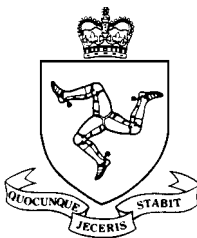


LEGISLATIVE COUNCIL Y Chooneil Slattyssagh



ORDER PAPER Claare Obbyr

DOUGLAS
Tuesday 12th June 2018
at 10.30 am

1. Abortion Reform Bill 2018

Bill for Second Reading and Clauses stage

This Bill was amended in the Keys. An updated version including the Keys amendments is available.

– Mr Henderson

A concatenated list of amendments to be moved at the Clauses stage is attached. This list is complete at the time of publication (7th June 2018). Further amendments may be moved.

JONATHAN KING
Clerk of the Legislative Council
Cleragh y Chooneil Slattyssagh

ABORTION REFORM BILL 2018

CONCATENATED LIST OF AMENDMENTS

AMENDMENTS TO CLAUSE 3

1. Page 9, for lines 19 to 21 (definition of “gestation period”) substitute—

“**gestation period**” means the period of pregnancy calculated—

- (a) in the case of a woman whose menstrual cycle is regular, from the first day of the menstrual period which, in relation to the pregnancy, is the last; and
- (b) in the case of a woman whose menstrual cycle is irregular or who suffers from menstrual disorder, in accordance with an ultrasound scan of the woman’s womb;

<p><i>Example</i> of a menstrual disorder for paragraph (b) of the definition: amenorrhea.</p>
--

(HM Attorney General)

2. Page 9 omit lines 22 and 23 (definition of “health”). (HM Attorney General)

3. Page 10 for line 11 (definition of “relevant product”) substitute—

“**relevant product**” means a medicinal product which is —

- (a) designed or intended to procure the termination of a woman’s pregnancy; and
- (b) prescribed for or supplied to her with a view to the termination of her pregnancy; (HM Attorney General)

4. Page 10, line 29 (definition of “woman”) after “who is” insert “or has been”. (HM Attorney General)

5. Page 10, after line 29 insert—

<p>Note: For the sake of clarity, it does not matter whether the person to whom abortion services are provided self-identifies as a woman, transgender, gender neutral, gender fluid or non-binary.</p>

Miss August-Hanson

AMENDMENT TO CLAUSE 4

6. Page 11, line 5 for “their provision” substitute “the provision of those services”.
Miss August-Hanson

AMENDMENTS TO CLAUSE 6

7. Page 11, line 23 for “14” substitute “12”. (The Lord Bishop)
8. Page 11, line 24 omit “pregnant”. (HM Attorney General)
9. Page 11, line 25 for “15th” substitute “13th”. (The Lord Bishop)
10. Page 11, line 26 for “23rd” substitute “21st”. (The Lord Bishop)
11. Page 11, line 27 omit “pregnant”. (HM Attorney General)
12. Page 11, line 32 omit “pregnant”. (HM Attorney General)
13. Page 11, line 33 for “*in utero*” substitute “in the womb”. (HM Attorney General)
14. Page 12, line 1 omit “pregnant”. (HM Attorney General)
15. Page 12, line 3 omit “pregnant”. (HM Attorney General)
16. Page 12, line 3 after “woman” insert “and the registered medical practitioner attending her”. (The Lord Bishop)
17. Page 12, line 5 for “24th” substitute “22nd”. (The Lord Bishop)
18. Page 12, line 6 for “the request” substitute “request”. (HM Attorney General)
19. Page 12, line 6 omit “pregnant”. (HM Attorney General)
20. Page 12, omit lines 19 and 20. (The Lord Bishop)
In consequence of this amendment, restructure the existing paragraph (d) as a continuous paragraph and omit “or” at the end of line 18.
21. Page 12, line 23 omit “pregnant”. (HM Attorney General)
22. Page 12, line 27 omit “pregnant”. (HM Attorney General)

23. Page 13, line 4 omit “pregnant”. (HM Attorney General)

AMENDMENT TO CLAUSE 7

24. Page 13, line 17 for “a medicinal product to cause the termination of a pregnancy” substitute “a relevant product”. (HM Attorney General)

AMENDMENTS TO CLAUSE 8

25. Page 14, line 3 omit “pregnant”. (HM Attorney General)

26. Page 14, line 4 omit “pregnant”. (HM Attorney General)

27. Page 14, line 8 at the beginning insert “without delay”. (Mrs Lord-Brennan)

28. Page 14, line 8 omit “pregnant”. (HM Attorney General)

AMENDMENTS TO CLAUSE 9

29. Page 14, line 20 for “subsections (2) and (3)” substitute “subsections (2) to (4)”. (HM Attorney General)

30. Page 14, line 23 omit “pregnant”. (HM Attorney General)

31. Page 14, line 31 omit “pregnant”. (HM Attorney General)

32. Page 14, line 37 omit “pregnant”. (HM Attorney General)

33. Page 15, line 3 omit “pregnant”. (HM Attorney General)

34. Page 15, line 10 for “subsection (1), (2) or (3)” substitute “(1), (2) or (4)”. (HM Attorney General)

AMENDMENTS TO CLAUSE 10

35. Page 15, line 14 omit “pregnant”. (HM Attorney General)

36. Page 15, line 16 omit “pregnant”. (HM Attorney General)

AMENDMENTS TO CLAUSE 11

37. Page 15, omit lines 23 to 28. (HM Attorney General)

Renumber the following subsections of the Clause and adjust cross-references accordingly.

