

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: Coroners and Justice Act 2009, Cross Heading: Human Tissue Act 2004 (c. 30) 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

SCHEDULES

SCHEDULE 21

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 1

CORONERS ETC

PROSPECTIVE

Human Tissue Act 2004 (c. 30)

- 47 The Human Tissue Act 2004 is amended as follows.
- 48 In section 1 (authorisation of activities for scheduled purposes), in subsection (2), for the words after “shall be lawful” substitute “if done with the appropriate consent and after—
- (a) the confirmation of the cause of death by a medical examiner in accordance with regulations under section 20(1)(f)(i) of the Coroners and Justice Act 2009 or the issue by a medical examiner of a certificate of the cause of death in accordance with regulations under section 20(1)(h)(i) of that Act, or
 - (b) the signing of a certificate under Article 25(2) of the Births and Deaths Registration (Northern Ireland) Order 1976 of the cause of the person's death.”
- 49 (1) Section 5 (prohibition of activities without consent etc) is amended as follows.
- (2) In subsection (3), for the words from “neither” to the end substitute “none of the following has happened in relation to the death of the person concerned—
- (a) the confirmation of the cause of death by a medical examiner in accordance with regulations under section 20(1)(f)(i) of the Coroners and Justice Act 2009 or the issue by a medical examiner of a certificate of the cause of death in accordance with regulations under section 20(1)(h)(i) of that Act;
 - (b) the signing of a certificate under Article 25(2) of the Births and Deaths Registration (Northern Ireland) Order 1976 of the cause of death.”
- (3) In subsection (4)(a)(i), for “a certificate under either of those provisions has been signed in relation to the cause of death of the person concerned” substitute “one of the things mentioned in paragraphs (a) and (b) of that subsection has happened in relation to the death of the person concerned”.
- 50 In section 43 (preservation for transplantation), after subsection (5) insert—

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“(5A) Section 11(2) applies to an act on authority under subsection (1) above as it applies to an act on authority under section 1.”

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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. 11A and cross-heading inserted by [2023 c. 41 Sch. 11 para. 1\(1\)](#)
- Sch. 1A inserted by [2023 c. 41 Sch. 11 para. 1\(2\)](#)