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SCOTTISH STATUTORY INSTRUMENTS

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**2021 No. 108 (C. 6)**

**HUMAN TISSUE**

**The Human Tissue (Authorisation) (Scotland) Act  
2019 (Commencement No. 2) Regulations 2021**

<i>Made</i>	- - - -	<i>25th February 2021</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>1st March 2021</i>
<i>Coming into force</i>	- -	<i>26th March 2021</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 29(2) of the Human Tissue (Authorisation) (Scotland) Act 2019<sup>(1)</sup>.

**Citation and commencement**

**1.** These Regulations may be cited as the Human Tissue (Authorisation) (Scotland) Act 2019 (Commencement No. 2) Regulations 2021 and come into force on 26 March 2021.

**Appointed Day**

**2.** The day appointed for the coming into force of the Human Tissue (Authorisation) (Scotland) Act 2019, so far as not already in force, is 26 March 2021.

St Andrew's House,  
Edinburgh  
25th February 2021

*JEANE FREEMAN*  
A member of the Scottish Government

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations are the second set of commencement regulations made by the Scottish Ministers under section 29 of the Human Tissue (Authorisation) (Scotland) Act 2019 (“the Act”) and bring into force the provisions of the Act, so far as not already in force, on 26 March 2021 (see article 2). The Act amends the Human Tissue (Scotland) Act 2006 to make provision about duties of the Scottish Ministers in relation to transplantation and pre-death procedures and in relation to the register. The amendments also make provision about the authorisation of removal and use of part of the body of a deceased person.

The commencement of sections 7 and 23 for all purposes has the effect of bringing into force the following regulations—

- The Human Tissue (Excepted Body Parts) (Scotland) Regulations 2020 ([S.S.I. 2020/388](#)),
- The Human Tissue (Authorisation) (Specified Type A Procedures) (Scotland) Regulations 2020 ([S.S.I. 2020/80](#)), and
- The Human Tissue (Authorisation) (Specified Type B Procedures) (Scotland) Regulations 2021.

The Bill for the Act received Royal Assent on 18 July 2019. Sections 25, 26, 29 and 30 came into force the following day.

## NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

*(This note is not part of the Regulations)*

The following provisions of the Human Tissue (Authorisation) (Scotland) Act 2019 have been brought into force by commencement regulations made before the date of these Regulations—

<b><i>Provision</i></b>	<b><i>Date of Commencement</i></b>	<b><i>Instrument. No.</i></b>
Section 1	11 October 2019	<a href="#">S.S.I. 2019/305</a>
Section 7 (partially)	11 October 2019	<a href="#">S.S.I. 2019/305</a>
Section 23 (partially)	11 October 2019	<a href="#">S.S.I. 2019/305</a>