

Annual Report
2016/2017

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# About ECART

The Ethics Committee on Assisted Reproductive Technology (ECART) is the ethics committee for the purposes of the Human Assisted Reproductive Technology Act 2004 ([the HART Act](http://www.legislation.govt.nz/act/public/2004/0092/latest/whole.html#dlm319241)), which aims to secure the benefits of these technologies by promoting and protecting the health, safety, dignity and rights of those involved in them.

Under the HART Act, ECART’s prior approval is required in order to conduct:

human reproductive research (that is, research that involves the creation or use of human gametes, human embryos or hybrid embryos)

assisted reproductive procedures, except those that have been declared to be ‘established procedures’.

ECART reviews applications for human reproductive research and assisted reproductive procedures in accordance with guidelines issued by the Advisory Committee on Assisted Reproductive Technology (ACART).

## Purpose of this report

ECART’s [Terms of Reference](http://www.ecart.health.govt.nz/moh.nsf/indexcm/ecart-aboutus-terms) require it to report annually to the Minister of Health.

This report must include information on ECART’s membership, a summary of the applications reviewed during the year, details of any complaints received (and how they were resolved), and areas of review that caused difficulty in making decisions. The report should also detail the number and type of applications for assisted reproductive procedures and human reproductive research, the date of first review, the final outcome, and the reason for the deferring or declining of any applications.

# Chairperson’s report

I am pleased to present the 12th Annual Report of the Ethics Committee on Assisted Reproductive Technology (ECART), for the year ending 30 June 2017.

## Applications

In 2016/2017, ECART reviewed 73 applications over six meetings; compared with the 2015/2016 year when ECART reviewed 48 applications over five meetings. ECART also reviewed 64 applications to extend the storage period of gametes and embryos beyond their original 10-year limit.

## ACART guidelines

No guidelines were published in 2016/17.

## Additional function

Following a request from fertility clinics to be able to approach ECART for informal advice on established procedures, ECART wrote to the Minister of Health asking for this function to be assigned pursuant to section 28(1)(e) of the HART Act. The Minister agreed to assign this function to ECART and asked for details of such advice to be included in future Annual Reports; these details can be found on page 15 of this report.

## Committee members

I wish to record my gratitude and thanks to all the committee members for their continuing commitment to ECART, without which the committee could not function effectively. I would particularly like to thank Dr Deborah Payne who completed her ECART term this year.



Iris Reuvecamp

**Chairperson**

# Membership and attendance

## Membership

### Lay members

|  |  |
| --- | --- |
|  | **Ms Iris Reuvecamp (Chair)** Membership category: expertise in the lawDate of first appointment: August 2015Current term expires: 3 August 2018Iris is a barrister and solicitor, and has many years of experience specialising in health and disability law in both the United Kingdom and New Zealand. Iris has worked as in-house counsel and as an external adviser for a wide range of health and disability sector clients. Iris currently practises as a sole practitioner at Vida Law.Iris’ practice includes advising on administrative and public law issues; civil litigation and judicial review processes; complaints, inquiries, investigations and inquests; corporate and clinical governance (including conflicts of interest and legal compliance); health sector policy; privacy law; health sector procurement and contracting; health sector employment; mental health; personal welfare and protection of personal and property rights; personal injury, treatment injury and accident compensation; and professional regulation.Iris has a Bachelor of Law (Honours) and a Bachelor of Arts majoring in Psychology and Criminology from Victoria University of Wellington (1998), and a Masters in Bioethics and Health Law (Distinction) from the University of Otago (2012). She is a member of the Institute of Directors (2014) and an associate member of the Arbitrators’ and Mediators’ Institute of New Zealand (2016). She is currently undertaking a Master of Laws at the University of Auckland specialising in human rights. |
| Dr Carolyn Mason | **Dr Carolyn Mason** Membership category: expertise in ethicsDate of first appointment: 21 July 2011Current term expires: 3 August 2018Dr Mason is currently a Lecturer in Ethics at the University of Canterbury (2001-present). Prior to this she was a Lecturer at Lincoln University (2000), and a Science Research Technician (1979-1985). Dr Mason completed a Bachelor of Science in Psychology and Philosophy (1992), a Master of Arts in Philosophy (1999) and a Doctor of Philosophy in Philosophy at the University of Canterbury (2013). Dr Mason was a member and Chair of the Upper South A Regional Ethics Committee (2005-2008), and a member and Deputy Chair of the Canterbury Regional Health and Disability Ethics Committee (2002-2004). She is currently a member of the University of Canterbury Human Ethics Committee.  |
|  | **Ms Judith Charlton**Membership category: expertise in disability perspectiveDate of first appointment: 7 July 2016Current term expires: 30 May 2019Jude was born with a physical disability, and has always been a fighter for disability rights, particularly in relation to access, education, and employment.Jude gained a degree in Sociology and Education, as an adult student at Canterbury University. Since then, she has worked in disability support on campus at CPIT and Lincoln University. During her time on campus, Jude travelled overseas, on a Churchill Fellowship, meeting disabled students, and disability support staff.Her background also includes working as an educator for the Human Rights Commission, and an advocate in the disability sector.Jude has also enjoyed working as a volunteer teaching English to Refugees and Migrants, and was a founding member of the Disabled Persons Assembly.She is currently enjoying semi-retirement and spending time with her grandchildren, while working part time for CCS Disability Action, giving disability awareness presentations to schools and the wider community. |
|  | **Ms Jo Fitzpatrick**Membership category: member with the ability to articulate issues from a consumer or community perspectiveDate of first appointment: 30 May 2013Current term expires: 3 August 2018Jo’s involvement in women’s health provides the foundation for her interest in fertility issues from a consumer perspective. Jo has been the Director at Women’s Health Action Trust, a generalist organisation that has represented the broader constituencies in the fertility debate.The principles that informed the Women’s Health Action Trust submissions in the fertility debate during her time there also form the basis of ECART’s guiding principles. Jo’s role at Women’s Health Action Trust has also afforded her extensive opportunity to represent consumers and articulate issues from a consumer perspective. |
|  | **Ms Michèle Stanton** Membership category: member with the ability to articulate issues from a consumer or community perspective Date of first appointment: 7 July 2016 Current term expires: 7 July 2019Michele is a solicitor with a particular interest in medico-legal and employment law in the health sector.As a Director of Health Professional Legal Services Limited, Michele acts as legal counsel for health professionals on behalf of insurer New Zealand Medical Professionals Ltd. Michele’s work also includes legal and advocacy advice from the NZ Resident Doctors Association, NZ Medical Laboratory Workers Union and APEX.Michele is a member of the Auckland District Law Society Health & Disability Law Committee, and a Board member of the Academic Quality Agency for New Zealand Universities.Michele has served on the Physiotherapy Board of New Zealand, under the Health Practitioners Competence Assurance Act 2003 and is a former member of the UNITEC Research Ethics Committee, and a former lawyer member of Northern X, and Northern A Health and Disability Ethics Committees.Michele has a Diploma in Business Studies from Massey University (1998), and Bachelor of English from the University of Canterbury (1981) a Bachelor of Laws from the University of Canterbury (1984), and a Graduate Diploma in Law from the University of Auckland (1988).Michele’s background includes advocacy, research ethics, occupational regulation and quality assurance in the financial services, education and health sectors. |

