



# Human Tissue (Scotland) Act 2006

## 2006 asp 4

### PART 3 **S**

#### TISSUE SAMPLE OR ORGANS NO LONGER REQUIRED FOR PROCURATOR FISCAL PURPOSES

#### **46 Authorisation of use etc. after examination: person with parental rights and responsibilities for child under 12 years of age **S****

- (1) A person who immediately before the death of a child who died under 12 years of age had parental rights and parental responsibilities in relation to the child (but who is not a local authority) may authorise one or more of the matters referred to in section 44(1) as respects the deceased child.
- (2) Authorisation by virtue of subsection (1)—
  - (a) must be in writing signed by the person who gives the authorisation in accordance with that subsection and witnessed by 2 witnesses;
  - (b) may be withdrawn in writing so signed and witnessed by one witness.

#### **Commencement Information**

**II** [S. 46](#) in force at 1.9.2006 by [S.S.I. 2006/251](#), [art. 3](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Human Tissue (Scotland) Act 2006, Section 46.