1) The post-mortem co-ordinator shall ensure that there is maintained at the hospital, and kept up to date, in relation to any non-coronial post-mortem examination which is carried out, a register which includes the following information—

- (a) a description of any tissue retained;
- (b) an indication of when the non-coronial post-mortem examination to which the tissue relates was carried out and the deceased person on whom it was carried out;
- (c) an indication of when the approved consent form was signed, and any limitations placed by the senior available next of kin on that retention;
- (d) an indication of any use of that retained tissue (ie for diagnostic purposes and/or non-diagnostic purposes as may have been authorised by the senior available next of kin) and when any such use was completed;
- (e) an indication of when any retained tissue was disposed of by the hospital.

(2) In this clause—

“ **“tissue”** means a whole or a substantial part of a visibly recognisable functional unit of the body such as the brain, heart and liver, but does not include the small tissue samples that are required to be taken for testing by microscopic examination as part of every non-coronial post-mortem examination. ”.

**6. Clause 19 amended**

Clause 19 is amended by—

(a) deleting “Code” where it last appears in subclause (2) and inserting instead—

“clause”, and

(b) deleting subclause (3) and inserting instead –

“ (3) In this clause—

**“the repealed Code”** means the *Non-Coronial Post-Mortem Examinations Code of Practice 2002*;

**“tissue”** has the meaning given to that term in clause 16(2). ”.

Dr MARGARET STEVENS, Acting Executive Director,  
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