

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF HEALTH

NO. 244

17 MARCH 2017

GENERAL EXPLANATORY NOTE:

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Words in bold type in square brackets indicate omissions from existing enactments.

Words underlined with a solid line indicate insertions in existing enactments.

DEPARTMENT OF HEALTH

No. R

2016

NATIONAL HEALTH ACT, 2003

REGULATIONS REGARDING THE GENERAL CONTROL OF HUMAN BODIES, TISSUE, BLOOD PRODUCTS AND GAMETES: AMENDMENT

The Minister of Health intends, under section 90(1), read with section 68(1) of the National Health Act, 2003 (Act No. 61 of 2003), to make regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations in writing on the proposed amendments to the Director-General: Health, Private Bag X 828, Pretoria, 0001 (for the attention of the Director: Public Entities Governance and Management), within one month from the date of publication of this notice.

SCHEDULE

Definitions

1. In these regulations "the regulations" means the Regulations Regarding the General Control of Human Bodies, Tissue, Blood Products and Gametes

published under Government Gazette No. 35099, Government Notice No. R 180 of 02 March 2012.

2. Amendment of Regulation 2

Regulation 2 is hereby amended by substitution of the following:-

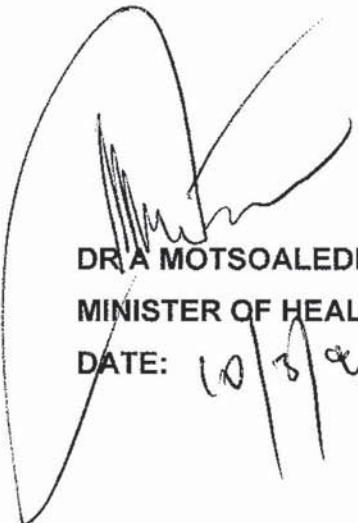
Consent for the removal of tissue, gametes and blood from living persons

2. (1) A person may not remove tissue **[blood]** or gametes from the body of another living person for a purpose referred to in section 54 and regulation 3 unless written consent thereto has been granted as follows-

- (a) when such person is older than 18 years, by that person;
- (b) where such person is younger than 18 years, by the parents or guardians of that person;

[(c) paragraph (b) is not applicable to gametes donors who shall never be younger than 18; and]

(2) A person may not remove blood from the body of another living person for a purpose referred to in section 54 and regulation 3 unless written consent thereto has been granted by a person older than 16 years.



DR A MOTSOLEDI, MP
MINISTER OF HEALTH

DATE: 10/3/2017