38. Page 15 for lines 29 to 32 substitute —

“(2) During the first 12 weeks of the gestation period —

(a) a registered medical practitioner, or

(b) with the consent of such a practitioner, a midwife, nurse or pharmacist—

may prescribe a relevant product for, or supply a relevant product to a woman.”. (The Lord Bishop)

Note: the amendments to the text of page 15, at lines 29 to 32 in the name of HM Attorney General fall if this amendment succeeds.

39. Page 15, lines 29 and 30 for the words from “a registered” to “nurse” substitute “a relevant professional”. (HM Attorney General)

40. Page 15, line 31 omit “pregnant”. (HM Attorney General)

41. Page 15, line 32 omit “pregnant”. (HM Attorney General)

42. Page 15, after line 32 (or the text inserted by amendment 38 if it is successful) insert—

“(3) A person who, under subsection (2), supplies a relevant product to a woman must secure that it is taken by the woman only in the presence of a relevant professional or a pharmacist.”. (The Lord Bishop)

43. Page 15, line 34 omit “pregnant”. (HM Attorney General)

AMENDMENT TO CLAUSE 12

44. Page 16 line 3: renumber the existing text as subsection (1). (Mrs Sharpe)

45. Page 16, lines 4 and 5 for “the medical practitioner, midwife or nurse” substitute “the relevant professional”. (HM Attorney General)

46. Page 16, after line 12 insert —

“Paragraph (b) is subject to subsection (2).

- (2) The Department must issue directions as to the appropriate disposal of the foetus.

This subsection and any directions under it are subject to subsection (3).
Tynwald procedure for directions — approval required. (Mrs Sharpe).

47. Page 16, line 13—

- (a) at the beginning insert “(3)” and
(b) omit “but”. (Mrs Sharpe).

AMENDMENT TO CLAUSE 14

48. Page 17, line 4 omit “pregnant”. (HM Attorney General)

AMENDMENT TO CLAUSE 15

49. Page 17, after line 10 insert the following subsection—

- “(2) In discharging its functions under subsection (1) the Department must have regard to the fact that a woman may need counselling and support some time after the termination as well as in its immediate aftermath.”.
(Miss August-Hanson)

Renumber the succeeding subsection of the Clause and adjust cross-references accordingly.

50. Page 17, after line 12 insert as the next numbered subsection—

- (*) A person providing abortion services must make available to, any woman who requests it, information about the availability of counselling and support. (Mrs Lord Brennan)

Note: the numbering of this subsection is dependent upon the success or failure of the preceding amendment

AMENDMENT TO CLAUSE 16

51. Page 17, line 17 omit “pregnant”. (HM Attorney General)

AMENDMENT TO CLAUSE 17

52. Page 17, omit lines 31 to 36 (paragraph (b) of subsection (1)). (The Lord Bishop)

Note: this amendment falls if amendment 38 is not accepted.

Adjust the numbering of the subsequent paragraphs of the subsection, omit cross-references to the paragraph omitted and adjust other cross-references accordingly

53. Page 18, line 1 after “relevant professional” insert “or pharmacist”. (HM Attorney General)

AMENDMENTS TO CLAUSE 19

54. Page 19, line 10 for “must” substitute “may”. (HM Attorney General)

55. Page 19, line 14 for “must” substitute “may”. (HM Attorney General)

AMENDMENT TO CLAUSE 20

56. Page 19, line 22 for “must” substitute “may”. (HM Attorney General)

AMENDMENT TO CLAUSE 21

57. Page 19, lines 30 and 31 for “a medical practitioner, midwife, nurse or” substitute “a relevant professional, a”. (HM Attorney General)

58. Page 19, line 32 for “must” substitute “may”. (HM Attorney General)

AMENDMENT TO CLAUSE 24

59. Page 21, omit from the beginning of line 19 to “a patient” in line 24. (HM Attorney General).

In consequence of this amendment renumber lines 25 and 26 on that page as paragraph (b) of clause 24(2).

60. Page 21, lines 29 and 30 for “telephone or facsimile” substitute “telephone, facsimile or other specified means”. (Miss August Hanson)

61. Page 21 after line 31 insert—

“Tynwald procedure for regulations under this subsection — approval required.”
(Miss August-Hanson)