



BILLE AN tSAMÁRAIGH MHAITH 2005
GOOD SAMARITAN BILL 2005

Mar a tionscnaíodh
As initiated

ARRANGEMENT OF SECTIONS

Section

1. Short title and commencement.
2. Protection from liability.



BILLE AN tSAMÁRAIGH MHAITH 2005
GOOD SAMARITAN BILL 2005

BILL

entitled

5 AN ACT TO PROTECT FROM LIABILITY PERSONS WHO
ACT IN GOOD FAITH TO PROVIDE ASSISTANCE TO A
PERSON WHO IS ILL OR HAS BEEN INJURED AS A
RESULT OF AN ACCIDENT OR EMERGENCY AND FOR
10 THAT PURPOSE TO ALTER THE POSITION AT COM-
MON LAW.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

1.—This Act may be cited as the Good Samaritan Act 2005.

Short title and
commencement.

2.—(1) Notwithstanding the rules of common law, a person other
than a health care professional acting in the course of employment
15 who—

Protection from
liability.

(a) provides emergency first aid assistance to a person who is
ill, injured or unconscious as a result of an accident or
other emergency,

20 (b) provides the assistance at the immediate scene of the acci-
dent or emergency, and

(c) has acted voluntarily and without reasonable expectation
of compensation or reward for providing the services
described,

25 is not liable for damages that result from his or her negligence in
acting or failing to act while providing the services, unless it is estab-
lished that the damages were caused by the gross negligence of the
person.

30 (2) For the purpose of *subsection (1)*, a health care professional
is acting in the course of employment if he or she is providing emer-
gency health care services or first aid assistance to a person who is
ill, injured or unconscious as a result of an accident or other emer-
gency, having been summoned or called to provide services or assist-
ance for payment or reward.