### Non-lay members

|  |  |
| --- | --- |
|  | **Dr Freddie Graham** Membership category: expertise in human reproductive proceduresDate of first appointment: 21 July 2011Current term expires: 3 August 2018Dr Freddie Graham is currently an obstetrician and gynaecologist at Fertility Associates. He established New Zealand’s first private fertility clinic, Fertility Associates (1987) and was awarded the Companion of the New Zealand Order of Merit for his services to medicine in 2009. Dr Graham has completed a Bachelor of Medicine and Bachelor of Surgery at London University, a Fellowship of the Royal College of Surgeons from the Royal College of Surgeons of Edinburgh), as well as a Fellowship of the Royal Australian and New Zealand College of Obstetricians and Gynaecologists. |
| DP | **Dr Deborah Payne** Membership category: expertise in assisted reproductive researchDate of first appointment: 1 April 2012Current term expires: March 2016Dr Deborah Payne is a senior lecturer and co-director of the Centre for Midwifery & Women’s Health Research at AUT. She completed her PhD at Massey University in 2003. Deborah has a longstanding interest in women’s health. Recent research projects have explored issues in relation to women and disability, e.g. motherhood and disability; assisted reproductive technologies, e.g. perceptions of short cycle IVF, nurses caring for clients undergoing ART, and embryo donation. Deborah is a member of the Auckland Women’s Health Council. |
|  | **Dr Mary Birdsall** Membership category: member with expertise in assisted reproductive proceduresDate of first appointment: 28 March 2017Current term expires: 28 March 2020Mary is Fertility Associates Group Medical Director and one of the most sought after fertility specialists within New Zealand. Mary is innovative, caring and has a breadth of experience across all aspects of fertility care.Mary specialises in the latest fertility technologies, including egg preservation, genetic screening and has advocated for patients to be able to access new treatments such as ovarian tissue transplants for cancer patients.Mary also publishes regular articles including a regular review in the Fertility Research Review, and is a recognised media spokesperson across all fertility topics. Mary has also published the Fertility Associates book ‘Making Babies’.Mary graduated from Auckland Medical School followed by post-graduate training at National Women's Hospital. She was awarded a Nuffield Scholarship and completed a Masters Degree in Human Reproduction at Oxford University from 1993 to 1996. Mary returned to New Zealand in 1996 and joined Fertility Associates.  |
|  | **Dr Paul Copland**Membership category: expertise in human reproductive researchDate of first appointment: 24 September 2015Current term expires: 3 August 2018Dr Copland has a Bachelor of Science with Honours in Biochemistry from Otago University and completed his Doctoral research on Embryonic Stem Cell Research and the Metaphysics of Identity in 2004.He served two terms as the ethicist member of the Multi Region Ethics Committee (MREC) from 2008-2012 before moving to Australia to manage research ethics committees for a large University.Current research interests include the role of ethics committees in promoting research integrity. |

\* Unless a person sooner vacates their office, every appointed member of ECART shall continue in office until their successor comes into office. (ECART Terms of Reference)

## Attendance

ECART held five meetings in 2016/2017. ECART held five meetings in the year 1 July 2016 to 30 June 2017.

