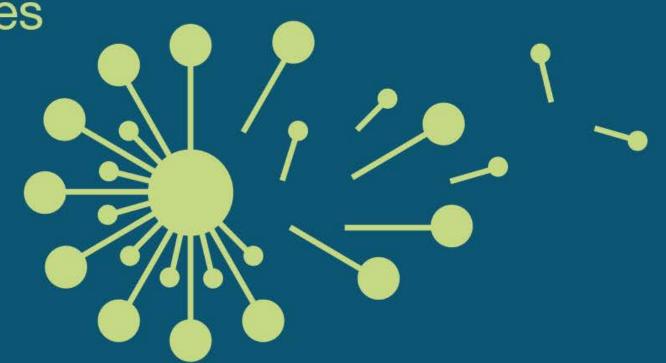
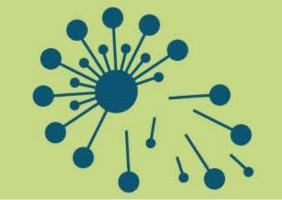


social allu etilical issues

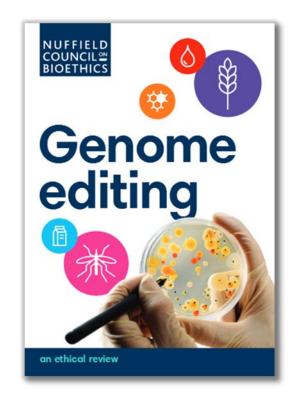
Pete Mills, Assistant Director Nuffield Council on Bioethics (UK)

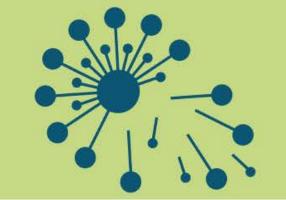




What are heritable genome editing interventions?

4.40 It clearly matters whether this potential application of genome editing is seen as a technique for treating an embryo (as a morally considerable being that, a priori, deserves treatment to address a medical condition) or as increasing the reproductive options available to those who know themselves to be at risk of passing on a genetic condition. Genome editing is not straightforwardly therapeutic in the way that gene therapy is therapeutic, treating an existing patient who is affected by an unwelcome condition; nor is it preventative in the way that some public health measures are preventative by addressing an imminent risk, since the risk itself can be avoided by not conceiving children. On the other hand, it is therapeutic, in the sense that it potentially overcomes infertility (albeit that the infertility is voluntary, a hard choice among an undesirable set of options) and it is preventative in that, taking the decision to reproduce as given (or, at least, one that a couple is entitled to make and should not be prevented from making), it may prevent any child they have being born with a serious or life-limiting disability. How these things are governed depends greatly on how reproductive choice is valued and the legitimate extent of society's interest in its members' choices and welfare. 198 Whether PGD or egg donation, or any of the other paths that may be available, count as alternatives to genome editing, depends on these matters of value as much as on matters of fact.





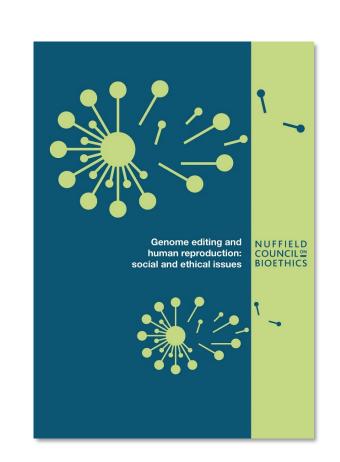
What's new?

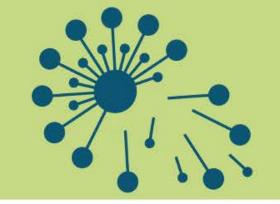
People approach reproduction in

- novel epistemic position (genomic research, genetic testing)
- novel *sociotechnical conditions* (ARTs, reprogenetics... genome editing?)

But why genome editing?

- Is there an unmet need?
- Isn't there a moral prohibition?





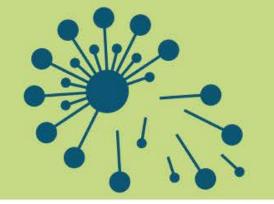
Genome editing as emerging biotechnology

- dynamic relationship between technology and norms
- transformative technology?
- what role for moral agency?
- what next?

