



# Adults with Incapacity (Scotland) Act 2000

2000 asp 4

## PART 7

### MISCELLANEOUS

#### [<sup>F1</sup>84A Application to storage of gametes without adult's consent where adult is incapable

- (1) The storage of gametes under paragraph 10 of Schedule 3 to the Human Fertilisation and Embryology Act 1990 (storage of gametes without patient's consent where patient is incapable) is to be treated as an intervention in the affairs of an adult under this Act.
- (2) Sections 2 to 5, 8, 11, 14 and 85 of this Act apply to a registered medical practitioner's decision under that paragraph as they apply to decisions taken for the purposes of this Act.
- (3) Section 52 of this Act applies to a practitioner's decision under that paragraph as it applies to decisions taken for the purposes of section 47 of this Act.
- (4) Part 5 of this Act (other than section 52) does not apply to the storage of gametes under that paragraph.
- (5) Section 83 of this Act applies to a practitioner's decision under that paragraph as if the practitioner were exercising powers under this Act.
- (6) Nothing in this section authorises any person, other than the person whose gametes are to be stored, to consent to the storage of the gametes.]

#### Textual Amendments

- F1** Ss. 84A, 84B inserted (1.10.2009) by [Human Fertilisation and Embryology Act 2008 \(c. 22\), s. 68\(2\), Sch. 7 para. 18; S.I. 2009/2232, art. 2\(y\)](#)

**Status:**

Point in time view as at 01/10/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the Adults with Incapacity (Scotland) Act 2000, Section 84A.