

[AS PASSED BY THE SENATE]

A

BILL

further to amend the Transplantation of Human Organs And Tissues Act, 2010.

WHEREAS it is expedient further to amend the Transplantation of Human Organs and Tissues Act, 2010 (VI of 2010) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.** - (1) This Act may be called the Transplantation of Human Organs and Tissues (Amendment) Act, 2022.

(2) It shall come into force at once.

2. **Amendment of Section 4, Act VI of 2010.** - In the Transplantation of Human Organs and Tissues Act, 2010 (VI of 2010), in section 4, after sub section (3), the following shall be inserted, namely:-

"(A) For the purpose of verification of donation, the National Databaser and Registration Authority shall, while issuing National Identity Card, make a provision in its application form, requiring the consent of applicant regarding donation of an organ or tissue in case of death of the donor. "NADRA shall use the donation consent form prepared by the Authority, and in addition to any information sought, it shall contain express consent of the donor and names of one or more organs that he desires to be donated posthumously."

Provided that a donor referred to in sub-section (1) shall have the right to modify his consent or the list of organs to be donated at any time.

Provided further that NADRA shall not charge any fees for issuance of a new ID card, if a person, hitherto a non-donor, during the currency of validity of his NIC, comes forward and express his consent to be a donor of at least one organ,

No person or healthcare facility or any establishment shall entertain a donor or collect a donation unless it is registered with IHRA and Authority, for the purpose.

No organ thus retrieved shall be transplanted further without Authority's approval.

The healthcare professional, who treated the donor, and the healthcare establishment, where the donor passed away, or was brought after his death, shall immediately inform the Authority of the fact, before taking any further action.

Any violation of above shall be an offence-carrying upto ^{seven} 7 years sentence and fine. FIR shall be registered on complaint by HOTA.

Authority's responsibilities should also be detailed-registry of potential recipients, merit based waiting lists, round the clock service etc."

STATEMENT OF OBJECTS AND REASONS

Organ transplantation is the only option to save lives in patients affected by terminal organ failures and improve their quality of life. However, disparity exists between the supply and demand of donated organs that leads to a loss of many lives. The results of organ transplantation may be improved, as consequence of the innovations and improvements by prompt and timely verification and identification of donor after his / her death. For the aforesaid purpose, the amendment in this Act aims at requiring the National Database and Registration Authority to display the consent of potential donor on National Identity Card for identification and apt management of transplantation of Organs and Tissues.

This Bill seeks to achieve the above purpose.

SENATOR SEEMEE EZDI
SENATOR SANA JAMALI
Members in Charge