

## Proposed Organ and Tissue Donation (Scotland) Bill

#142



**COMPLETE**

Collector: Web Link 1 (Web Link)

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### PAGE 2: Proposed Organ and Tissue Donation (Scotland) Bill Consultation

**Q1: The overarching purpose of my proposal is to move from the current opt-in system to a soft opt-out system of organ donation. Do you support this move? Please indicate "yes/no/undecided" and explain the reasons for your response.**

No,

Please give your reasons for your response:  
I do not feel it is appropriate that the body of a newly dead person should be interfered with without their express consent. It is necessary to balance the rights of the dead person their relatives. For the relatives, this means relieving them of the burden of making difficult decisions about the body at the time of death. If a relative of mine needed a donated organ, I would want it only to come from someone who had expressly given their consent for it to be removed.

**Q2: How essential is it to change the law (from an opt-in to a soft opt-out system) in order to achieve the intended benefits (increased transplant rates, reduced waiting lists)? Are there other (non-legislative) measures that could achieve similar outcomes without the need for legislation?**

I believe the law should not be changed. There are other issues to be considered here apart from increased organ donations.

Continued awareness-raising and publicity can be used to try and increase transplant rates.

**Q3: I believe the role of the family should be limited to being consulted on whether they are aware of any (unregistered) objection by the deceased rather than asking for their consent. Do you agree? Please indicate "yes/no/undecided" and explain the reasons for your response.**

Please give reasons for your response:

The family should not need to be involved at all if the dead person has already given their consent.

**Q4: Do you think an individual should be able to appoint a proxy to the make the final decision regarding transplantation on their behalf? Please indicate "yes/no/undecided" and explain the reasons for your response.**

Yes,

Please give reasons for your response:

This is in keeping with the principle of the dead person having given explicit consent. It is the principle of presumed consent that I do not agree with.

**Q5: My proposal is that only adults should be automatically opted-in to be a donor. Younger persons would have to register to be a donor, by themselves or with parental consent as they currently do. This approach is I believe the best way to safeguard children and young people. Do you agree? Please indicate "yes/no/undecided" and explain the reasons for your response.**

Please give reasons for your response:

Neither children nor adults should be automatically opted-in.

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**Q6: Do you agree the age limit for an adult should be set at 16 years old? Please indicate "yes/no/undecided" and explain the reasons for your response.**

If you answered no, what would you consider a more appropriate age?  
See answer to Q.5

**Q7: Do you agree the soft opt-out system should apply to people who have been resident in Scotland for a minimum period of 1 year prior to their death? Please indicate "yes/no/undecided" and explain the reasons for your response.**

Please give reasons for your response:  
I don't agree with either soft or hard opt-out systems. I would support keeping the present system of opt-in. It may be possible to modify the opt-in system without changing the basic principle, in order to increase transplant rates, but I don't have ideas on how to do this.

**Q8: If you answered no to the above how long, if any, should this period of residency last before they become subject to the soft opt-out system? Would this residency need to be for a continuous period?**

*Respondent skipped this question*

**Q9: Do you think 6 months is a long enough period to run a campaign prior to change over?**

*Respondent skipped this question*

**Q10: What is your assessment of the likely financial implications (if any) of the proposed Bill to you or your organisation? What (if any) other significant financial implications are likely to arise?**

*Respondent skipped this question*

**Q11: Is the proposed Bill likely to have any substantial positive or negative implications for equality? If it is likely to have a substantial negative implication, how might this be minimised or avoided?**

*Respondent skipped this question*

**Q12: Do you have any other comments on or suggestions relevant to the proposal?**

*Respondent skipped this question*

### PAGE 3: Contact Details

**Q13: If you wish your response, or any part of it, to be treated as anonymous and/or confidential, please check the appropriate box. If not, then please go to question 14.**

*Respondent skipped this question*

**Q14: Thank you for completing this survey. Please provide your name and contact details below.**

Name

Company

Address

Address 2

City/Town

State/Province

ZIP/Postal Code

Country

Email Address