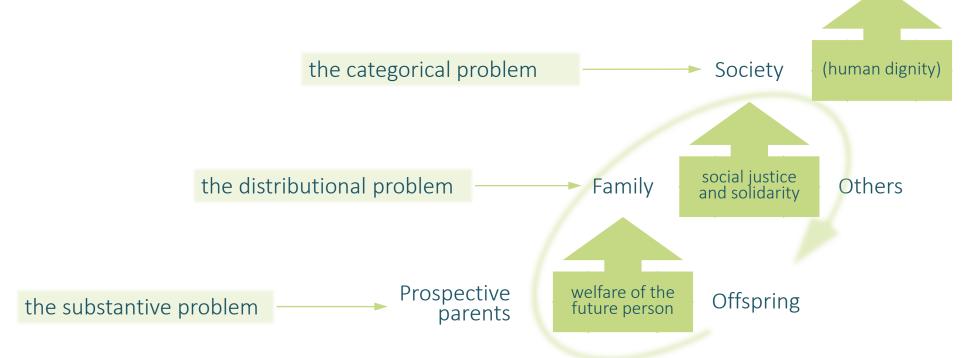




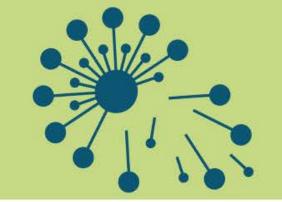




Relating interests and responsibilities Humanity



Other cultures, future generations



Principles

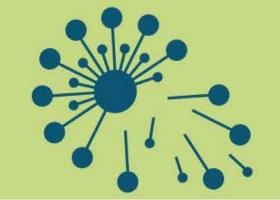
Principle 1: The welfare of the future person

Gametes or embryos that have been subject to genome editing procedures (or that are derived from cells that have been subject to such procedures) should be used only where the procedure is carried out in a manner and for a purpose that is intended to secure the welfare of and is consistent with the welfare of a person who may be born as a consequence of treatment using those cells.

Principle 2: Social justice and solidarity

The use of gametes or embryos that have been subject to genome editing procedures (or that are derived from cells that have been subject to such procedures) should be permitted only in circumstances in which it cannot reasonably be expected to produce or exacerbate social division or the unmitigated marginalisation or disadvantage of groups within society.



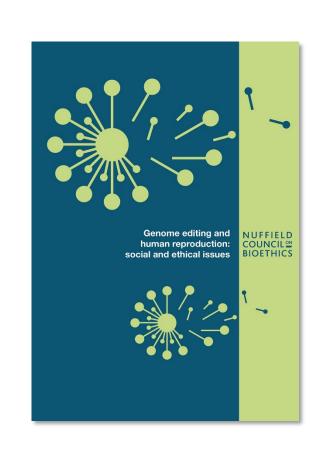


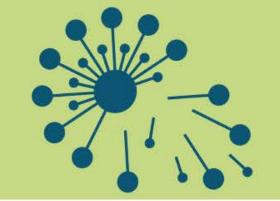
Conclusions

 Heritable genome editing interventions could be morally permissible in certain circumstances

Two principles; 15 recommendations, including:

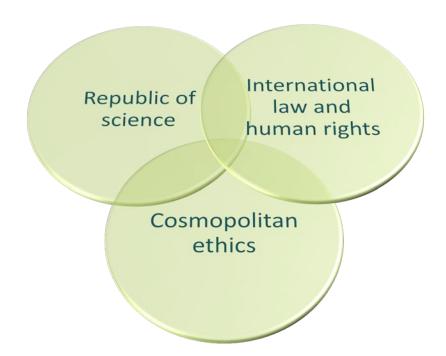
- Research and public debate are needed before legal change
- Responsible governance measures should be put in place
- Licensing and regulatory controls are essential
- Elaborate governance within human rights framework

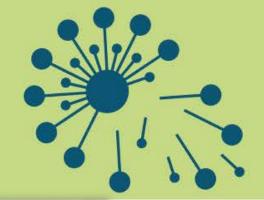




Three venues of 'geo-ethics'

- Is there an 'international consensus'?
- Knowledge, technologies and people are highly mobile
- 'Artefacts have ethics'
- Local responses elaborate networks of interdependent moral norms, rooted in implicit knowledge and culture
- There is a need for "for international, interdisciplinary and cosmopolitan reflection on the progress of thinking on these issues around the world"





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Thank you.

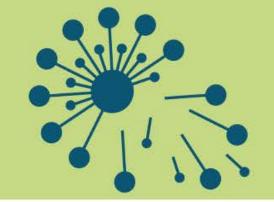
- www.nuffieldbioethics.org
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- nuffieldbioethics.org/blog
- pmills@nuffieldbioethics.org





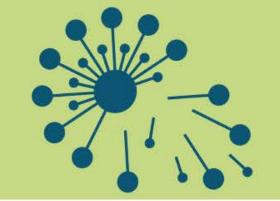






So: what's distinctive about the Nuffield report?

