

Human Reproductive Cloning Bill [HL]

EXPLANATORY NOTES

Explanatory notes to the Bill, prepared by the Department of Health, are published separately as Bill 57 – EN.

EUROPEAN CONVENTION ON HUMAN RIGHTS

Mr Secretary Milburn has made the following statement under section 19(1)(a) of the Human Rights Act 1998:

In my view the provisions of the Human Reproductive Cloning Bill [HL] are compatible with the Convention rights.

A
B I L L

TO

Prohibit the placing in a woman of a human embryo which has been created otherwise than by fertilisation.

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 The offence

- (1) A person who places in a woman a human embryo which has been created otherwise than by fertilisation is guilty of an offence.
- (2) A person who is guilty of the offence is liable on conviction on indictment to imprisonment for a term not exceeding 10 years or a fine or both. 5
- (3) No proceedings for the offence may be instituted—
 - (a) in England and Wales, except with the consent of the Director of Public Prosecutions;
 - (b) in Northern Ireland, except with the consent of the Director of Public Prosecutions for Northern Ireland. 10

2 Short title and extent

- (1) This Act may be cited as the Human Reproductive Cloning Act 2001.
- (2) This Act extends to Northern Ireland.
- (3) Her Majesty may by Order in Council direct that any of the provisions of this Act are to extend, with such exceptions, adaptations and modifications (if any) as may be specified in the Order, to any of the Channel Islands. 15