



Human Tissue Act 2004

2004 CHAPTER 30

PART 1

REMOVAL, STORAGE AND USE OF HUMAN ORGANS AND OTHER TISSUE FOR SCHEDULED PURPOSES

9 Existing holdings

- (1) In its application to the following activities, section 1(1) shall have effect with the omission of the words “if done with appropriate consent”—
 - (a) the storage of an existing holding for use for a purpose specified in Schedule 1;
 - (b) the use of an existing holding for a purpose so specified.
- (2) Subsection (1) does not apply where the existing holding is a body, or separated part of a body, in relation to which section 10(3) or (5) has effect.
- (3) Section 5(1) and (2) shall have effect as if the activities mentioned in subsection (1) were not activities to which section 1(1) applies.
- (4) In this section, “existing holding” means—
 - (a) the body of a deceased person, or
 - (b) relevant material which has come from a human body,
held, immediately before the day on which section 1(1) comes into force, for use for a purpose specified in Schedule 1.

Commencement Information

- I1 S. 9 in force at 20.10.2005 for specified purposes by [S.I. 2005/2792, art. 2\(2\)\(j\)](#)
- I2 S. 9 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:

Human Tissue Act 2004, Section 9 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.

[View outstanding changes](#)

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](#)