|  |  |  |  |
| --- | --- | --- | --- |
|  |  | **Meeting dates** |  |
|  |  | **7/7/16** | **8/9/16** | **3/11/16** | **16/2/17** | **28/4/17** | **29/6/17** | **Total** |
| **Members** | Ms Iris Reuvecamp (Chair, L) | ü | ü | ü | ü | ü | ü | **6/6** |
| Dr Carolyn Mason (E) | ü | ü | ü | ü | ü | ü | **6/6** |
| Dr Deborah Payne (C) | ü | ü | ü | ü | X | X | **4/6** |
| Dr Freddie Graham (ARP) | ü | ü | ü | ü | ü | ü | **6/6** |
| Ms Michèle Stanton (C) | ü | A | ü | ü | ü | ü | **5/6** |
| Ms Jo Fitzpatrick (C□) | ü | ü | ü | ü | ü | ü | **6/6** |
| Ms Judith Charlton (D) | ü | ü | ü | ü | ü | ü | **6/6** |
| Dr Paul Copland (HRR) | ü | ü | ü | ü | ü | ü | **6/6** |
| Dr Mary Birdsall (ARP) | X | X | X | X | ü | ü | **2/6** |
|  | **Total members attending**  | **8/8** | **7/8** | **8/8** | **8/8** | **8/8** | **8/8** |  |
| **Applications** | Surrogacy | 3 | 7 | 6 | 6 | 5 | 3 | **30** |
| Embryo Donation for Reproductive Purposes | 6 | 2 | 2 |  | 3 | 3 | **17** |
| Donation of Eggs or Sperm between Certain Family Members |  | 1 | 2 |  | 1 | 1 | **7\*** |
| Creation and use, for reproductive purposes, of an embryo created from donated eggs in conjunction with donated sperm | 1 | 1 | 3 | 4 | 3 | 5 | **17\*** |
| Human reproductive research  |  | 2 |  |  |  |  | **2** |
| Preimplantation Genetic Diagnosis  |  |  |  |  |  |  | **0** |
|  | **Total applications reviewed** | **10** | **13** | **13** | **10** | **12** | **12** | **73** |

A = Apologies, ✓ = Present, X = not current member of committee, □ = Māori member

Membership categories:

L = expertise in the law

E = expertise in ethics

D = disability perspectives

C = member with the ability to articulate issues from a consumer or community perspective

ARP = member with expertise in assisted reproductive procedures

HRR = member with expertise in human reproductive research

\* One application for embryo donation for reproductive purposes was considered in between meetings and two applications for donation of eggs or sperm between certain family members were considered in between meetings. These numbers are reflected in the total numbers.

# Applications reviewed

ECART reviewed 73 applications in 2016/2017. These included 17 applications for donated eggs in conjunction with donated sperm, 2 applications for human reproductive research, 7 applications for donation of eggs/sperm between certain family members, 17 applications for embryo donation (including one extension), 30 applications for surrogacy arrangements involving providers of fertility services and no applications for preimplantation genetic diagnosis.

Figure 1: The number and type of applications reviewed by ECART by year, 2007/2008 – 2016/2017

Of the 73 assisted reproductive procedure applications reviewed in 2016/2017, 44 were approved at first review, seven were approved subject to conditions, 20 were deferred, and two were declined.

Of the 20 deferred applications, nineteen were approved on second review and one was withdrawn.

This year, ECART considered 64 storage extension applications. Details can be found on page 20 of this report. This number was a decrease from the previous year when ECART considered 78 applications for extended storage of gametes and embryos.

## Creation and use, for reproductive purposes, of an embryo created from donated eggs in conjunction with donated sperm

In 2016/2017, ECART reviewed 17 applications for the creation and use, for reproductive purposes, of an embryo created from donated eggs in conjunction with donated sperm. This is the sixth year in which ECART has considered this type of application.

As of 1 July 2017, 16 applications were approved, and one application was declined.

For the declined application, ECART noted that the recipient woman had an embryo created from her own eggs and donor sperm in storage. As the recipient woman could use her own embryo, the application did not meet the ACART guideline requirement 3(a)(ii) for ECART, to determine that the intending parent/s have a medical condition that makes the creation and use of an embryo created from donated eggs in conjunction with donated sperm appropriate. The applicant re-applied after using her embryo in treatment without success. ECART approved that application on the basis that the use of donated eggs and sperm was now appropriate given the treatment using the recipient woman’s embryo had been unsuccessful.

Of the 36 currently approved applications of this type there have been three live births in 2016/2017.

The total number of applications reviewed by ECART since 2011 have resulted in 13 births..

Figure 2: Birth outcomes from current applications for the creation and use, for reproductive purposes, of an embryo created from donated eggs in conjunction with donated sperm by year, 2010/2011 – 2016/2017

^ 2011/2012 is the first year that ECART considered this type of application.

## Surrogacy arrangements involving providers of fertility services

In 2016/2017, ECART reviewed 30 applications for surrogacy arrangements involving providers of fertility services.

As of 1 July 2017, 23 of the 30 surrogacy applications received by ECART in 2016/2017 were approved and six applications were approved subject to conditions. One application was deferred and subsequently withdrawn.

Of the 80 currently approved surrogacy applications there were six live births during 2016/2017.

The total number of surrogacy applications approved by ECART since 2005 have resulted in a total of 68 live births.

Figure 3: Birth outcomes from current applications for surrogacy arrangements involving providers of fertility services by year, 2007/2008 – 2016/2017

## Donation of eggs or sperm between certain family members

In 2016/2017, ECART reviewed 7 applications for the donation of eggs or sperm between family members.

As of 1 July 2017, all 7 applications were approved.

Of the 22 currently approved applications of this type, there were two live births during 2016/2017.

The total number of applications for the donation of eggs and sperm between family members approved by ECART have since 2005 have resulted in a total of 53 live births.

Figure 4: Birth outcomes from current applications for the donation of eggs or sperm between certain family members by year, 2007/2008 – 2016/2017

## Embryo donation for reproductive purposes

ECART reviewed 17 applications involving embryo donation for reproductive purposes in 2016/2017, including one extension.

As of 1 July 2017, 15 applications were approved, and one application was approved subject to conditions. One application was declined.

For the declined application, ECART noted that the donor couple were holding back two embryos potentially for their own use. The committee noted that there are risks involved with their decision to withhold two embryos including the difficulty of choosing which two embryos to hold back and what happens if the two selected do not thaw. There is a risk that the donor couple could then change their mind about the donation of their other embryos. Guideline 2(a)(i) of the ACART Guidelines for Embryo Donation for Reproductive Purposes states that ECART must determine that the embryos being donated are surplus to the donors’ reproductive needs. As ECART could not determine this given the conditions the donors had placed on the donation it agreed to decline this application.

