

No. 40 of 1973

AN ORDINANCE

To prohibit unauthorized Trading in Human Blood.

I, THE GOVERNOR-GENERAL of Australia, acting with the advice of the Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1972*.

Dated this eleventh day of September, 1973.

PAUL HASLUCK
Governor-General.

By His Excellency's Command,

D. EVERINGHAM
Minister of State for Health.

TRADING IN BLOOD (PROHIBITION) ORDINANCE 1973

1. This Ordinance may be cited as the *Trading in Blood (Prohibition) Ordinance 1973*.* Short title.

2. In this Ordinance, unless the contrary intention appears, "blood" Definition.
includes any organ or tissue, including the placenta, of a kind that is suitable as a source from which to derive a constituent of blood for therapeutic use or for the preparation of a substance for therapeutic use.

3. This Ordinance shall be administered by the Minister of State Administra-
tion.
for Health.

4. (1) Subject to this section, a person shall not buy, agree to buy, offer to buy, hold himself out as being willing to buy, or inquire whether a person is willing to sell to the person or another, human blood or the right to take blood from the living body of another person. Buying of
human
blood, &c.

Penalty: Two hundred dollars or imprisonment for six months or both.

(2) Where he considers it desirable by reason of special circumstances so to do, the Minister may, by instrument in writing, authorize a person, subject to such conditions and restrictions as are specified in the instrument, to buy human blood.

* Notified in the *Australian Government Gazette* on 20 September 1973.

(3) Nothing in sub-section (1) applies to or in relation to anything done under and in accordance with an authority granted under sub-section (2).

Advertisements relating to buying human blood, &c.

5. A person shall not—

(a) print or publish in a newspaper or other periodical or in a book;

(b) exhibit to public view; or

(c) deposit in the area, yard, garden or enclosure of a house, an advertisement relating to the buying in Australia of human blood or of the right to take blood from the living bodies of persons unless the proposed advertisement has been approved by the Minister and contains a statement to that effect.

Penalty: Two hundred dollars or imprisonment for six months or both.

Selling of human blood, &c.

6. (1) Subject to this section, a person shall not sell, or agree to sell, human blood (including his own blood) or the right to take blood from his living body.

Penalty: One hundred dollars.

(2) Nothing in sub-section (1) applies to or in relation to a sale or agreement to sell to a person who is, or is reasonably believed by the vendor to be, acting under and in accordance with an authority granted under section 4.