- We don't start with the *technology* (genome editing) but with the *challenge* (overcoming the givens of genetic inheritance)
- Our aim is not to protect research (by segregating it from clinical use) but to identify possible pathways for responsible translation
- We don't frame our inquiry within an implicit *medical* frame (which only asks: 'how should we treat people?') but a critical *moral* frame (which begins by asking: 'why should we treat people?')
- We don't narrow our inquiry around a particular 'permission' question ('Should we allow...?') but broaden the frame of evaluation to encompass alternative pathways (we consider the *options* as well as the *choices*)
- We do not focus only on *innovation* (the next step) but also consider technology *diffusion* and repurposing (future states of affairs that we would prefer to secure or to avoid)
- Instead of trying to bring specific cases under ambiguous abstract principles, we attend to the social dimension of how agency is situated in a contingent, dynamic context (allowing that experience can transform norms)
- We don't focus only on *instances* but also on *circumstances* (we don't think the justification for permitting human genome editing is contained in the ontology of a clinical condition but depends on the medical, social and governance context as well)
- We don't think of public debate only as instrumental for policy (to inform particular decisions) but as the condition through which society can express its interest in the conditions of common life, as implicated in a system of interrelated moral norms and values



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An international consensus?



"The human genome underlies the fundamental unity of all members of the human family, as well as the recognition of their inherent dignity and diversity. In a symbolic sense, it is the heritage of humanity" (Universal Declaration on the Human Genome and Human Rights, Art.1)

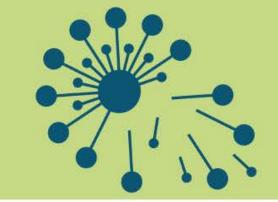




"In the fields of medicine and biology...the prohibition of eugenic practices, in particular those aiming at the selection of persons [must be respected]" (EU Charter of Fundamental Rights, Art.3(2))

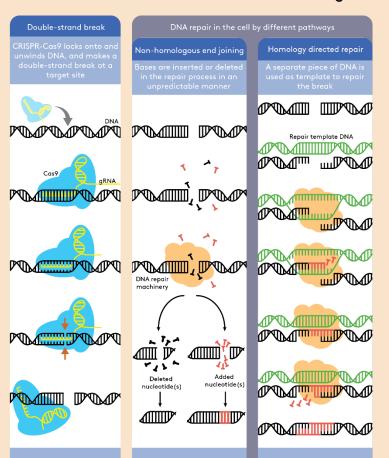
"An intervention seeking to modify the human genome may only be undertaken for preventive, diagnostic or therapeutic purposes and only if its aim is not to introduce any modification in the genome of any descendants." (Oviedo Convention, Art. 13)

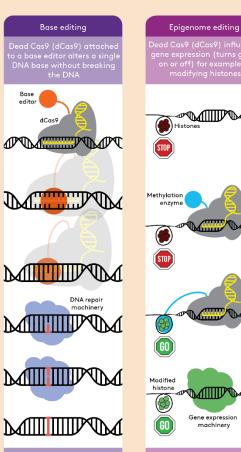


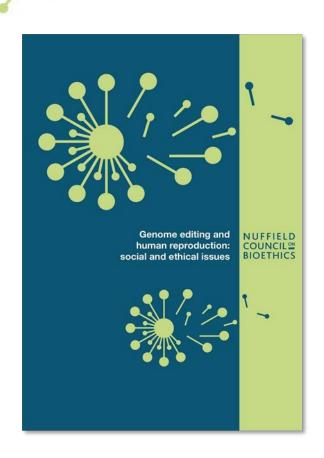


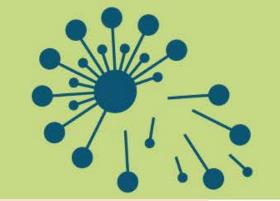
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Genome editing mechanisms