Of the 43 currently approved applications for embryo donation there were four live births during 2016/2017.

The total number of embryo donation applications approved by ECART since 2005 have resulted in 38 live births.

Figure 5: Birth outcomes for current applications from embryo donation, by year, 2007/08 – 2016/17

## Storage Extension Applications

This year ECART considered 64 storage extension applications.

At the first review 63 applications were approved and one was deferred.

Figure 6: The number of storage extension applications received for 2013/2014 – 2016/2017

# Issues and complaints

This section outlines issues faced by the Committee during 2016/2017.

## Advice on established procedures

In February 2011, the Minister assigned ECART the function of giving ethical advice on established procedures to fertility clinics when requested by them to do so.

ECART did not consider any established procedures in 2016/17.

## Issues referred to ACART

No issues were referred to ACART in 2016/2017.

## Complaints received

ECART did not receive any complaints during 2016/2017.

# Appendix A – Applications considered by ECART in 2016/2017

| App# | Date of first review | Initial decision | Date of final review | Final decision | Type of procedure | Approval end date | Is treatment finished? |
| --- | --- | --- | --- | --- | --- | --- | --- |
| E11/04 | In between meetings | Approved |   |   | Donation of eggs or sperm between certain family members | 24/03/2020 | Yes |
| E13/35 | 8/09/2016 | Approved |   |   | Extension to embryo donation | 23/09/2019 |   |
| E16/25 | 5/05/2016 | Deferred | 7/07/2016 | Approved | Embryo donation | 25/07/2019 |   |
| E16/37 | 7/07/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 20/07/2019 | Yes |
| E16/40 | 7/07/2016 | Approved |   |   | Embryo donation | 16/08/2019 | Yes |
| E16/41 | 7/07/2016 | Approved |   |   | Clinic-assisted surrogacy | 26/07/2019 | Yes |
| E16/42 | 7/07/2016 | Approved STC |   |   | Embryo donation |   | Yes |
| E16/43 | 7/07/2016 | Approved |   |   | Embryo donation | 20/07/2019 | Yes |
| E16/44 | 7/07/2016 | Deferred |   | Approved | Embryo donation | 22/09/2019 | Yes |
| E16/45 | 7/07/2016 | Approved |   |   | Embryo donation | 26/07/2019 | Yes |
| E16/46 | 7/07/2016 | Approved |   |   | Clinic-assisted surrogacy | 21/07/2019 | Yes |
| E16/47 | 7/07/2016 | Approved |   |   | Clinic-assisted surrogacy | 21/07/2019 | Yes |
| E16/48 | 7/07/2016 | Approved |   |   | Embryo donation | 21/07/2019 | No |
| E16/62 | 8/09/2016 | Deferred |   | Approved | Research | 5/12/2019 |   |
| E16/63 | 8/09/2016 | Deferred |   | Approved | Research | 5/12/2019 |   |
| E16/64 | 8/09/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 21/09/2019 | Yes |
| E16/65 | 8/09/2016 | Approved STC |   | Approved | Clinic-assisted surrogacy | 27/09/2019 | Yes |
| E16/66 | 8/09/2016 | Deferred |   | Approved | Clinic-assisted surrogacy | 29/09/2019 | Yes |
| E16/67 | 8/09/2016 | Approved |   |   | Clinic-assisted surrogacy | 21/09/2019 | Yes |
| E16/68 | 8/09/2016 | Deferred | 17/02/2017 | Approved | Clinic-assisted surrogacy | 7/03/2020 | Yes |
| E16/69 | 8/09/2016 | Deferred | 28/04/2017 | Approved | Embryo donation | 17/07/2020 | Yes |
| E16/70 | 8/09/2016 | Approved |   |   | Clinic-assisted surrogacy | 21/09/2019 | Yes |
| E16/71 | 8/09/2016 | Deferred |   |   | Clinic-assisted surrogacy |   |   |
| E16/72 | 8/09/2016 | Approved |   |   | Clinic-assisted surrogacy | 21/09/2019 | Yes |
| E16/73 | 8/09/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 21/09/2019 | Yes |
| E16/84 | 3/11/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 23/11/2019 | No |
| E16/85 | 3/11/2016 | Approved STC |   | Approved | Clinic-assisted surrogacy | 19/12/2019 | Yes |
| E16/86 | 3/11/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 23/11/2019 | No |
| E16/87 | 3/11/2016 | Approved STC |   |   | Clinic-assisted surrogacy | 23/11/2019 | No |
| E16/88 | 3/11/2016 | Approved |   |   | Clinic-assisted surrogacy | 23/11/2019 | No |
