Licence application assessment report on compliance with HTA licensing standards



Advent Bioservices Ltd Proposed HTA licensing number 22694

Application for a licence under the Human Tissue (Quality and Safety for Human Application) Regulations 2007 (as amended) and under the Human Tissue Act 2004

Licensable activities applied to be carried out by the establishment

Proposed licensed activities

'E' = Establishment applied to be licensed to carry out this activity and will carry it out.

Site	Procurement	Processing	Testing	Storage	Distribution	Import	Export
Advent Bioservices Ltd				Е	Е		

Tissue types applied to be authorised for licensed activities

Applied to be authorised = Establishment to be authorised to carry out this activity and will currently be carrying it out.

Tissue Category;	Procurement	Processing	Testing	Storage	Distribution	Import	Export
Tissue Type							
Mature Cell, MNC;				Applied to be	Applied to be		
PBMC				authorised	authorised		

Mature Cell, Hepatocyte; Hepatocytes (ATMP)		Applied to be authorised	Applied to be authorised	
Progenitor Cell, Haematopoietic, Bone Marrow; Bone Marrow		Applied to be authorised	Applied to be authorised	
Progenitor Cell, Haematopoietic, Bone Marrow; Bone Marrow (ATMP)		Applied to be authorised	Applied to be authorised	
Progenitor Cell, Haematopoietic, PBSC; PBSC		Applied to be authorised	Applied to be authorised	
Progenitor Cell, Haematopoietic, PBSC; PBSC (ATMP)		Applied to be authorised	Applied to be authorised	

Licensed activities – Human Tissue Act 2004

The establishment has applied to be licensed for the storage of relevant material which has come from a human body for use for a scheduled purpose.

Summary of assessment findings

The HTA found the proposed Designated Individual (DI) and the proposed Licence Holder (LH) to be suitable in accordance with the requirements of the legislation.

Compliance with HTA standards

Although the HTA found that Advent Bioservices Ltd (the establishment) had met the majority of the HTA's standards that were assessed, three minor shortfalls were found against standards for Governance and Quality, and Premises, Facilities and Equipment.

The HTA has assessed the establishment as suitable to be licensed for the proposed activities specified, subject to corrective and preventative actions being implemented to meet the shortfalls identified.

Compliance with Human Tissue (Quality and Safety for Human Application) Regulations 2007 Standards (as amended) standards

Standard	Assessment findings	Level of shortfall		
GQ1 All aspects of the establishment's work are supported by ratified documented policies and procedures as part of the governance process.				
b) There are procedures for all licensable activities that ensure integrity of tissue and / or cells and minimise the risk of contamination.	The establishment's standard operating procedures (SOPs) for handling and distributing high-risk samples do not include the additional steps for packing positive samples, as described in the establishment's policy.	Minor		

GQ2 There is a documented system of q	uality management and audit.		İ
b) There is an internal audit system for all licensable activities.	The establishment has not finalised its internal audit schedule.	Minor	

PFE3 There are appropriate facilities for the storage of bodies, body parts, tissues, cells, consumables and records.				
b) There are systems to deal with emergencies on a 24-hour basis.	The establishment does not have a 24-hour alert system in place. While the establishment is in discussion with the external contractor providing the service, there are currently no finalised procedures in place.	Minor		

Advice

The HTA advises the proposed DI to consider the following to further improve practice:

Number	Standard	Advice
1.	GQ1r	The proposed DI is advised to ensure that prior to acceptance of samples for storage, all HTA-related activities such as procurement, testing, processing, import, export and storage of the samples, have been carried out under appropriate HTA licences.
2.	GQ2c	The proposed DI is advised to confirm plans to conduct independent audits every two years as current plans have not been finalised.
3.	GQ4h	The proposed DI should ensure that there are systems in place for the retention of raw data relevant to the Human Tissue (Quality and Safety for Human Application) Regulations 2007 Standards (as amended), or the transfer of relevant data to clients, when tissues and cells are returned following the end of storage at the establishment.