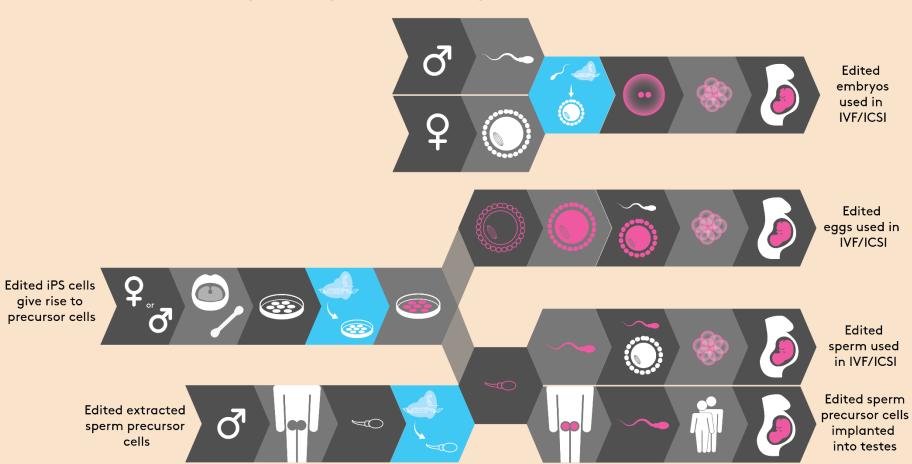


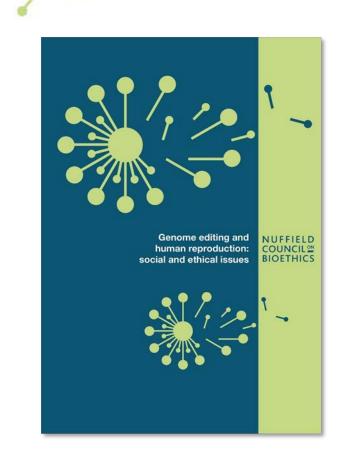


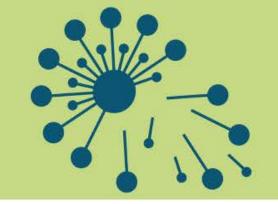


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Strategies for genome editing in human reproduction







Recommendations for research

Recommendations for research bodies

Recommendation 1 We recommend that research to establish the clinical safety

and feasibility of genome editing should be supported in the

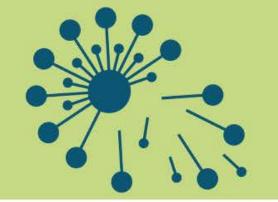
public interest in order to inform the development of

evidence-based standards for clinical use

Recommendation 2 We recommend that social research that would help to

understand the welfare implications for people born following heritable genome editing interventions (e.g. involving people born following preimplantation genetic

testing) should also be supported in the public interest



NUFFIELD **COUNCIL**[™] BIOETHICS

Recommendations for UK Government

Recommendations for UK Government

Recommendation 3 We recommend that, before any move is made to amend UK

legislation in order to permit heritable genome editing interventions, there should be sufficient opportunity for a

broad and inclusive societal debate

We recommend that, without awaiting the opportunity for a Recommendation 4

thoroughgoing review of the framework legislation, the Secretary of State for Health and Social Care should give consideration to bringing within the scope of licensing any heritable genome editing interventions that currently fall

outside that scope

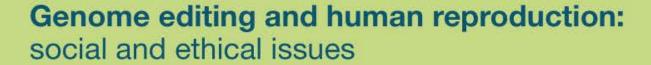
Recommendation 5 We recommend that heritable genome editing interventions

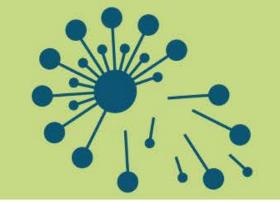
should be permitted only provided that the impact on those whose vulnerability to adverse effects (including stigmatisation and discrimination) might thereby be increased has been assessed and mitigated (and, in any case, not without open and inclusive consultation with people in those positions)

Recommendation 6 We recommend that heritable genome editing interventions should only be permitted provided that arrangements are in place to monitor the effects on those whose interests may be collaterally affected and on society more generally, and provided that legitimate and effective mechanisms are in place to redress those effects and to revise relevant policy; this should include a clear regulatory measure to trigger a moratorium and a sunset provision, requiring review and an affirmative resolution to permit the practice to continue

Recommendation 7

We recommend that consideration should be given to the establishment of a separate body or commission in the UK, independent of Government and independent of existing regulatory agencies, which would have the function of helping to identify and produce an understanding of public interest(s) through promotion of public debate, engagement with publics and monitoring the effects of relevant technological developments on the interests of potentially marginalised subjects and on social norms





Recommendations for governments in UK and elsewhere

Recommendations for governments in the UK and elsewhere

Recommendation 8 We recommend that broad and inclusive societal debate

about heritable genome editing interventions should be

encouraged and supported without delay

Recommendation 9 We recommend, in the light of the potential for new forms of

discrimination on grounds of genetic variation, that governments in the UK and elsewhere give fresh

consideration to how these risks may be best addressed

Recommendation 10 We recommend that governments in the UK and elsewhere

should monitor and give consideration to the use of intellectual property rights in order to promote the public interest in having safe, effective and ethical heritable

genome editing interventions

Recommendation 11 We recommend that governments in the UK and elsewhere

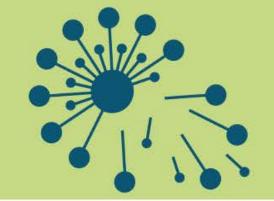
should work with international human rights institutions such as the Council of Europe and UNESCO to promote international dialogue and governance with regard to

heritable genome editing research and innovation

Recommendation 12 We recommend that governments in the UK and elsewhere

give consideration to bringing forward an international Declaration affirming that people whose genomes have been edited should be entitled to the full enjoyment of human

rights



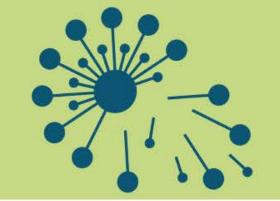
Recommendations for licensing and regulation