| E16/89 | 3/11/2016 | Approved |   |   | Clinic-assisted surrogacy | 23/11/2019 | Yes |
| E16/90 | 3/11/2016 | Approved |   |   | Embryo donation | 23/11/2019 | Yes |
| E16/91 | 3/11/2016 | Approved |   |   | Embryo donation | 23/11/2019 | Yes |
| E16/92 | 3/11/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 23/11/2019 | Yes |
| E16/93 | 3/11/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 23/11/2019 | Yes |
| E16/94 | 3/11/2016 | Deferred |   | Approved | Clinic-assisted surrogacy | 23/12/2019 | Yes |
| E16/95 | 3/11/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 23/11/2019 | Yes |
| E16/96 | 3/11/2016 | Approved |   |   | Clinic-assisted surrogacy | 23/11/2019 | Yes |
| E17/06 | 16/02/2017 | Deferred |   | Approved | Clinic-assisted surrogacy | 10/05/2020 | Yes |
| E17/07 | 16/02/2017 | Deferred |   | Approved | Clinic-assisted surrogacy | 10/05/2020 | Yes |
| E17/08 | 16/02/2017 | Deferred |   | Approved | Embryo created from donated eggs in conjunction with donated sperm | 27/03/2020 | No |
| E17/09 | 16/02/2017 | Deferred |   | Approved | Clinic-assisted surrogacy | 13/04/2020 | Unsure |
| E17/10 | 16/02/2017 | Approved |   |   | Clinic-assisted surrogacy | 7/03/2020 | Yes |
| E17/11 | 16/02/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 7/03/2020 | Unsure |
| E17/12 | 16/02/2017 | Approved STC |   | Approved | Clinic-assisted surrogacy | 7/03/2020 | Yes |
| E17/13 | 16/02/2017 | Approved |   |   | Clinic-assisted surrogacy | 7/03/2020 | Yes |
| E17/14 | 16/02/2017 | Declined |   |   | Embryo created from donated eggs in conjunction with donated sperm |   | Yes |
| E17/15 | 16/02/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 7/03/2020 |   |
| E17/24 | 28/04/2017 | Approved STC |   | Approved | Clinic-assisted surrogacy | 10/05/2020 | Yes |
| E17/25 | 28/04/2017 | Deferred |   | Approved | Clinic-assisted surrogacy | 19/06/2020 | Yes |
| E17/26 | 28/04/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 10/05/2020 | No |
| E17/28 | 28/04/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 10/05/2020 | Yes |
| E17/29 | 28/04/2017 | Deferred | 29/06/2017 | Approved | Embryo donation | 6/07/2020 | Yes |
| E17/30 | 28/04/2017 | Approved |   |   | Embryo donation | 10/05/2020 | Yes |
| E17/31 | 28/04/2017 | Approved |   |   | Clinic-assisted surrogacy | 10/05/2020 | No |
| E17/32 | 28/04/2017 | Deferred |   | Approved | Clinic-assisted surrogacy | 3/10/2020 | No |
| E17/33 | 28/04/2017 | Approved |   |   | Clinic-assisted surrogacy | 10/05/2020 | Yes |
| E17/34 | 28/04/2017 | Approved |   |   | Donation of eggs or sperm between certain family members | 10/05/2020 | Unsure |
| E17/35 | 28/04/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 10/05/2020 | Yes |
| E17/36 | 28/04/2017 | Deferred |   | Approved | Embryo donation | 10/08/2020 | No |
| E17/51 | 29/06/2017 | Deferred |   | Approved | Embryo created from donated eggs in conjunction with donated sperm | 15/08/2020 | Yes |
| E17/52 | 29/06/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 18/07/2020 | Yes |
| E17/53 | 29/06/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 18/07/2020 | Yes |
| E17/54 | 29/06/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 18/07/2020 | Yes |
| E17/55 | 29/06/2017 | Approved | 28/08/2017 | Approved | Embryo donation | 28/08/2020 | No |
| E17/56 | 29/06/2017 | Approved |   |   | Clinic-assisted surrogacy |   | No |
| E17/57 | 29/06/2017 | Deferred |   | Approved | Embryo donation | 12/09/2020 | Yes |
| E17/58 | 29/06/2017 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 17/07/2020 | Yes |
| E17/59 | 29/06/2017 | Declined | 28/08/2017 | Approved | Embryo donation | 6/09/2020 | Yes |
| E17/60 | 29/06/2017 | Approved STC |   | Approved | Clinic-assisted surrogacy | 9/08/2020 | Unsure |
| E17/61 | 29/06/2017 | Approved |   |   | Donation of eggs or sperm between certain family members | 17/07/2020 | Yes |
| E17/62 | 29/06/2017 | Deferred |   | Approved | Clinic-assisted surrogacy | 15/08/2020 | Yes |