4.	PFE1a	The proposed DI is advised to include the establishment's procedures for ongoing servicing and maintenance of the storage facilities as mitigating steps in the risk assessments for equipment failure.
5.	C1b (Human Tissue Act 2004 standards)	The proposed DI should put in place procedures to ensure that only relevant material that has valid and informed consent for use for the scheduled purpose is accepted for storage at the establishment.
6.	T1c (Human Tissue Act 2004 standards)	The proposed DI is advised to ensure that there are systems in place to be alerted when recognised research ethics committee (REC) approval expires for samples stored under a REC approved project. This is to ensure samples are appropriately governed under the establishment's HTA licence following REC expiry if there are different governance protocols in place.
7.	-	The proposed DI is advised to review all documents to ensure they refer to the Human Tissue (Quality and Safety for Human Application) Regulations 2007 (as amended) and the Human Tissue Act 2004, as necessary.

Background

The establishment has applied to be licensed for the storage and distribution of tissues and cells as an offsite storage provider, as well as for contingency storage. The establishment will store tissues and cells intended for both human application and further manufacture into Advanced Therapy Medicinal Products. The tissues and cells will be stored in vapour phase liquid nitrogen dewars and -80°C freezers. The establishment also intends to offer off-site storage services to research establishments for the storage of relevant material for the scheduled purpose of research under the Human Tissue Act 2004.

The establishment has applied for a MHRA licence as the establishment also develops and manufactures medicinal products.

Description of activities undertaken during the assessment

The HTA's regulatory requirements are set out in Appendix 1. There was no on-site visit undertaken during this licence application assessment.

Standards assessed against during desk-based assessment

Standards covered at this assessment are listed in Appendix 3. Any standards that were not applicable to the establishment have been deleted from this table. Any standards that are applicable, but were not covered during the assessment, have been highlighted in grey.

Review of governance documentation

The assessment included a review of policies and SOPs relevant to the establishment's proposed licensable activities, as well as its quality management system (QMS). This included procedures describing receipt, storage, distribution, disposal and incident reporting.

The review of QMS documents included the organisational chart, training program, premises risk assessments and ongoing evaluation of services. The assessment also included a review of a template agreement with clients and the agreement with the courier.

The assessment also included discussions around the establishment's intended activities for the storage of relevant material for the scheduled purpose of research and the proposed storage facilities.

Visual inspection

There was no on-site assessment undertaken and therefore no visual inspection.

Meetings with establishment staff

A desk-based assessment was undertaken which included discussions with the following staff: the proposed DI and Corporate Licence Holder contact (CLHc).

Report sent to proposed DI for factual accuracy: 25 August 2021

Report returned from proposed DI: 26 August 2021

Final report issued: 20 September 2021

Completion of corrective and preventative actions (CAPA) plan

Based on information provided, the HTA is satisfied that the establishment has completed the agreed actions in the CAPA plan and in doing so has taken sufficient action to correct all shortfalls addressed in the Virtual Regulatory Assessment Report.

Date: 25 October 2021

Appendix 1: The HTA's regulatory requirements

The HTA must assure itself that the DI, Licence Holder, premises and practices are suitable.

The statutory duties of the DI are set down in Section 18 of the Human Tissue Act 2004. They are to secure that:

- the other persons to whom the licence applies are suitable persons to participate in the carrying-on of the licensed activity;
- suitable practices are used in the course of carrying on that activity; and
- the conditions of the licence are complied with.

The HTA developed its licensing standards with input from its stakeholders. They are designed to ensure the safe and ethical use of human tissue and the dignified and respectful treatment of the deceased. The HTA inspects the establishments it licences against four groups of standards:

- consent
- governance and quality systems
- premises facilities and equipment
- disposal.

This is an exception-based report: only those standards that have been assessed as not met are included. Where the HTA determines that a standard is not met, the level of the shortfall is classified as 'Critical', 'Major' or 'Minor' (see Appendix 2: Classification of the level of shortfall). Where HTA standards are fully met, but the HTA has identified an area of practice that could be further improved, advice is given to the DI.

Reports of HTA inspections carried out from 1 November 2010 are published on the HTA's website.

Appendix 2: Classification of the level of shortfall (HA)

Where the HTA determines that a licensing standard is not met, the improvements required will be stated and the level of the shortfall will be classified as 'Critical', 'Major' or 'Minor'. Where the HTA is not presented with evidence that an establishment meets the requirements of an expected standard, it works on the premise that a lack of evidence indicates a shortfall.