Recommendations regarding licensing and regulation

Recommendation 13 We recommend that genome editing should be licensed for clinical use only once risks of adverse outcomes have been assessed by a national competent authority (in the UK, the HFEA)

Recommendation 14 We recommend that heritable genome editing interventions should initially be licensed on a case-by-case basis

Recommendation 15 We recommend that heritable genome editing interventions should be introduced only within the context of well-designed and supervised studies, reporting regularly to a national coordinating authority, and that the effect on individuals and society, including over generations, should be closely monitored as far as possible, compatibly with the privacy of the individuals concerned

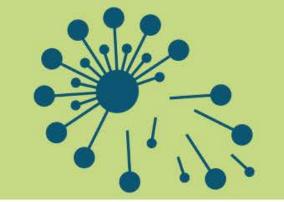




What is at stake for prospective parents?

- They <u>want to have a child</u>, and
- they want the child they have to be <u>genetically related to them</u> (otherwise the pre-established likelihood of the child having a pre-identified genetic condition disappears or, at least, changes), and
- they want the child they have <u>not to have a specified condition</u> that there is a supposed likelihood that that child will have (which means, at the genetic level, they want the child to have one kind of genetic variant rather than another), and/or
- they want the child they have <u>to have a specified characteristic</u> that there is a supposed likelihood that that child will <u>not</u> have (or, again, they want the child to have one kind of genetic variant rather than another).

i.e. they don't want *these* children they want *those* children – though the motivation may be imponderable the decision about how to achieve that outcome involves deliberate agency.



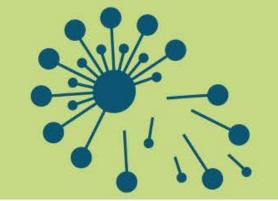


The epistemic position

As a result of expanding genetic testing, genome sequencing and genomics research there is increasing:

- understanding of the role and functioning of the genome in humans, and
- information about their genotype accessible to individuals

Prospective parents increasingly face reproductive decisions equipped with genetic information that has practical significance in a given context of action





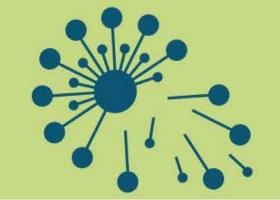
The sociotechnical context

Given access to certain genomic knowledge and genotype information, prospective parents can potentially decide

- to refuse the information (although, in the context in which the information would be available this is, nevertheless, a moral choice) or
- to act on the information; there are many options available, including:
 - not having a child, or
 - having a child who is:
 - not genetically-related, through:
 - adoption, or
 - gamete donation (intra familial, extra familial), or
 - genetically-related, through:
 - selective methods, such as:
 - prenatal (PND/ToP) or
 - preimplantation (PGD), or
 - editing methods (HDR, base editing, epigenome editing)

Methods other than genome editing could result in a genetically related child while excluding/including a heritable genetic trait in all but a very small number of cases.

That's not really the point, however...

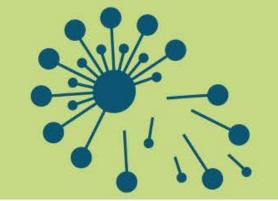


What's new?

People approach reproduction in

- novel epistemic position (genomic research, genetic testing)
- novel *technoscientific conditions* (ARTs, reprogenetics, GE?) Technological perspective
- dynamic relationship between technology and norms
- what role for moral agency?
- what next?







Context and questions

So, there are two major considerations:

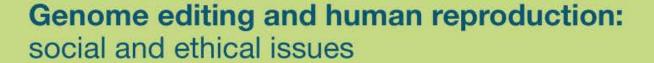
- the epistemic position from which people confront complex reproductive decisions, and
- the sociotechnical context in which they do so, which defines the options they have for exercising their agency.

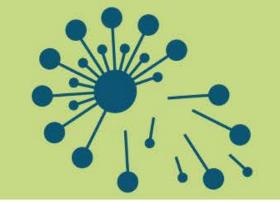
In theory, people are responsible for their decisions but...

... society is responsible for their *options*.