# Appendix B – Applications considered by ECART prior to 1 July 2016 but ongoing throughout 2016/2017

| App# | Date of first review | Initial decision | Date of final review | Final decision | Type of procedure | Approval end date | Is treatment finished? |
| --- | --- | --- | --- | --- | --- | --- | --- |
| E12/37 | 17/12/2015 | Approved |   |   | Extension to Donation of eggs or sperm between certain family members | 17/12/2019 |   |
| E13/24 | 1/08/2013 | Approved |   |   | Donation of eggs or sperm between certain family members | 2/08/2016 | Yes |
| E13/25 | 1/08/2013 | Approved |   |   | Embryo donation | 2/08/2016 | No |
| E13/26 | 1/08/2013 | Approved STC |   | Approved | Pre-implantation genetic diagnosis | 2/08/2016 |   |
| E13/27 | 5/09/2013 | Approved |   |   | Embryo donation | 18/09/2016 | Yes |
| E13/28 | 5/09/2013 | Approved |   |   | Embryo donation | 7/10/2016 | Yes |
| E13/29 | 5/09/2013 | Deferred |   | Approved | Clinic-assisted surrogacy | 1/11/2016 | Yes |
| E13/30 | 5/09/2013 | Approved STC | 14/11/2013 | Approved | Research | 14/11/2016 |   |
| E13/32 | 7/11/2013 | Approved STC |   |   | Clinic-assisted surrogacy | 27/02/2017 | No |
| E13/33 | 7/11/2013 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 14/11/2016 |   |
| E13/34 | 7/11/2013 | Approved |   |   | Embryo donation | 14/11/2016 | Yes |
| E13/35 | 7/11/2013 | Approved |   |   | Embryo donation | 14/11/2016 | Yes |
| E13/36 | 7/11/2013 |   |   |   | Clinic-assisted surrogacy | 14/11/2016 | Yes |
| E14/01 | 6/03/2014 | Approved |   |   | Clinic-assisted surrogacy | 14/03/2017 | Yes |
| E14/02 | 6/03/2014 | Deferred |   |   | Embryo donation |   | Yes |
| E14/03 | 6/03/2014 | Approved STC |   |   | Embryo donation | 9/04/2017 | Yes |
| E14/04 | 6/03/2014 | Approved |   |   | Clinic-assisted surrogacy | 14/03/2017 | Yes |
| E14/05 | 6/03/2014 | Approved |   |   | Clinic-assisted surrogacy | 14/03/2017 | No |
| E14/06 | 6/03/2014 | Deferred | 5/05/2014 | Approved | Clinic-assisted surrogacy | 5/05/2017 | Yes |
| E14/07 | 6/03/2014 | Approved |   |   | Donation of eggs or sperm between certain family members | 14/03/2017 | Yes |
| E14/08 | 6/03/2014 | Approved |   |   | Clinic-assisted surrogacy | 14/03/2017 | No |
| E14/113 | 2/07/2014 | Approved STC |   |   | Clinic-assisted surrogacy | 25/08/2017 | Yes |
| E14/114 | 2/07/2014 | Approved STC |   |   | Clinic-assisted surrogacy | 29/10/2017 | Yes |
| E14/115 | 2/07/2014 | Approved STC |   |   | Donation of eggs or sperm between certain family members | 25/07/2017 | Yes |
| E14/116 | 2/07/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 29/10/2017 | No |
| E14/117 | 2/07/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 30/07/2017 | Yes |
| E14/118 | 2/07/2014 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 3/07/2017 | Yes |
| E14/147 | 18/09/2014 | Deferred |   | Approved | Embryo donation | 9/12/2017 | Yes |
| E14/148 | 18/09/2014 | Approved |   |   | Donation of eggs or sperm between certain family members | 3/10/2017 | Yes |
| E14/149 | 18/09/2014 | Approved |   |   | Donation of eggs or sperm between certain family members | 3/10/2017 | No |
| E14/150 | 18/09/2014 | Approved |   |   | Traditional surrogacy – non-binding ethical advice given |   |   |
| E14/151 | 18/09/2014 | Approved |   |   | Clinic-assisted surrogacy | 3/10/2017 | Yes |
| E14/153 | 18/09/2014 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 3/10/2017 | No |
| E14/154 | 18/09/2014 | Approved STC |   | Approved | Embryo donation | 6/11/2017 | Yes |
| E14/155 | 18/09/2014 | Deferred |   | Approved | Embryo donation | 20/10/2017 | No |
| E14/156 | 18/09/2014 | Approved |   |   | Donation of eggs or sperm between certain family members | 3/10/2017 | No |
| E14/157 | 18/09/2014 | Deferred |   | Approved | Embryo donation | 6/11/2017 | Yes |
| E14/241 | 14/11/2014 | Approved |   |   | Clinic-assisted surrogacy | 1/12/2017 | No |
| E14/242 | 14/11/2014 | Approved |   |   | Donation of eggs or sperm between certain family members | 1/12/2017 | No |
| E14/243 | 14/11/2014 | Approved STC |   | Approved | Donation of eggs or sperm between certain family members | 1/12/2017 | Yes |
| E14/244 | 14/11/2014 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 1/12/2017 | No |
| E14/245 | 14/11/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 10/12/2017 | Yes |
| E14/246 | 14/11/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 19/12/2017 | Yes |
| E14/247 | 14/11/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 10/02/2018 | Yes |
| E14/249 | 14/11/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 21/01/2018 | Yes |
| E14/250 | 14/11/2014 | Approved |   |   | Embryo donation | 1/12/2017 | Yes |
| E14/251 | 14/11/2014 | Approve with recs |   |   | Embryo created from donated eggs in conjunction with donated sperm | 1/12/2017 | Yes |
| E14/252 | 14/11/2014 | Deferred |   | Approved | Embryo donation | 31/03/2018 | Yes |
| E14/253 | 14/11/2014 | Approved |   |   | Donation of eggs or sperm between certain family members | 1/12/2017 | No |
| E14/254 | 14/11/2014 | Approved |   |   | Clinic-assisted surrogacy | 1/12/2017 | Yes |
| E14/56 | 5/05/2014 | Approved |   |   | Embryo donation | 13/05/2017 | Yes |
| E14/57 | 5/05/2014 | Approved |  |  | Embryo donation | 13/05/2017 | Yes |
| E14/58 | 5/05/2014 | Approved |   |   | Clinic-assisted surrogacy | 13/05/2017 | Yes |
| E14/59 | 5/05/2014 | Approved STC |   | Approved | Clinic-assisted surrogacy | 13/05/2017 | Yes |
| E14/62 (b) | 5/05/2014 | Approved STC |   |   | Embryo created from donated eggs in conjunction with donated sperm | 26/05/2017 | Yes |
| E15/02 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | No |
| E15/03 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | Yes |
