

**Human Organ Transplant (Amendment) Act 2004  
(No. 1 of 2004)**

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**REPUBLIC OF SINGAPORE  
GOVERNMENT GAZETTE**

# ACTS SUPPLEMENT

*Published by Authority*

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FRIDAY, FEBRUARY 20

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The following Act was passed by Parliament on 6th January 2004 and assented to by the President on 4th February 2004:—

## HUMAN ORGAN TRANSPLANT (AMENDMENT) ACT 2004

(No. 1 of 2004)

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I assent.

S R NATHAN,  
*President.*  
4th February 2004.

### **Date of Commencement: 1st July 2004**

An Act to amend the Human Organ Transplant Act (Chapter 131A of the 1988 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

### **Short title and commencement**

**1.** This Act may be cited as the Human Organ Transplant (Amendment) Act 2004 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

### **Repeal and re-enactment of long title**

**2.** The long title to the Human Organ Transplant Act (referred to in this Act as the principal Act) is repealed and the following long title substituted therefor:

“An Act to make provision for the removal of organs for transplantation, for the prohibition of trading in organs and blood, and for purposes connected therewith.”.

### **Amendment of section 2**

3. Section 2 of the principal Act is amended —

(a) by deleting the definition of “hospital” and substituting the following definitions:

“ “hospital” means a hospital which is declared by the Minister, by notification in the *Gazette*, to be a hospital for the purposes of this Act or any part thereof;

“licensee”, in relation to a hospital, means the person to whom a licence has been issued under the Private Hospitals and Medical Clinics Act (Cap. 248) in respect of the hospital;

“living donor organ transplant” means the removal of a specified organ from the body of any living person for the purpose of its transplantation into the body of another living person;”;

(b) by deleting the definition of “organ” and substituting the following definitions:

“ “organ” means —

(a) except as provided in paragraph (b), any organ of a human body specified in the First Schedule; and

(b) for the purposes of Parts IV and IVA, any organ of a human body;

“specified organ” means any organ of a human body as specified in the Second Schedule;

“transplant ethics committee”, in relation to a hospital, means a committee of the hospital appointed under section 15B(1).”.

### **Amendment of section 5**

4. Section 5(2) of the principal Act is amended by deleting paragraph (b).

### **Amendment of section 9**

5. Section 9(1) of the principal Act is amended by inserting, immediately after the words “his objection”, the words “in respect of that organ”.

### **Amendment of section 11**

6. Section 11(1) of the principal Act is amended by inserting, immediately after the words “section 9”, the words “in respect of any organ”.

### **Amendment of section 12**

7. Section 12 of the principal Act is amended —

- (a) by inserting, immediately after the words “section 9(1)” in subsection (1)(a) and (b), the words “in respect of that organ”;
- (b) by inserting, immediately after the words “whose objection” in subsection (1)(b), the words “in respect of that organ”;
- (c) by deleting the words “his organ” in subsection (2)(a) and substituting the words “that organ”;
- (d) by deleting the words “16th July 1987” in subsection (2)(a)(i) and substituting the words “the date of commencement of the Human Organ Transplant (Amendment) Act 2003”;
- (e) by deleting the words “his organ” in subsection (2)(b) and (c) and substituting in each case the words “that organ from his body”; and
- (f) by inserting, immediately after the words “whose objection” in subsection (2)(b) and (c), the words “in respect of that organ”.

### **New Part IVA**

8. The principal Act is amended by inserting, immediately after section 15, the following Part:

#### **“PART IVA**

#### **LIVING DONOR ORGAN TRANSPLANTS**

#### **Donation of organs by living persons**

**15A.**—(1) No person shall carry out or cause to be carried out any living donor organ transplant unless —