

Annex C – Consent requirements and good practice

The table below sets out when consent is required and when it is recommended as good practice.

Activity (Consent may be sought for more than one activity at the same time)	Consent required	Consent recommended as good practice	Guidance	
			Code reference	Further guidance
Storage and/or use of tissue from the <u>living</u> for the scheduled purposes of: <ul style="list-style-type: none"> obtaining scientific or medical information which may be relevant to any other person, now or in the future; public display; research; transplantation 	✓		Paragraph 108-109	
Storage and/or use of tissue from the <u>living</u> for research, where the research is ethically approved and the tissue is non-identifiable to the	X	✓	Paragraph 108-109	
Storage and/or use of tissue from the <u>living</u> for the scheduled purposes of: <ul style="list-style-type: none"> clinical audit; education or training relating to human health; performance assessment; public health monitoring; quality assurance 	X		Paragraph 108-109	
Removal, storage and/or use of material from the <u>deceased</u> for any scheduled purpose	✓		Paragraph 76	

Activity (Consent may be sought for more than one activity)	Consent required	Consent recommended as good practice	Guidance	
			Code reference	Further guidance
Diagnosis and treatment	X	Consent is required under the common law for removal of tissue from the living	Paragraph 109-110	Department of Health guidance Reference guide to consent for examination or treatment; DHSSPS Northern Ireland Reference guide to consent for examination, treatment or care; Welsh Assembly Government Guide to consent for examination or treatment
Coroner's post-mortem	X		Code of Practice on Post-mortem	The Cremation (England and Wales) Regulations 2008; HTA Code of Practice on Post-mortem examination
Criminal justice	X		Code of Practice on Post-mortem	Section 39 of the HT Act (Criminal justice purposes)
Making and displaying of images	X	✓	Paragraph 73-75	General Medical Council guidance on making and using visual and audio recordings of patients
Storage and/or use of existing holdings	X		Paragraph 68-72	