



## 2016 CHAPTER 18

### PART 8

#### RESEARCH

##### *Approved research projects*

#### **Section 135: exception for urgent treatment**

**136.**—(1) This section applies if—

- (a) section 135 applies;
- (b) treatment is being, or is about to be, provided for P as a matter of urgency; and
- (c) R considers that, having regard to the nature of the research and the particular circumstances of the case—
  - (i) it is also necessary to take action for the purposes of the research as a matter of urgency; but
  - (ii) it is not practicable to consult under section 135.

(2) R may take the action if—

- (a) R has the agreement of a medical practitioner who is not involved in the organisation or conduct of the research project; or
- (b) where it is not practicable in the time available to obtain that agreement, R acts in accordance with a procedure approved by the appropriate body at the time when the research project was approved under section 134.

(3) But R may not continue to act in reliance on subsection (2) if R has reasonable grounds for believing that it is no longer necessary to take the action as a matter of urgency.