The action an establishment will be required to make following the identification of a shortfall is based on the HTA's assessment of risk of harm and/or a breach of the Human Tissue Act 2004, Human Tissue (Quality and Safety for Human Application) Regulations 2007, or associated Directions.

1. Critical shortfall:

A shortfall which poses a significant direct risk of causing harm to a recipient patient or to a living donor,

or

A number of 'major' shortfalls, none of which is critical on its own, but viewed cumulatively represent a systemic failure and therefore are considered 'critical'.

A critical shortfall may result in one or more of the following:

- A notice of proposal being issued to revoke the licence;
- Some or all of the licensable activity at the establishment ceasing with immediate effect until a corrective action plan is developed, agreed by the HTA and implemented;
- · A notice of suspension of licensable activities;
- Additional conditions being proposed, or;
- Directions being issued requiring specific action to be taken straightaway.

2. Major shortfall:

A non-critical shortfall.

A shortfall in the carrying out of licensable activities which poses an indirect risk to the safety of a donor or a recipient

or

A shortfall in the establishment's quality and safety procedures which poses an indirect risk to the safety of a donor or a recipient;

or

A shortfall which indicates a major deviation from the Human Tissue (Quality and Safety for Human Application) Regulations 2007 or the HTA Directions;

or

A shortfall which indicates a failure to carry out satisfactory procedures for the release of tissues and cells or a failure on the part of the designated individual to fulfil his or her legal duties;

or

A combination of several 'minor' shortfalls, none of which is major on its own, but which, viewed cumulatively, could constitute a major shortfall by adversely affecting the quality and safety of the tissues and cells.

In response to a major shortfall, an establishment is expected to implement corrective and preventative actions within 1-2 months of the issue of the final inspection report. Major shortfalls pose a higher level of risk and therefore a shorter deadline is given, compared to minor shortfalls, to ensure the level of risk is reduced in an appropriate timeframe.

Minor shortfall:

A shortfall which cannot be classified as either critical or major and, which can be addressed by further development by the establishment.

This category of shortfall requires the development of a corrective action plan, the results of which will usually be assessed by the HTA either by desk based review or at the time of the next inspection.

In response to a minor shortfall, an establishment is expected to implement corrective and preventative actions within 3-4 months of the issue of the final inspection report.

Follow up actions

A template corrective and preventative action plan will be sent as a separate Word document with the final inspection report. Establishments must complete this template and return it to the HTA within 14 days of the issue of the final report.

Based on the level of the shortfall, the HTA will consider the most suitable type of follow-up of the completion of the corrective and preventative action plan. This may include a combination of

- a follow-up site-visit inspection;
- a request for information that shows completion of actions;
- monitoring of the action plan completion, or;
- follow up at next routine site-visit inspection.

After an assessment of your proposed action plan you will be notified of the follow-up approach the HTA will take.

Appendix 3: HTA Standards

Human Tissue (Quality and Safety for Human Application) Regulations 2007 Standards (as amended)

Governance and Quality

GQ1 All aspects of the establishment's work are supported by ratified documented policies and procedures as part of the overall governance process.

- a) There is an organisational chart clearly defining the lines of accountability and reporting relationships.
- b) There are procedures for all licensable activities that ensure integrity of tissue and / or cells and minimise the risk of contamination.
- c) There are regular governance meetings, for example health and safety, risk management and clinical governance committees, which are recorded by agendas and minutes.
- d) There is a document control system to ensure that changes to documents are reviewed, approved, dated and documented by an authorised person and only current documents are in use.
- g) There are procedures to ensure that an authorised person verifies that tissues and / or cells received by the establishment meet required specifications.
- h) There are procedures for the management and quarantine of non-conforming consignments or those with incomplete test results, to ensure no risk of cross contamination.
- I) There are procedures to ensure that in the event of termination of activities for whatever reason, stored tissues and / or cells are transferred to another licensed establishment or establishments.
- o) There is a complaints system in place.
- p) There are written agreements with third parties whenever an activity takes place that has the potential to influence the quality and safety of human tissues and / or cells.
- q) There is a record of agreements established with third parties.

