



# Human Tissue (Scotland) Act 2006

## 2006 asp 4

### PART 1

#### TRANSPLANTATION ETC.

*Use of part of body of deceased person for transplantation, research etc.*

#### **10 Authorisation as respects child who dies under 12 years of age**

- (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 removal and use of a part of the body of the child for one or more of the purposes referred to in section 3(1).
- (2) Authorisation by virtue of subsection (1)—
  - (a) must be—
    - (i) in writing and signed; or
    - (ii) expressed verbally,by the person who gives the authorisation in accordance with that subsection;
  - (b) subject to subsection (3), may be withdrawn in writing signed by the person.
- (3) To the extent that authorisation by virtue of subsection (1) is for the purposes of transplantation, it may not be withdrawn.