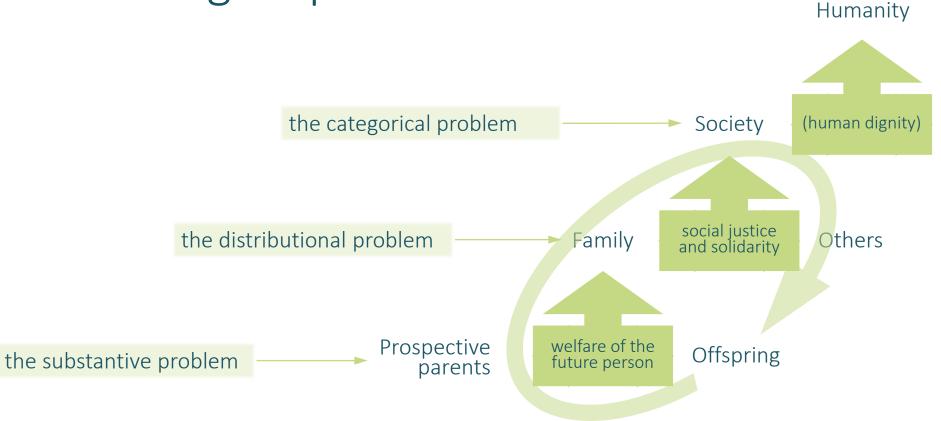
The epistemic position (new knowledge) and the sociotechnical context (new powers of agency) create new conditions of <u>responsibility</u> for individuals and for society

- How should we think about the relationship between these interests and responsibilities? In what circumstances, in what ways and to what extent should people be permitted, enabled and assisted to pursue their goals?
- If the technology proves safe and effective, what further uses might we find for it? How should we shape the future innovation, diffusion and application of heritable genome editing technologies to secure the sort of society we want?



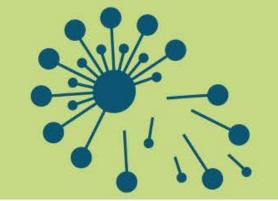


Relating responsibilities



Other cultures, future generations





Technology transfer and 'geo-ethics'

- Knowledge, biological samples, technologies, experts and patients are internationally mobile
- Concerns about technology transfer and equity "In relation to possible applications, of most concern is the potential for treatments based on gene editing techniques to be offered prematurely and to find ready customers on the international health market, ahead of adequate tests to determine safety and efficacy."

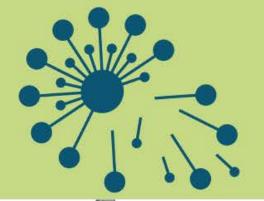
Chan S and Medina Arellano M (2016) Genome editing and international regulatory challenges: Lessons from Mexico, Ethics, Medicine and Public Health 2(3): 426-434

O-267 Wednesday, October 19, 2016 11:45 AM

FIRST LIVE BIRTH USING HUMAN OO CYTES RECONSTITUTED BY SPINDLE NUCLEAR TRANSFER FOR MITOCHONDRIAL DNA MUTATION CAUSING LEIGH SYNDROME. J. Zhang, H. Liu, J. S. Luo, A. Chavez Badiola, Z. Liu, m. yang, S. Munne, M. Konstantinidis, D. Wells, T. Huang. New Hope Fertility Center, New York, NY; Division of Human Genetics, Cincinnati Children's Hospital Medical Center, Cincinnati, OH; New Hope Fertility Center, Guadalajara, Mexico; dReprogenetics, Livingston, NJ; Reprogenetics, Oxford, United Kingdom; Human Genetics, Cincinnati Children's Hospital Medical Center, Cincinnati, OH.

OBJECTIVE: Mutations in mitochondrial (mt) DNA are maternally in herited and can cause fatal or debilitating disorders without effective treat ments. 12 The severity of clinical symptoms is often associated with the mtDNA mutation load in heteroplasmy.3 Experimental nuclear transfer in metaphase II (MII) spindle occytes or in pronuclear (PN) zygotes, also called mitochondrial replacement therapy, has been shown to be a novel technology in minimizing mutated mtDNA transmission from oocytes to pre implanta tion embryos. 4.5 Here we report the first live birth of a boy following spindle nuclear transfer (SNT).

DESIGN: Translational research

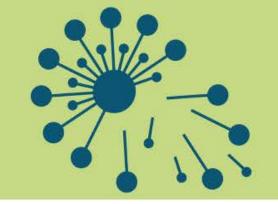


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Map image from: Araki M and Ishii T (2014) International regulatory landscape and integration of corrective genome editing into in vitro fertilization, Reproductive Biology and Endocrinology 12:108

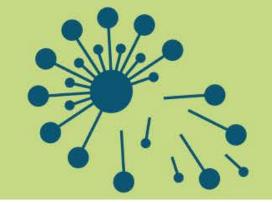
see also: Palacios-González C and Medina-Arellano M (2017) Mitochondrial replacement techniques and Mexico's rule of law: on the legality of the first maternal spindle transfer case, Journal of Law and the Biosciences 4(1): 50–69



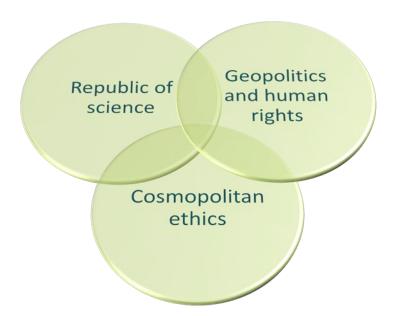
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The need for a 'geo-ethics'

