



Human Tissue (Scotland) Act 2006

2006 asp 4

PART 1

TRANSPLANTATION ETC.

[^{F1}Establishment and maintenance of register

[^{F1}2C Disclosure of information

- (1) The register organisation may disclose information about a person from the Register to—
 - (a) a person listed in subsection (3) for the purpose of enabling or assisting a person listed in subsection (3) to carry out functions under this Part that relate to the removal and use of a part of the body for transplantation,
 - (b) a person operating outwith Scotland for the purpose of enabling or assisting that person to carry out functions that relate to the removal and use of a part of the body for transplantation.
- (2) The power to disclose information about a person from the Register conferred by subsection (1) includes the power to disclose that there is no information kept in the Register about the person.
- (3) The persons are—
 - (a) a registered medical practitioner,
 - (b) a person (or person within a description) authorised under section 11(1)(b),
 - (c) a health worker who is acting in accordance with section 16H or 16I.
- (4) A person who receives information under subsection (1)(a) may, for the purpose of enabling or assisting a person listed in subsection (3) to carry out functions under this Part that relate to the removal and use of a part of the body for transplantation, disclose that information to a person listed in subsection (3) or (5).
- (5) The persons are—
 - (a) in relation to a person who at the relevant time is an adult—
 - (i) the adult's nearest relative,

Changes to legislation: There are currently no known outstanding effects for the Human Tissue (Scotland) Act 2006, Section 2C. (See end of Document for details)

- (ii) any other person who is consulted under section 16H(2)(d) in relation to the adult,
- (b) in relation to a person who at the relevant time is a child—
 - (i) a person who has parental rights and parental responsibilities in relation to the child,
 - (ii) a person mentioned in section 10A(4),
 - (iii) any other person who is consulted under section 16I(2)(b) in relation to the child.]

Textual Amendments

- F1** Ss. 2A-2D and cross-heading inserted (26.3.2021) by [Human Tissue \(Authorisation\) \(Scotland\) Act 2019](#) (asp 11), **ss. 3(2), 29(2)**; S.S.I. 2021/108, reg. 2

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