

## **Implementation of the Human Tissue (Authorisation) (Scotland) Act 2019**

### **Consultation on Specified Type A Pre-death Procedures**

The 2019 Act introduces a dedicated statutory framework governing the authorisation and carrying out of medical procedures before death, where these are for the purpose of increasing the likelihood of a successful transplantation – termed in the Act as ‘pre-death procedures’.

The 2019 Act establishes two types of pre-death procedures - either ‘Type A’ or ‘Type B’. Type A procedures are those medical procedures which would be considered routine within the context of facilitating donation and transplantation, and are procedures a person may reasonably expect to be carried out by authorising donation, including where that authorisation for donation is deemed.

The Type A consultation seeks views on the list of procedures that will be specified in Regulations. The Type A list has been developed in consultation with representatives of the clinical community working in deceased organ and tissue donation and transplantation.

View the consultation at <https://consult.gov.scot/population-health/human-tissue-regulations-2019/>

**The consultation opened 30 Oct 2019 and closes on 11 Dec 2019.**

Type B procedures, which are those procedures which might be considered to be less routine, or novel, will be consulted on separately in due course.

### **Scotland Opt Out Programme Away Day – 5 December 2019**

NHSBT will lead a programme session on 5 December in Edinburgh to support the planning around implementation of the Scottish legislation.

The leads from each of the workstreams will participate in a full day session to discuss workstream planning and ways of working.

### **Post-2020 Action Plan for Scotland**

- The post 2020 Organ and Tissue Donation and Transplantation Plan for Scotland will focus on the following areas that have already been identified by the Scottish Donation and Transplant Group:
  - To increase donation and/or access to transplantation; or
  - To improve the outcomes from transplantation.

- The plan will outline a number of key actions and recommendations which will complement the objectives proposed for the future UK Strategy.
- Work has commenced on drafting the Scottish plan and the first outline draft will be presented to SDTG at their meeting on 18 December 2019 for their consideration.
- We are working closely with National Services Division (NSD) on their successor to the '[Commissioning Transplantation to 2020](#)' document. A small working group and wider stakeholder group have been established by NSD to take this work forward which will include the development of a Public and Professional Engagement plan and a series of focus groups and a survey to gather views on existing transplant services. The outputs from this work may also help to inform the actions in the Scottish plan.

**Scottish Government  
November 2019**