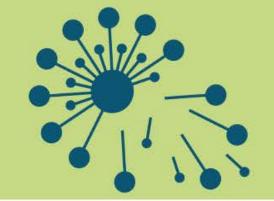
- 4.31 As practices move between jurisdictions across ethical thresholds, one likely consequence is a form of 'ethical arbitrage' that may have the effect of eroding these differences. This is a matter of concern in relation to technology transfer, particularly across pronounced socio-economic gradients (e.g. between the global north and the global south). In such cases, the introduction of technology can act as a Trojan horse, introducing other forms of dependency on foreign expertise, products and investment and providing a vector for cultural and ethical values, one that potentially contributes further to the diffusion and entrenchment of neoliberalism and market economics. Nation states compete or cooperate with each other ultimately to capture economic benefit and geopolitical power. 'Technonationalism' refers to the hoarding and exploitation of technological advantage by nation states, an outcome that can be supported by a variety of measures including tax incentives, access to markets, patent protections, infrastructure (biotech clusters), exploitability of the research base, amenability of the local language and the adoption of common markets and rules concerning the quality and safety of products placed on those markets.
- 4.33 Globalisation has recently provoked a backlash, an overreaction every bit as menacing to cosmopolitan ideals of social justice as neoliberal capitalism.⁴¹¹ Populism and its reassertion of local cultural values may provide a bulwark against the erosion of ethical borders that has accompanied globalisation. But inasmuch as populism places value on identity and sovereignty, and the biopolitics of populism involves the reassertion of political control over what sort of people may come into a jurisdiction, it may also seek to exert political control over what sort of people should come into being in a jurisdiction.⁴¹² It is not hard to imagine (given the availability of historical examples from the twentieth century) what the progeny of ethno-nationalism and technonationalism could look like.



Three venues of international discourse

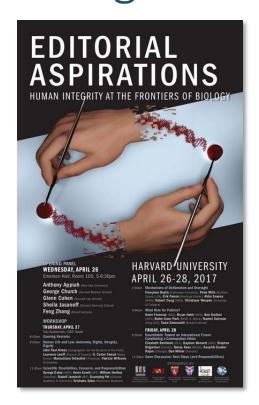


The third venue includes those who are attended to but not reflected in the republic of science, and incorporated but not represented/expressed in the political discourse.



NUFFIELD BIOETHICS

A global observatory for genome editing





Trends in Biotechnology

CellPress

Scientific Life

Observatory: Conceptual Challenges

J. Benjamin Hurlbut, 1,29. Shella Jasanoff. Krishanu Saha, 4.5.4.¹⁸ Aziza Ahmed, ^{6,8} Anthony Applah, 7,0 Elizabeth Bartholet Francoise Flavis George Church I. Glenn Cohen, n.a. George Daley, Kevin Finneran William Hurlbut, 1 Rudolf Jaenisch,¹ John Paul Kimes, Peter Mills, 17,9 Jacob Moses, Buhm Soon Park, Rachel Salzman. Abha Saxena, Hilton Simmet. Tania Simoncelli. Kaushik Sunder Rajan Robert D. Truog.82

A new infrastructure is urgently needed at the global level to facilicenter for international, interdisci- nese Academy of Sciences cohested rapidly moving traiter, and the implicaplinary, and cosmopolitan reflection international Summit on Human Gene tions for applications of transformative bio-

Building Capacity for a Global Genome Editing about that it means to throw a process of the fundamental challenges because they about what it means to throw a further fundamental process. and integrity. New techniques like clus- They noted it would be irresponsible to tend regularly interspected short palin-proceed with clinical germline genome dromic repeats (CRISPR) promise to editing until there is a demonstration of nowrite the code of life at the most fun-safety and efficacy, a "broad societal damental molecular level" with greater consensus about the appropriateness precision than ever before. Of innumera- of the proposed application', and comeble potential applications, the most ethi-sponding regulatory oversight. They oally challenging are those that would called upon the international community make heritable genetic attentions in to "strive to establish norms" for guiding human beings. The potential for editing: the uses of this technology and noted the the human germine has elicited interna- need for an "international forum" embracforal concern about the essence of ing 'a wide range of perspectives and human integrity and the norms that expedies' (3) More recently, reports of should guide and govern biology's new-gene editing in human embryos have el-bund editorial applications. At stake are lided further calls for translational coopquestions of moral overseching, eration (4). responsibilities to future generations, and appropriate forms of deliberation in These assertions raise important ques-