| E15/04 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | Yes |
| E15/05 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | Yes |
| E15/06 | 5/03/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 17/03/2018 | No |
| E15/07 | 5/03/2015 | Approved STC |   |   | Embryo donation | 29/06/2018 | Yes |
| E15/08 | 5/03/2015 | Deferred |   | Approved | Clinic-assisted surrogacy | 25/05/2018 | No |
| E15/09 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | Yes |
| E15/10 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | Yes |
| E15/107 | 3/12/2015 | Approved |   |   | Pre-implantation genetic diagnosis | 16/12/2018 | No |
| E15/108 | 3/12/2015 | Deferred | 25/02/2016 | Approved | Clinic-assisted surrogacy | 18/03/2019 |   |
| E15/109 | 3/12/2015 | Approved |   |   | Clinic-assisted surrogacy | 16/12/2018 | Yes |
| E15/11 | 5/03/2015 | Approved |   |   | Clinic-assisted surrogacy | 17/03/2018 | Yes |
| E15/110 | 3/12/2015 | Approved |   |   | Clinic-assisted surrogacy | 16/12/2018 | Yes |
| E15/111 | 3/12/2015 | Approved |   |   | Embryo donation | 16/12/2018 | No |
| E15/112 | 3/12/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 16/12/2018 | No |
| E15/113 | 3/12/2015 | Approved |   |   | Clinic-assisted surrogacy | 16/12/2018 | No |
| E15/114 | 3/12/2015 | Deferred | 7/07/2016 | Declined | Donation of eggs or sperm between certain family members |   |   |
| E15/115 | 3/12/2015 | Approved |   |   | Clinic-assisted surrogacy | 13/01/2019 |   |
| E15/117 | 3/12/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 16/12/2018 |   |
| E15/118 | 3/12/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 16/12/2018 |   |
| E15/12 | 5/03/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 17/03/2018 | No |
| E15/38 | 7/05/2015 | Deferred |   | Approved | Embryo donation | 8/06/2018 | No |
| E15/39 | 7/05/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 25/05/2018 | No |
| E15/40 | 7/05/2015 | Deferred |   | Declined | Embryo donation | 27/11/2015 |   |
| E15/41 | 7/05/2015 | Approved |   |   | Embryo donation | 25/05/2018 | No |
| E15/42 | 7/05/2015 | Approved STC |   | Approved | Clinic-assisted surrogacy | 25/05/2018 | No |
| E15/43 | 7/05/2015 | Approved |   |   | Pre-implantation genetic diagnosis | 25/05/2018 | Yes |
| E15/60 | 30/07/2015 | Approved |   |   | Clinic-assisted surrogacy | 6/08/2018 |   |
| E15/61 | 30/07/2015 | Approved with recs |   |   | Embryo donation | 6/08/2018 |   |
| E15/62 | 30/07/2015 | Approved STC | 28/08/2015 | Approved | Clinic-assisted surrogacy | 28/08/2018 |   |
| E15/63 | 30/07/2015 | Deferred | 28/08/2015 | Approved | Clinic-assisted surrogacy | 28/08/2018 |   |
| E15/64 | 30/07/2015 | Approved STC |   | App withdrawn | Clinic-assisted Surrogacy |   |   |
| E15/74 | 24/09/2015 | Deferred | 17/10/2015 | Approved | Clinic-assisted surrogacy | 17/10/2018 | No |
| E15/75 | 24/09/2015 | Approved |   |   | Clinic-assisted surrogacy | 6/10/2018 | Yes |
| E15/76 | 24/09/2015 | Approved |   |   | Donation of eggs or sperm between certain family members | 6/10/2018 | No |
| E15/77 | 24/09/2015 | Deferred | 17/10/2015 | Approved | Embryo created from donated eggs in conjunction with donated sperm | 17/11/2018 | No |
| E15/78 | 24/09/2015 | Approved |   |   | Clinic-assisted surrogacy | 6/10/2018 | Yes |
| E15/79 | 24/09/2015 | Approved |   |   | Embryo donation | 6/10/2018 |   |
| E15/80 | 24/09/2015 | Approved |   |   | Clinic-assisted surrogacy | 6/10/2018 |   |
| E15/81 | 24/09/2015 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 6/10/2018 |   |
| E15/82 | 24/09/2015 | Deferred | 16/11/2015 | Approved | Clinic-assisted surrogacy | 16/11/2018 |   |
| E15/83 | 24/09/2015 | Approved |   |   | Embryo donation | 6/10/2018 | Yes |
| E15/84 | 24/09/2015 | Approved |   |   | Clinic-assisted surrogacy | 6/10/2018 | Yes |
| E15/85 | 24/09/2015 | Approved |   |   | Donation of eggs or sperm between certain family members | 6/10/2018 |   |
| E16/04 | 3/03/2016 | Deferred | 15/04/2016 | Approved | Clinic-assisted surrogacy | 15/04/2019 |   |
| E16/08 | 3/03/2016 | Approved |   |   | Embryo donation | 3/03/2019 | Yes |
| E16/09 | 3/03/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 3/03/2019 | Yes |
| E16/10 | 3/03/2016 | Approved |   |   | Embryo donation | 3/03/2019 | Yes |
| E16/11 | 3/03/2016 | Approved |   |   | Embryo donation | 3/03/2019 | Yes |
| E16/12 | 3/03/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 3/03/2019 | No |
| E16/13 | 3/03/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 3/03/2019 | Yes |
| E16/14 | 3/03/2016 | Approved STC |   |   | Clinic-assisted surrogacy | 11/04/2019 | Yes |
| E16/15 | 3/03/2016 | Approved |   |   | Embryo donation | 3/03/2019 |   |
| E16/16 | 3/03/2016 | Approved |   |   | Clinic-assisted surrogacy | 3/03/2019 |   |
| E16/17 | 3/03/2016 | Approved |   |   | Embryo donation | 3/03/2019 |   |
| E16/18 | 3/03/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 3/03/2019 |   |
| E16/19 | 3/03/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 18/03/2019 |   |
| E16/20 | 3/03/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 18/03/2019 |   |
| E16/25 | 5/05/2016 | Deferred |   | Approved | Embryo created from donated eggs in conjunction with donated sperm | 25/07/2019 |   |
| E16/26 | 5/05/2016 | Approved |   |   | Clinic-assisted surrogacy | 23/05/2019 | Yes |
| E16/27 | 5/05/2016 | Approved |   |   | Clinic-assisted surrogacy | 23/05/2019 | Yes |
| E16/28 | 5/05/2016 | Approved |   |   | Donation of eggs or sperm between certain family members | 23/05/2019 |   |
| E16/29 | 5/05/2016 | Approved |   |   | Embryo created from donated eggs in conjunction with donated sperm | 23/05/2019 | Yes |

