

*These notes relate to the Human Tissue (Scotland) Act 2006
(asp 4) which received Royal Assent on 16 March 2006*

HUMAN TISSUE (SCOTLAND) ACT 2006

EXPLANATORY NOTES

THE ACT – AN OVERVIEW

Part 2: Post-Mortem Examinations

Section 36 – Organ or tissue sample removed before day on which [section 27](#) comes into force

98. [Section 36](#) provides that an organ or tissue sample removed from the body of a deceased person during an examination carried out prior to the authorisation requirements of [section 27](#) coming into force and held immediately before that day for any purpose set out in [section 23\(a\)](#) to (d) can continue to be retained and used for any or all of those purposes. The examination in question must, however, have had the characteristics of a post-mortem examination under the Act.