

NORTHERN TERRITORY OF AUSTRALIA

TERMINATION OF PREGNANCY LAW REFORM LEGISLATION  
AMENDMENT ACT 2021

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Act No. 26 of 2021

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# NORTHERN TERRITORY OF AUSTRALIA

Act No. 26 of 2021

An Act to amend the *Termination of Pregnancy Law Reform Act 2017*, the *Termination of Pregnancy Law Reform Regulations 2017* and the Criminal Code

[Assented to 15 December 2021]  
[Introduced 27 October 2021]

The Legislative Assembly of the Northern Territory enacts as follows:

## Part 1 Preliminary matters

### 1 Short title

This Act may be cited as the *Termination of Pregnancy Law Reform Legislation Amendment Act 2021*.

### 2 Commencement

This Act commences on the day after the day on which the Administrator's assent to this Act is declared.

## Part 2 Amendment of Termination of Pregnancy Law Reform Act 2017

### 3 Act amended

This Part amends the *Termination of Pregnancy Law Reform Act 2017*.

**4 Section 4 amended (Definitions)**

Section 4, definition *suitably qualified medical practitioner*  
*omit*

**5 Section 7 amended**

(1) Section 7, heading

*omit, insert*

**7 Termination of pregnancy by a medical practitioner at not more than 24 weeks**

(2) Section 7

*omit*

suitably qualified

(3) Section 7

*omit*

14

*insert*

24

**6 Section 9 replaced**

Section 9

*repeal, insert*

**9 Termination of pregnancy by a medical practitioner at more than 24 weeks**

A medical practitioner may perform a termination on a woman who is more than 24 weeks pregnant if:

(a) the medical practitioner has consulted with at least one other medical practitioner who has assessed the woman; and

(b) each medical practitioner considers the termination is appropriate in all the circumstances, having regard to each of the matters mentioned in section 7.

**7 Act further amended**

The Schedule has effect.

**Part 3 Amendment of Termination of Pregnancy Law Reform Regulations 2017****8 Regulations amended**

This Part amends the *Termination of Pregnancy Law Reform Regulations 2017*.

**9 Part 2 repealed**

Part 2

*repeal*

**10 Regulation 8 amended (Prescribed information)**

Regulation 8(1)

*omit, insert*

- (1) For section 17 of the Act, the following information is prescribed:
- (a) the date of birth of the woman who received the termination;
  - (b) whether the woman who received the termination is an Aboriginal person;
  - (c) the region of the usual place of residence of the woman who received the termination;
  - (d) whether a follow up appointment in relation to the termination was arranged;
  - (e) the date the termination was performed or initiated;
  - (f) whether the termination was performed or initiated in an emergency situation under section 10 of the Act;
  - (g) the method of termination;
  - (h) the number of gestational weeks at which the termination was performed or initiated;

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- (i) the full name and provider number of:
    - (i) the medical practitioner who performed or initiated the termination or directed the performance or initiation of the termination; and
    - (ii) for a termination performed at more than 24 gestational weeks – any other medical practitioner who was consulted and who assessed the woman prior to the termination;
  - (j) the location where the termination was performed or initiated;
  - (k) for a termination by surgical procedure, or by a combination of both a surgical procedure and use of a termination drug – the name of the premises where the surgical procedure was performed;
  - (l) for a termination by use of a termination drug – whether the woman who received the termination drug was informed of the requirement to remain within 2 hours driving distance of a hospital.

## Part 4 Consequential amendment of Criminal Code

### 11 Act amended

This Part amends the Criminal Code.

### 12 Section 208A amended (Termination of pregnancy performed by unqualified person)

- (1) Section 208A(5)(a)  
*omit*  
suitably qualified
- (2) Section 208A(6), definition ***suitably qualified medical practitioner***  
*omit*

## Part 5 Repeal

### 13 Repeal of Act

This Act is repealed on the day after it commences.

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**Schedule Act further amended**

section 7

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Provision	Amendment
	<i>omit</i>
sections 8(1), (3)(a) and (4)(a) and 12(1)	suitably qualified
section 13(1)	(including a medical practitioner who is not a suitably qualified medical practitioner)
section 18(2)(f)	whole paragraph

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