# Appendix C – Storage extension applications received 1 July 2016 – 30 June 2017

| App# | Stored product | Date of first review | Initial decision | Expiry date |
| --- | --- | --- | --- | --- |
| E16/38 | Sperm | 7/07/2016 | Approved | 7/11/2046 |
| E16/39 | Embryos | 7/07/2016 | Approved | 29/08/2021 |
| E16/48 | Donor sperm | 7/07/2016 | Approved | 24/04/2022 |
| E16/49 | Embryos | 7/07/2016 | Approved | 18/08/2021 |
| E16/50 | Embryos | 7/07/2016 | Approved | 20/07/2021 |
| E16/51 | Donor Sperm | 7/07/2016 | Approved | 11/04/2022 |
| E16/52 | Donor Sperm | 8/09/2016 | Approved |   |
| E16/53 | Embryos | 8/09/2016 | Approved |   |
| E16/54 | Embryos | 29/07/2016 | Approved | 1/09/2021 |
| E16/55 | Embryos and donor sperm | 8/09/2016 | Approved |   |
| E16/56 | Embryos | 10/08/2016 | Approved | 11/08/2021 |
| E16/57 | Embryos | 8/09/2016 | Approved |   |
| E16/58 | Embryos and donor sperm | 8/09/2016 | Approved |   |
| E16/59 | Donor sperm | 8/09/2016 | Approved |   |
| E16/60 | Embryos | 8/09/2016 | Approved |   |
| E16/61 | Donor sperm | 8/09/2016 | Approved |   |
| E16/74 | Embryos | 3/11/2016 | Approved | 17/11/2022 |
| E16/75 | Embryos | 3/11/2016 | Approved | 7/12/2021 |
| E16/76 | Sperm | 3/11/2016 | Approved | 28/02/2032 |
| E16/77 | Donor sperm | 3/11/2016 | Approved | 16/02/2022 |
| E16/78 | Embryos | 3/11/2016 | Approved | 22/11/2018 |
| E16/79 | Embryos | 3/11/2016 | Approved | 22/11/2019 |
| E16/80 | Embryos and donor sperm | 3/11/2016 | Approved | 16/08/2022 |
| E16/81 | Embryos | 3/11/2016 | Approved | 22/11/2020 |
| E16/82 | Embryos | 3/11/2016 | Approved | 9/11/2018 |
| E16/83 | Embryos and sperm | 3/11/2016 | Approved | 13/09/2027 |
| E16/97 | Donor sperm | 3/11/2016 | Approved | 14/06/2022 |
| E16/98 | Donor sperm | 3/11/2016 | Approved | 22/11/2018 |
| E16/99 | Sperm | 3/11/2016 | Approved | 20/02/2027 |
| E16/100 | Sperm | 3/11/2016 | Approved | 15/01/2027 |
| E16/101 | Embryos | 3/11/2016 | Approved | 16/05/2022 |
| E16/102 | Sperm | 3/11/2016 | Approved | 12/01/2027 |
| E16/103 | Sperm | 3/11/2016 | Approved | 22/11/2026 |
| E16/104 | Sperm | 3/11/2016 | Approved | 4/04/2027 |
| E16/105 | Embryos and Sperm | 3/11/2016 | Approved | 22/11/2018 |
| E16/106 | Sperm | 7/12/2016 | Approved | 20/08/2019 |
| E17/01 | Sperm | 16/02/2017 | Approved | 1/11/2032 |
| E17/02 | Sperm | 16/02/2017 | Approved | 29/07/2030 |
| E17/03 | Sperm | 16/02/2017 | Approved | 18/04/2027 |
| E17/04 | Embryos | In between meetings | Approved | 9/02/2022 |
| E17/05 | Cryopreserved testicular tissue | 16/02/2017 | Approved | 21/05/2037 |
| E17/16 | Sperm | 16/02/2017 | Approved |   |
| E17/19 | Donor sperm | 28/04/2017 | Approved | 11/05/2022 |
| E17/18 | Donor sperm | 28/04/2017 | Approved | 1/06/2022 |
| E17/45 | Embryos | 28/04/2017 | Approved |   |
| E17/20 | Embryos | 24/03/2017 | Approved | 13/04/2020 |
| E17/21 | Embryos | 28/04/2017 | Approved | 22/02/2023 |
| E17/22 | Sperm | 28/04/2017 | Approved | 30/04/2027 |
| E17/23 | Sperm | 28/04/2017 | Approved | 29/08/2027 |
| E17/37 | Embryos | 28/04/2017 | Deferred |   |
| E17/38 | Embryos | 28/04/2017 | Approved |   |
| E17/39 | Embryos | 28/04/2017 | Approved | 15/11/2022 |
| E17/40 | Embryos | 29/06/2017 | Approved | 12/11/2019 |
| E17/41 | Donor Sperm | 29/06/2017 | Approved | 14/05/2023 |
| E17/42 | Embryos | 29/06/2017 | Approved | 14/01/2023 |
| E17/43 | Embryos | 29/06/2017 | Approved | 27/11/2022 |
| E17/44 | Sperm | 1/06/2017 | Approved | 7/07/2029 |
| E17/46 | Embryos | 1/06/2017 | Approved | 24/06/2019 |
| E17/47 | Sperm | 29/06/2017 | Approved | 18/06/2029 |
| E17/48 | Donor sperm | 29/06/2017 | Approved | 3/10/2022 |
| E17/49 | Sperm | 29/06/2017 | Approved | 22/11/2022 |
| E17/50 | Sperm | 29/06/2017 | Approved | 8/08/2027 |
| E17/77 | Sperm | 31/08/2017 | Approved |   |
| E17/67 | Embryos | 29/06/2017 | Approved | 1/07/2019 |
| E17/68 | Embryos | 29/06/2017 | Approved |   |