audiging which biotechnological futures to tions: To what extent are existing scien initiating the forms of deliberation that Few would daim that mere acquisition of Are those institutions qualified to ask editorial capacity authorizes scientific the right questions? What are the hands to write whatever they please. respective rights, roles, and responsible fruman futures now being imagined. Ites of scientific experts, policymakers, each beyond the biological arrange-publics, and scholars in working toward. ments of nucleotide texts. They encorn- a "broad societal consensus"? What pass the values - social and morel - of the new modes and mechanisms of particiforms of life that are foreseen by biology's pation, deliberation, and representation roving editorial eye. If genome editing has are needed? opened a 'crack in creation' [2], the integ-

ity of life and the shared norms that We summarize the perspectives of an underwrite and saleguard it must not be international, interdisciplinary group of allowed to allo carelessly into that scientists social scientists ethicists only ars, and policy practitioners on these Recogniting the need to catalyze a con-lasses. Grouped under each salent word needed at the global level to facili-tate exchange on Key issues on Key cerning genome existing. We 2015, the US National Academies. The above the semantic advocate the extendibilities of a Reyal Society for the United Kingdom forographical displacements and global observationy to serve as a and the Commonwealth, and the Chiglobal observationy to serve as a and the Commonwealth, and the Chiglobal observationy to serve as a contract of the Commonwealth of the Commonwealt tion. This article is the first of a Editing. At the end of the Summit, the sechnologies to future lives, with uncertain two-part series.

Organizing Committee affirmed that impacts across generations.

Trends in Biotechnology

CellPress

Scientific Life

Building Capacity for a Genome editing and other technologies human and non-human, in the face of capacity for a capacity for a department of attenting human heredity raise advancing technological capacitities. Global Genome Editing protound questions for ethical delibera-Observatory:

Institutional Design Krishanu Saha, 1,27,29,+,8

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and inform policymaking. J. Benjamin Hurbut, 2,4 Shella Jasanoff, 3,28,4,6 Aziza Ahmed. 4,0 Anthony Applah, 5,4 Françoise Baylis.7.8 George Church, I. Glenn Cohen, fl. a George Daley, fl. a Kevin Finneran. William Hurbut, 5 Rudolf Jaenisch,1 Laurence Lwoff,10 John Paul Kimes, Peter Mils, 15,0 Terms of Deliberation Jacob Moses," Buhm Soon Park,

There is a well-documented tendency in #it is independent of these contexts pro surrounding officially challenging technol- inclusive approaches to policy. ogics more tractable by narrowing their scope and translating them into language. If there is to be any consensus about the that sooms to admit straightforward toch- accordability of particular applications, that

fon. Calling for a broad societal consen-sus is not enough: staps must be taken to editing are moral, religious, social, political invits, support, and facilitate cosmopoli- and legal, as well as scientific and medi-

an dialogue [1] to ground expert advice call. Discourses and vocabularies to and inform policymaking. engage with these questions have devel-We advocate the development of an infra- and independent of science and technol structure whose purpose is not to supply look - for example human rights, individual policy advice but to make distoration decisional autonomy, dignity, divensity, more robust and inclusive [2] its control disability studies, and realismos. All of function would be to expand the range of those discourses have a legitimate place questions that need to be addressed by in guiding expert deliberations and making visible the diversity of moral per-informing public ethical judgment. For spectives represented within the global example, the 29 countries that have human community. A new protocol will signed and ratified the Oxledo Convention be necessary to bring into view perspec- [4] are already committed to evaluating thes that have been overlooked or dis-applications of biology and modicine in missed by expert bodies in scientifically the frameworks of human rights and leading nation states and professional human dignity. Furthermore, failure to

and ethical dimensions neglects the ways in which CRISPR science itself is embed Key to the success of all deliberation is ded within pre-existing economic, legal, esic agreement on shared questions, and social structures. Treating science as bethical debates to render the questions duces insufficiently deep, reflective, or

germline genome aditing, many existing sensus about what questions need to be brums have tended to simplify disbate by asked, in what terms, involving which par rst addressing questions of risk and ben-ties, and drawing upon what range of tech aft, as if they can be resolved indipon- rigg and more perspectives. The quality of dentify of more expansive ethical debate. ethical judgment depends on answers to

needed at the clobal level to facili-. Thus questionsofthe safety reliability and, of deliboration that procede and structure tate exchange on key issues con-risk of unintended consequences such as judgments. Debastion is compormised fit coming genome editing. We off-larget effects have tonded to take pre- is forced to bous too scon on brusy judgadvocate the establishment of a odderecover-questions traitments of the post and core of particular global observatory to serve as a floatly grounded but are no less applications of human germine genome context for international, international, but contents can be quicked on the property of the post and core of particular property of the post and property of the post and core of particular property of the particular property of the particular property of the post and core of particular property of the particular proper center for international, interdisci-integration (spin, and display), and cosmopolitan reflec-plinary, and cosmopolitan reflec-stricted transprisoses the central purpose of research unless and until such tion. This article is the second of of thical nouty-how to understand and questions have been disbated insufficiently

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