- r) Third party agreements specify the responsibilities of the third party and meet the requirements set out in Directions 002/2018.
- s) Third party agreements specify that the third party will inform the establishment in the event of a serious adverse reaction or event.
- t) There are procedures for the re-provision of service in an emergency.

GQ2 There is a documented system of quality management and audit.

- a) There is a quality management system which ensures continuous and systematic improvement.
- b) There is an internal audit system for all licensable activities.
- c) An audit is conducted in an independent manner at least every two years to verify compliance with protocols and HTA standards, and any findings and corrective actions are documented.
- d) Processes affecting the quality and safety of tissues and / or cells are validated and undergo regular evaluation to ensure they continue to achieve the intended results.

GQ3 Staff are appropriately qualified and trained in techniques relevant to their work and are continuously updating their skills.

- a) There are clearly documented job descriptions for all staff.
- b) There are orientation and induction programmes for new staff.
- c) There are continuous professional development (CPD) plans for staff and attendance at training is recorded.
- d) There is annual documented mandatory training (e.g. health and safety and fire).
- e) Personnel are trained in all tasks relevant to their work and their competence is recorded.
- f) There is a documented training programme that ensures that staff have adequate knowledge of the scientific and ethical principles relevant to their work, and the regulatory context.
- g) There is a documented training programme that ensures that staff understand the organisational structure and the quality systems used within the establishment.

- h) There is a system of staff appraisal.
- i) Where appropriate, staff are registered with a professional or statutory body.
- j) There are training and reference manuals available.
- k) The establishment is sufficiently staffed to carry out its activities.

GQ4 There is a systematic and planned approach to the management of records.

- a) There are procedures for the creation, identification, maintenance, access, amendment, retention and destruction of records.
- b) There is a system for the regular audit of records and their content to check for completeness, legibility and accuracy and to resolve any discrepancies found.
- c) Written records are legible and indelible. Records kept in other formats such as computerised records are stored on a validated system.
- d) There is a system for back-up / recovery in the event of loss of computerised records.
- e) The establishment keeps a register of the types and quantities of tissues and / or cells that are procured, tested, preserved, processed, stored and distributed or otherwise disposed of, and on the origin and destination of tissues and cells intended for human application.
- f) There are procedures to ensure that donor documentation, as specified by Directions 002/2018, is collected and maintained.
- g) There is a system to ensure records are secure and that donor confidentiality is maintained in accordance with Directions 002/2018.
- h) Raw data which are critical to the safety and quality of tissues and cells are kept for 10 years after the use, expiry date or disposal of tissues and / or cells.
- i) The minimum data to ensure traceability from donor to recipient as required by Directions 002/2018 are kept for 30 years after the use, expiry or disposal of tissues and / or cells.
- j) Records are kept of products and material coming into contact with the tissues and / or cells.
- k) There are documented agreements with end users to ensure they record and store the data required by Directions 002/2018.

- I) The establishment records the acceptance or rejection of tissue and / or cells that it receives and in the case of rejection why this rejection occurred.
- m) In the event of termination of activities of the establishment a contingency plan to ensure records of traceability are maintained for 10 or 30 years as required.

GQ5 There are documented procedures for donor selection and exclusion, including donor criteria.

d) There is a system in place either at the establishment or at a third party acting on its behalf to record results of donor selection and associated tests.

GQ6 A coding and records system facilitates traceability of tissues and / or cells, ensuring a robust audit trail.

- a) There is a donor identification system which assigns a unique code to each donation and to each of the products associated with it.
- b) An audit trail is maintained, which includes details of when the tissues and / or cells were acquired and from where, the uses to which the tissues and / or cells were put, when the tissues and / or cells were transferred elsewhere and to whom.
- c) The establishment has procedures to ensure that tissues and / or cells imported, procured, processed, stored, distributed and exported are traceable from donor to recipient and vice versa.

GQ7 There are systems to ensure that all adverse events, reactions and/or incidents are investigated promptly.

