

SCHEDULE 4

TRANSITIONAL AND SAVING PROVISIONS

Transitional provisions for licences for storage

3.—(1) Subject to sub-paragraph (2) the provisions of the 1990 Act, as amended by the 2008 Act (including the new definitions of embryos, sperm, eggs and gametes), shall apply to any licence for storage granted under paragraph 2 of Schedule 2 to the 1990 Act (licences for storage) on or before 30th September 2009 (“a relevant storage licence”) as they would apply to a licence for storage granted on or after 1st October 2009.

(2) Where a person has given consent under Schedule 3 to the 1990 Act (consent to use or storage of gametes or embryos) on or before 30th September 2009 in connection with the storage of an embryo or gametes under a relevant storage licence that consent shall be treated as complying with the requirements of paragraphs 1 and 3(2) of Schedule 3 to the 1990 Act as substituted by the 2008 Act .