



Human Tissue (Scotland) Act 2006

2006 asp 4

PART 1

TRANSPLANTATION ETC.

[^{F1}Pre-death procedures relating to transplantation

[^{F1}16C Type B procedures

- (1) The Scottish Ministers may by regulations specify a pre-death procedure or category of pre-death procedure (other than one specified in regulations under section 16B(1)) as a Type B procedure for the purposes of section 16D and 16E.
- (2) Regulations under subsection (1)—
 - (a) may also make provision about—
 - (i) the circumstances in which Type B procedures may be carried out,
 - (ii) the way in which the carrying out of Type B procedures may be authorised,
 - (iii) the process for authorisation of Type B procedures, and
 - (iv) the carrying out of Type B procedures, and
 - (b) may make different provision for different procedures or categories of procedure.
- (3) Regulations under subsection (1) may specify a pre-death procedure (or category of pre-death procedure) as a Type B procedure only if the Scottish Ministers consider that it is appropriate that the procedure or, as the case may be, the category of procedure should be subject to provision mentioned in subsection (2)(a)(i) to (iv).
- (4) Before laying draft regulations under subsection (1) before the Scottish Parliament, the Scottish Ministers must consult such persons as they consider appropriate.]

Textual Amendments

- F1** Ss. 16A-16G and cross-heading inserted (11.10.2019 for specified purposes) by [Human Tissue \(Authorisation\) \(Scotland\) Act 2019 \(asp 11\)](#), **ss. 23(1)**, 29(2); S.S.I. 2019/305, reg. 2(c)

Changes to legislation:

Human Tissue (Scotland) Act 2006, Section 16C is up to date with all changes known to be in force on or before 31 March 2021. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(d)(e) inserted by [2019 asp 11 s. 2\(1\)](#)
- s. 1(1) s. 1 renumbered as s. 1(1) by [2019 asp 11 s. 2\(2\)](#)
- s. 1(2)-(4) inserted by [2019 asp 11 s. 2\(3\)](#)
- s. 2A-2D and cross-heading inserted by [2019 asp 11 s. 3\(2\)](#)
- s. 6(1A) inserted by [2019 asp 11 s. 5\(2\)\(b\)](#)
- s. 6A inserted by [2019 asp 11 s. 5\(4\)](#)
- s. 6B6C inserted by [2019 asp 11 s. 6](#)
- s. 6E inserted by [2019 asp 11 s. 8](#)
- s. 6F inserted by [2019 asp 11 s. 9](#)
- s. 6G inserted by [2019 asp 11 s. 10](#)
- s. 6H inserted by [2019 asp 11 s. 11\(2\)](#)
- s. 6I inserted by [2019 asp 11 s. 12](#)
- s. 8(1A)(1B) inserted by [2019 asp 11 s. 13\(2\)](#)
- s. 8A inserted by [2019 asp 11 s. 13\(4\)](#)
- s. 8B8C inserted by [2019 asp 11 s. 14](#)
- s. 8D inserted by [2019 asp 11 s. 15\(2\)](#)
- s. 9(A1) inserted by [2019 asp 11 s. 4\(3\)\(a\)](#)
- s. 10(A1) inserted by [2019 asp 11 s. 4\(5\)\(a\)](#)
- s. 10(1A)-(1C) inserted by [2019 asp 11 s. 16\(3\)](#)
- s. 10A inserted by [2019 asp 11 s. 17](#)
- s. 10B inserted by [2019 asp 11 s. 18\(3\)](#)
- s. 10C inserted by [2019 asp 11 s. 19\(2\)](#)
- s. 10D inserted by [2019 asp 11 s. 20\(2\)](#)
- s. 11(4)(ab) inserted by [2019 asp 11 s. 22\(5\)\(c\)](#)
- s. 11(4A)-(4C) inserted by [2019 asp 11 s. 22\(6\)](#)
- s. 14(5) words repealed by [2019 asp 11 s. 27\(6\)](#)
- s. 16H16I inserted by [2019 asp 11 s. 24](#)
- s. 16J inserted by [2019 asp 11 s. 27\(2\)](#)
- s. 16K inserted by [2019 asp 11 s. 27\(4\)](#)
- s. 22(1A) inserted by [2019 asp 11 s. 28\(3\)\(e\)\(ii\)](#)
- s. 50(1A) inserted by [2019 asp 11 s. 4\(9\)\(c\)](#)
- s. 59(3)(aa) inserted by [2019 asp 11 s. 3\(3\)](#)
- s. 59(3)(ac) inserted by [2019 asp 11 s. 19\(3\)](#)
- s. 59(3)(ae) inserted by [2019 asp 11 s. 27\(3\)](#)