
STATUTORY INSTRUMENTS

2005 No. 2792

**The Human Tissue Act 2004 (Commencement
No.3 and Transitional Provisions) Order 2005**

Appointed day

2.—(1) The provisions of the Act set out in paragraph (2) come into force on 20 October 2005 to the extent specified in that paragraph.

(2) The provisions coming into force on 20 October 2005 are—

- (a) section 32 (prohibition of commercial dealings in human material for transplantation);
- (b) section 51 (offences: Northern Ireland), except the modification made to section 33(6)(a) by section 51(2);
- (c) section 52 (orders and regulations), so far as relevant to the other provisions which this Order brings into force;
- (d) section 54 (general interpretation), so far as relevant to the other provisions which this Order brings into force;
- (e) section 56 (consequential amendments), so far as it brings into effect paragraphs 4 and 7 of Schedule 6 and subject to Article 3(1)(a) of this Order;
- (f) section 57 (repeals and revocations) and Part 1 of Schedule 7 (repeals), to the extent that they repeal—
 - (i) section 1 of the Human Organ Transplants Act 1989⁽¹⁾ (prohibition of commercial dealings in human organs), and
 - (ii) the reference to that section in section 5 of that Act (prosecutions);
- (g) section 57 and Part 2 of Schedule 7 (revocations), to the extent that they revoke—
 - (i) Article 3 of the Human Organ Transplants (Northern Ireland) Order 1989⁽²⁾ (prohibition of commercial dealings in human organs), and
 - (ii) the reference to that Article in Article 6 of that Order (prosecutions);
- (h) paragraph 4 of Schedule 6 to the Act (consequential amendments: Human Organ Transplants Act 1989);
- (i) paragraph 7 of Schedule 6 to the Act (consequential amendments: Asylum and Immigration (Treatment of Claimants Etc.) Act 2004⁽³⁾), subject to Article 3(1)(a) of this Order;
- (j) the remaining provisions of the Act, so far as not already in force, for the purpose only of conferring power to make orders and regulations.

⁽¹⁾ 1989 c. 31.

⁽²⁾ S.I. 1989/2408 (N.I. 21).

⁽³⁾ 2004 c. 19.