- a) There are procedures for the identification, reporting, investigation and recording of adverse events and reactions, including documentation of any corrective or preventative actions.
- b) There is a system to receive and distribute national and local information (e.g. HTA regulatory alerts) and notify the HTA and other establishments as necessary of serious adverse events or reactions.
- c) The responsibilities of personnel investigating adverse events and reactions are clearly defined.
- d) There are procedures to identify and decide the fate of tissues and / or cells affected by an adverse event, reaction or deviation from the required quality and safety standards.
- e) In the event of a recall, there are personnel authorised within the establishment to assess the need for a recall and if appropriate initiate and

coordinate a recall.

f) There is an effective, documented recall procedure which includes a description of responsibilities and actions to be taken in the event of a recall including notification of the HTA and pre-defined times in which actions must be taken.

GQ8 Risk assessments of the establishment's practices and processes are completed regularly and are recorded and monitored appropriately.

- a) There are documented risk assessments for all practices and processes.
- b) Risk assessments are reviewed regularly, as a minimum annually or when any changes are made that may affect the quality and safety of tissues and cells.
- c) Staff can access risk assessments and are made aware of local hazards at training.

Premises, Facilities and Equipment

PFE1 The premises are fit for purpose.

- a) A risk assessment has been carried out of the premises to ensure that they are fit for purpose.
- b) There are procedures to review and maintain the safety of staff, visitors and patients.
- c) The premises have sufficient space for procedures to be carried out safely and efficiently.
- e) There are procedures to ensure that the premises are secure and confidentiality is maintained.
- f) There is access to a nominated, registered medical practitioner and / or a scientific advisor to provide advice and oversee the establishment's medical and scientific activities.

PFE2 Environmental controls are in place to avoid potential contamination.

a) Tissues and / or cells stored in quarantine are stored separately from tissue and / or cells that have been released from quarantine.

- c) There are procedures for cleaning and decontamination.
- d) Staff are provided with appropriate protective clothing and equipment that minimise the risk of contamination of tissue and / or cells and the risk of infection to themselves.

PFE3 There are appropriate facilities for the storage of tissues and / or cells, consumables and records.

- a) Tissues, cells, consumables and records are stored in secure environments and precautions are taken to minimise risk of damage, theft or contamination.
- b) There are systems to deal with emergencies on a 24 hour basis.
- c) Tissues and / or cells are stored in controlled, monitored and recorded conditions that maintain tissue and / or cell integrity.
- d) There is a documented, specified maximum storage period for tissues and / or cells.

PFE4 Systems are in place to protect the quality and integrity of tissues and / or cells during transport and delivery to its destination.

- a) There is a system to ensure tissue and / or cells are not distributed until they meet the standards laid down by Directions 001/2021.
- b) There are procedures for the transport of tissues and / or cells which reflect identified risks associated with transport.
- c) There is a system to ensure that traceability of tissues and / or cells is maintained during transport.
- d) Records are kept of transportation and delivery.
- e) Tissues and / or cells are packaged and transported in a manner and under conditions that minimise the risk of contamination and ensure their safety and quality.
- f) There are third party agreements with courier or transport companies to ensure that any specific transport conditions required are maintained.
- g) Critical transport conditions required to maintain the properties of tissue and / or cells are defined and documented.
- h) Packaging and containers used for transportation are validated to ensure they are fit for purpose.

j) Shipping packaging containing tissues and / or cells is labelled with the information required by Directions.

PFE5 Equipment is appropriate for use, maintained, quality assured, validated and where appropriate monitored.

- a) Critical equipment and technical devices are identified, validated, regularly inspected and records are maintained.
- b) Critical equipment is maintained and serviced in accordance with the manufacturer's instructions.
- c) Equipment affecting critical processes and storage parameters is identified and monitored to detect malfunctions and defects and procedures are in place to take any corrective actions.
- d) New and repaired equipment is validated before use and this is documented.
- e) There are documented agreements with maintenance companies.
- f) Cleaning, disinfection and sanitation of critical equipment is performed regularly and this is recorded.
- h) Users have access to instructions for equipment and receive training in the use of equipment and maintenance where appropriate.
- i) Staff are aware of how to report an equipment problem.
- j) For each critical process, the materials, equipment and personnel are identified and documented.
- k) There are contingency plans for equipment failure.

Disposal

D1 There is a clear and sensitive policy for disposing of tissues and / or cells.

- a) The disposal policy complies with HTA's Codes of Practice.
- b) The disposal procedure complies with Health and Safety recommendations.
- c) There is a documented procedure on disposal which ensures that there is no cross contamination.

