



Human Fertilisation and Embryology Act 1990

CHAPTER 37

HUMAN FERTILISATION AND EMBRYOLOGY ACT 1990

Principal terms used

- 1 Meaning of “embryo”, “gamete” and associated expressions
- 2 Other terms

Activities governed by the Act

- 3 Prohibitions in connection with embryos
- 4 Prohibitions in connection with gametes

The Human Fertilisation and Embryology Authority, its functions and procedure

- 5 The Human Fertilisation and Embryology Authority
- 6 Accounts and audit
- 7 Reports to Secretary of State
- 8 General functions of the Authority
- 9 Licence committees and other committees
- 10 Licensing procedure

Scope of licences

- 11 Licences for treatment, storage and research

Licence conditions

- 12 General conditions
- 13 Conditions of licences for treatment
- 14 Conditions of storage licences

15 Conditions of research licences

Grant, revocation and suspension of licences

- 16 Grant of licence
- 17 The person responsible
- 18 Revocation and variation of licence
- 19 Procedure for refusal, variation or revocation of licence
- 20 Appeal to Authority against determinations of licence committee
- 21 Appeals to High Court or Court of Session
- 22 Temporary suspension of licence

Directions and guidance

- 23 Directions: general
- 24 Directions as to particular matters
- 25 Code of practice
- 26 Procedure for approval of code

Status

- 27 Meaning of “mother”
- 28 Meaning of “father”
- 29 Effect of sections 27 and 28
- 30 Parental orders in favour of gamete donors

Information

- 31 The Authority’s register of information
- 32 Information to be provided to Registrar General
- 33 Restrictions on disclosure of information
- 34 Disclosure in interests of justice
- 35 Disclosure in interests of justice: congenital disabilities, etc

Surrogacy

- 36 Amendment of Surrogacy Arrangements Act 1985

Abortion

- 37 Amendment of law relating to termination of pregnancy

Conscientious objection

- 38 Conscientious objection

Enforcement

- 39 Powers of members and employees of Authority
- 40 Power to enter premises

Offences

- 41 Offences
- 42 Consent to prosecution

Miscellaneous and General

- 43 Keeping and examining gametes and embryos in connection with crime,
etc
- 44 Civil liability to child with disability
- 45 Regulations
- 46 Notices
- 47 Index
- 48 Northern Ireland
- 49 Short title, commencement, etc

SCHEDULES**SCHEDULE 1 — The Authority: Supplementary Provisions***Status and capacity*

- 1 The Authority shall not be regarded as the servant or...
- 2 The Authority shall have power to do anything which is...

Expenses

- 3 The Secretary of State may, with the consent of the...

Appointment of members

- 4 (1) All the members of the Authority (including the chairman...

Tenure of office

- 5 (1) Subject to the following provisions of this paragraph, a...

*Disqualification of members of Authority for House
of Commons and Northern Ireland Assembly*

- 6 In Part II of Schedule 1 to the House of...

Remuneration and pensions of members

- 7 (1) The Authority may— (a) pay to the chairman such...

Staff

- 8 (1) The Authority may appoint such employees as it thinks...

Proceedings

- 9 (1) The Authority may regulate its own proceedings, and make...
- 10 (1) A member of the Authority who is in any...
- 11 The validity of any proceedings of the Authority, or of...

Instruments

- 12 The fixing of the seal of the Authority shall be...
- 13 A document purporting to be duly executed under the seal...

Investigation by Parliamentary Commissioner

- 14 The Authority shall be subject to investigation by the Parliamentary...

SCHEDULE 2 — Activities for which licences may be granted*Licences for treatment*

- 1 (1) A licence under this paragraph may authorise any of...

Licences for storage

- 2 (1) A licence under this paragraph or paragraph 1 or...

Licences for research

- 3 (1) A licence under this paragraph may authorise any of...

General

- 4 (1) A licence under this Schedule can only authorise activities...

SCHEDULE 3 — Consents to use of gametes or embryos*Consent*

- 1 A consent under this Schedule must be given in writing...
2 (1) A consent to the use of any embryo must...

Procedure for giving consent

- 3 (1) Before a person gives consent under this Schedule—

Variation and withdrawal of consent

- 4 (1) The terms of any consent under this Schedule may...

Use of gametes for treatment of others

- 5 (1) A person's gametes must not be used for the...

In vitro fertilisation and subsequent use of embryo

- 6 (1) A person's gametes must not be used to bring...

Embryos obtained by lavage, etc.

- 7 (1) An embryo taken from a woman must not be...

Storage of gametes and embryos

- 8 (1) A person's gametes must not be kept in storage...

SCHEDULE 4 — Minor and Consequential Amendments*Family Law Reform Act 1969 (c. 46.)*

- 1 In section 25 of the Family Law Reform Act 1969...

Social Security Act 1975 (c. 14.)

- 2 In section 25(1) of the Social Security Act 1975 (widowed...

Social Security (Northern Ireland) Act 1975 (c. 15.)

- 3 In section 25(1) of the Social Security (Northern Ireland) Act...

Adoption Act 1976 (c. 36.)

- 4 In section 15 of the Adoption Act 1976 (adoption by...

Family Law Reform (Northern Ireland) Order 1977 (S.I. 1977/1250 (N.I. 17))

- 5 In Article 13 of the Family Law Reform (Northern Ireland)...

Adoption (Scotland) Act 1978 (c. 28.)

- 6 In section 15 of the Adoption (Scotland) Act 1978 (adoption...

Adoption (Northern Ireland) Order 1987 (S.I. 1987/2203 (N.I. 22))

- 7 In Article 15 of the Adoption (Northern Ireland) Order 1987...

Human Organ Transplants Act 1989 (c. 31.)

- 8 Sections 27 to 29 of this Act do not apply...

Human Organ Transplants (Northern Ireland) Order 1989

- 9 Sections 27 to 29 of this Act do not apply...