



Human Tissue Act 2004

2004 CHAPTER 30

PART 2

REGULATION OF ACTIVITIES INVOLVING HUMAN TISSUE

Codes of practice

26 Preparation of codes

- (1) The Authority may prepare and issue codes of practice for the purpose of—
 - (a) giving practical guidance to persons carrying on activities within its remit, and
 - (b) laying down the standards expected in relation to the carrying-on of such activities.
- (2) The Authority shall deal under subsection (1) with the following matters—
 - (a) the carrying-out of anatomical examinations;
 - (b) the storage of anatomical specimens;
 - (c) the storage and disposal of former anatomical specimens;
 - (d) the definition of death for the purposes of this Act;
 - (e) communication with the family of the deceased in relation to the making of a post-mortem examination;
 - (f) the making of post-mortem examinations;
 - (g) communication with the family of the deceased in relation to the removal from the body of the deceased, for use for a scheduled purpose, of any relevant material of which the body consists or which it contains;
 - (h) the removal from a human body, for use for a scheduled purpose, of any relevant material of which the body consists or which it contains;
 - (i) the storage for use for a scheduled purpose, and the use for such a purpose, of—
 - (i) the body of a deceased person, or
 - (ii) relevant material which has come from a human body;

Status: This is the original version (as it was originally enacted).

- (j) the storage for use for a scheduled purpose, and the use for such a purpose, of an existing holding within the meaning of section 9;
 - (k) the import, and the export, of—
 - (i) the body of a deceased person, or
 - (ii) relevant material which has come from a human body, for use for a scheduled purpose;
 - (l) the disposal of relevant material which—
 - (i) has been removed from a human body for use for a scheduled purpose, or
 - (ii) has come from a human body and is an existing holding for the purposes of section 9.
- (3) In dealing under subsection (1) with the matters mentioned in subsection (2)(h) and (i), the Authority shall, in particular, deal with consent.
- (4) The Authority shall—
- (a) keep any code of practice under this section under review, and
 - (b) prepare a revised code of practice when appropriate.
- (5) Before preparing a code of practice under this section, the Authority shall—
- (a) consult such persons as it considers appropriate,
 - (b) if the code of practice relates to Wales, consult the National Assembly for Wales, and
 - (c) if the code of practice relates to Northern Ireland, consult the relevant Northern Ireland department.
- (6) The Authority shall publish a code of practice issued under this section in such way as, in its opinion, is likely to bring it to the attention of those interested.
- (7) A code of practice issued under this section shall come into effect on such day as may be appointed by directions.
- (8) Codes of practice under this section may make different provision in relation to England, Wales and Northern Ireland respectively.