D2 The reasons for disposal and the methods used are carefully documented.

- a) There is a procedure for tracking the disposal of tissue and / or cells that details the method and reason for disposal.
- b) Disposal arrangements reflect (where applicable) the consent given for disposal.

Human Tissue Act 2004 Standards

Consent standards

C1 Consent is obtained in accordance with the requirements of the Human Tissue Act 2004 (HT Act) and as set out in the code of practice

- a) Consent forms are available to those using or releasing relevant material for a scheduled purpose.
- b) Where applicable, there are agreements with other parties to ensure that consent is obtained in accordance with the requirements of the HT Act and the HTA's Codes of Practice.

Governance and quality system standards

GQ1 All aspects of the establishments work are governed by documented policies and procedures as part of the overall governance process

- a) Ratified, documented and up-to-date policies and procedures are in place, covering all licensable activities.
- b) There is a document control system.
- c) There are change control mechanisms for the implementation of new operational procedures.
- d) Matters relating to HTA-licensed activities are discussed at regular governance meetings, involving establishment staff.
- e) There is a system for managing complaints.

GQ2 There is a documented system of audit

- a) There is a documented schedule of audits covering licensable activities.
- b) Audit findings include who is responsible for follow-up actions and the timeframes for completing these.

GQ3 Staff are appropriately qualified and trained in techniques relevant to their work and are continuously updating their skills

- a) Qualifications of staff and all training are recorded, records showing attendance at training.
- b) There are documented induction training programmes for new staff.
- c) Training provisions include those for visiting staff.
- d) Staff have appraisals and personal development plans.

GQ4 There is a systematic and planned approach to the management of records

- a) There are suitable systems for the creation, review, amendment, retention and destruction of records.
- b) There are provisions for back-up / recovery in the event of loss of records.
- c) Systems ensure data protection, confidentiality and public disclosure (whistleblowing).

GQ5 There are systems to ensure that all adverse events are investigated promptly

- a) Staff are instructed in how to use incident reporting systems.
- b) Effective corrective and preventive actions are taken where necessary and improvements in practice are made.

GQ6 Risk assessments of the establishment's practices and processes are completed regularly, recorded and monitored

- a) There are documented risk assessments for all practices and processes requiring compliance with the HT Act and the HTA's Codes of Practice.
- b) Risk assessments are reviewed regularly.

c) Staff can access risk assessments and are made aware of risks during training.

Traceability standards

T1 A coding and records system facilitates the traceability of bodies and human tissue, ensuring a robust audit trail

- a) There is an identification system which assigns a unique code to each donation and to each of the products associated with it.
- b) A register of donated material, and the associated products where relevant, is maintained.
- c) An audit trail is maintained, which includes details of: when and where the bodies or tissue were acquired and received; the consent obtained; all sample storage locations; the uses to which any material was put; when and where the material was transferred, and to whom.
- d) A system is in place to ensure that traceability of relevant material is maintained during transport.
- e) Records of transportation and delivery are kept.
- f) Records of any agreements with courier or transport companies are kept.
- g) Records of any agreements with recipients of relevant material are kept.

T2 Bodies and human tissue are disposed of in an appropriate manner

- a) Disposal is carried out in accordance with the HTA's Codes of Practice.
- b) The date, reason for disposal and the method used are documented.

Premises, facilities and equipment standards

PFE1 The premises are secure and fit for purpose

- a) An assessment of the premises has been carried out to ensure that they are appropriate for the purpose.
- b) Arrangements are in place to ensure that the premises are secure and confidentiality is maintained.
- c) There are documented cleaning and decontamination procedures.

PFE2 There are appropriate facilities for the storage of bodies and human tissue

- a) There is sufficient storage capacity.
- c) Storage conditions are monitored, recorded and acted on when required.
- d) There are documented contingency plans in place in case of failure in storage area.

PFE3 Equipment is appropriate for use, maintained, validated and where appropriate monitored

- a) Equipment is subject to recommended calibration, validation, maintenance, monitoring, and records are kept.
- b) Users have access to instructions for equipment and are aware of how to report an equipment problem.
- c) Staff are provided with suitable personal protective equipment.