



Human Fertilisation and Embryology Act 2008

2008 CHAPTER 22

PART 2

PARENTHOOD IN CASES INVOLVING ASSISTED REPRODUCTION

General

57 Repeals and transitional provision relating to Part 2

- (1) Sections 33 to 48 have effect only in relation to children carried by women as a result of the placing in them of embryos or of sperm and eggs, or their artificial insemination (as the case may be), after the commencement of those sections.
- (2) Sections 27 to 29 of the 1990 Act (which relate to status) do not have effect in relation to children carried by women as a result of the placing in them of embryos or of sperm and eggs, or their artificial insemination (as the case may be), after the commencement of sections 33 to 48.
- (3) Section 30 of the 1990 Act (parental orders in favour of gamete donors) ceases to have effect.
- (4) Subsection (3) does not affect the validity of any order made under section 30 of the 1990 Act before the coming into force of that subsection.

Commencement Information

- II** [S. 57](#) wholly in force at 6.4.2010; [s. 57](#) not in force at Royal Assent see [s. 68](#); [s. 57\(1\)\(2\)](#) in force at 6.4.2009 by [S.I. 2009/479](#), [art. 6\(b\)](#) (with [Sch.](#)); [s. 57](#) in force at 6.4.2010 otherwise by [S.I. 2010/987](#), [art. 2\(e\)](#)

Changes to legislation: Human Fertilisation and Embryology Act 2008, Cross Heading: General is up to date with all changes known to be in force on or before 19 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

58 Interpretation of Part 2

- (1) In this Part “enactment” means an enactment contained in, or in an instrument made under—
 - (a) an Act of Parliament,
 - (b) an Act of the Scottish Parliament,
 - (c) a Measure or Act of the National Assembly for Wales, or
 - (d) Northern Ireland legislation.
- (2) For the purposes of this Part, two persons are within prohibited degrees of relationship if one is the other's parent, grandparent, sister, brother, aunt or uncle; and in this subsection references to relationships—
 - (a) are to relationships of the full blood or half blood or, in the case of an adopted person, such of those relationships as would subsist but for adoption, and
 - (b) include the relationship of a child with his adoptive, or former adoptive, parents,but do not include any other adoptive relationships.
- (3) Other expressions used in this Part and in the 1990 Act have the same meaning in this Part as in that Act.

Commencement Information

I2 S. 58 partly in force; s. 58 not in force at Royal assent see s. 68; s. 58 in force for certain purposes at 6.4.2009 by S.I. 2009/479, art. 5(h) (with Sch.)

Changes to legislation:

Human Fertilisation and Embryology Act 2008, Cross Heading: General is up to date with all changes known to be in force on or before 19 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.

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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. 55(3)(e) and word inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 75\(b\)](#)