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**Changes to legislation:** Human Tissue Act 2004, Cross Heading: Pre-conditions to grant of licence is up to date with all changes known to be in force on or before 23 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 3

#### LICENCES FOR THE PURPOSES OF SECTION 16

##### *Pre-conditions to grant of licence*

- 6 (1) The Authority may not grant a licence in pursuance of an application unless the following requirements are met.
- (2) The proposed designated individual must—
- (a) be the applicant for the licence, or
  - (b) consent to the application for the licence.
- (3) The Authority must be satisfied that the proposed designated individual—
- (a) is a suitable person to supervise the activity to be authorised by the licence, and
  - (b) will perform the duty under section 18.
- (4) Where the applicant for the licence is not the proposed designated individual, the Authority must be satisfied that the applicant is a suitable person to be the holder of the licence.
- (5) The Authority must be satisfied that the premises in respect of which the licence is to be granted are suitable for the activity to be authorised by the licence.
- (6) A copy of the conditions to be imposed by the licence must have been shown to, and acknowledged in writing by—
- (a) the applicant for the licence, and
  - (b) where different, the proposed designated individual.
- (7) In this paragraph, references to the proposed designated individual are to the individual whom the application proposes the licence designate as the person under whose supervision the activity to be authorised by the licence is to be carried on.

#### **Commencement Information**

- I1** Sch. 3 para. 6 in force at 20.10.2005 for specified purposes by S.I. 2005/2792, art. 2(2)(j)
- I2** Sch. 3 para. 6 in force at 1.3.2006 for specified purposes by S.I. 2006/404, art. 2(3)(4), Sch. (with arts. 4-6)
- I3** Sch. 3 para. 6 in force at 7.4.2006 for specified purposes by S.I. 2006/404, art. 3(3), Sch. (with arts. 4-6)
- I4** Sch. 3 para. 6 in force at 31.7.2006 for specified purposes by S.I. 2006/1997, art. 2, Sch. (with art. 4)
- I5** Sch. 3 para. 6 in force at 1.9.2006 in so far as not already in force by S.I. 2006/1997, art. 3(2) (with arts. 4, 7, 8)

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 29(7) inserted by [2013 anaw 5 s. 15\(4\)\(e\)](#)
- s. 43(5A) inserted by [2009 c. 25 Sch. 21 para. 50](#)