



## **Persons, Parts and Property: How Should We Regulate Human Tissue in the 21st Century?**

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# Persons, Parts and Property: How Should We Regulate Human Tissue in the 21st Century?

## **Persons, Parts and Property: How Should We Regulate Human Tissue in the 21st Century?**

In the UK, the debate over whether human bodies and their parts should be governed by the laws of property has accelerated with the pace of technological change. The common law first recognized that there could be a property interest in human tissue in some circumstances in the early 1900s, but it was not until a string of judicial decisions and statutory regulation in the 1990s and early 2000s that the place of this 'exception' was cemented. The 2009 decision of the Court of Appeal of England and Wales in *Yearworth & Ors v North Bristol NHS Trust* added a new dimension to the debate by supporting a move towards a broader, more principled basis for finding (or rejecting) property rights in human tissue. However, the law relating to property of human bodies and their parts remains highly contested. The contributions in this volume represent a detailed exploration of the salient legal and theoretical puzzles arising out of the body-as-property question. The book contains an exciting and topical collection of essays that will be of interest to medical law scholars.

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