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(3)

1.

2.

3.

4.

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2

遺傳子 治療 (gene therapy)

機能性 遺傳子 (functional gene) 誤謬
遺傳疾患 治療技術 .
1990 NIH W.French Anderson, R, Michael Blaese, Kenneth
W.Culver, Steven Rosenberg ADA (adenosine deaminase deficiency)
가 .¹⁾
1960 가
. 1. 가
가? 2. 가 가? 3. 가
가? 4. 가? 5.
가? 6. 가?²⁾
1 3 ,
, 가 .
,
.
1.
가
(therapy), (enhancement) .
(somatic cell) , (germ-line cell)

-
- 1) LeRoy Walters and Julie Gage Palmer, "The Ethics of Human Gene Therapy", Tom Beauchamp, LeRoy Walters, Contemporary Issues in Bioethics, (CA: Wadworth Publishing Co.), 1999, p.573.
2) NIH, "Points to Consider" for gene therapy Researchers, 1986, in, A.R. Jonsen, R.M. Veatch & LeRoy Walters (eds.) Sources Book in Bioethics, (Washington D.C.: Georgetown University Press, 1998), p.317 .

, (ability) (trait)
 4 .
 (therapy) (enhancement)
 가 . 2 (genetic disease)
 100%가 가 .
 , , . 2
 ,
 (polygenic trait) .
 (genetic component)
 , , .
 ,
 .
 , , , 3)
 ,
 .
 (gene therapy)
 (genetic engineering) .

2. 體細胞 遺傳子治療 倫理的 含意

가 ?
 가 .
 가 (virus vector) 正常遺傳子
 過程 4).
 合意가 .

3) David Magnus, "Gene Therapy and the Concept of Genetic Disease", <http://www.med.upenn.edu>, 2000, .

4) J. Holman, *New Issues in Medical Ethics*, , 『 , (: , 1997), p.266.

1990

300

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가 .

risk-benefit

(beneficence)

가

(justice)

.5)

(Clothier Committee) 1992 1

“

DNA

DNA

가 7)

潛在性

選擇的 落胎(selective abortion) 減少 .

가

가

. : “

.”

(George Pazin) “ 가

가

.” 8)

5) W. Fench Anderson, "Human Gene Therapy", Tom Beauchamp , LeRoy Waters, Contemporary Issues in Bioethics, (CA: Wadworth Publishing Co.), 1999, p.584 . Walter Glannon, "Genes, Embryos, and Future People", *Bioethics*, Vol. 12 No.3, 1988, p.188.

6) C. Clothier et al., *Report of the committee on the ethics of Gene Therapy*, (London: HMSO, 1992), p.18.

7) *Ibid.*, p.214.

3. 生殖腺 細胞(gem-line cell) 遺傳子 治療 倫理的

遺傳子 表現型(phenotype)

受精 受精
가 가 .9)

世俗 神學者 宗教
가 가 .

.10)

, 醫學的 有用性 가
,
,
, 病 結果論的 .

.11)

8) Ibid., p.216.

9) J. Hollman, op. cit., p.267.

10) E.T. Juengst, Gem-line gene therapy: back to basics, *Journal of Medicine and Philosophy*, 16, 1991, pp.587-592. Adam M.Hedgecoe (beneficence), (consequences), 害

利得
가 가 가 生殖腺 細胞 遺傳子
治療 가 가 人間種
가 . Adam M Hedgecoe, "Gene Therapy",

Encyclopedia of Applied Ethics, p.386.

11) R. V. Iebo & M. S. Golbus, "Scientific and ethical considerations in human gene therapy", *Bailliere's Clinical Obstetrics and Gynaecology*, vol.5, No.3 Sept., 1991, pp.697-713.

父母 自律性
 生殖醫學 個人 生殖 權
 利 自由

自由主義的 科學的 自由
 科學共同體 探究權

神學者 倫理學者
 神

(John Harris)가
 改善 技術
 教育 , “ 가 가
 가 ?” , “
 가
 가?” .¹²⁾

, 1992 (Munson) (Davis) 醫學
 1 道德的 義務 .¹³⁾

- (pre -embryos)
 .¹⁴⁾

.¹⁵⁾

12) J. Harris, *Wonderwoman and Superman*, p.142.

13) Ronald Munson, *Intervention and Reflection Basic Issues in Medical Ethics*, (Belmont: Wadsworth Publishing Co., 1996), p.474.

14) R. Munson & L. H. Davis, "Gem-line gene therapy and the medical imperative", *Kennedy Institute of Ethics Journal* 2 , 1992, pp.137-158.

, 科學的 不確實性 臨床的 危險 .¹⁶⁾
 가 가 가
 가 .
 .
 가 , 癌 가
 가
 .
 .
 , 人間 種 改善 (slippy slope) .
 人間性向 가
 社會差別 가 .
 .
 , 不必要性 .¹⁷⁾ 가
 . 가 가가
 . ‘ ’ 가? ? ?
 가 가?
 가 .
 가 가
 가 가
 ,
 . 人間幸福 가
 .
 , 未來 世代가 同意 不確實性
 .¹⁸⁾
 ,
 가 現在 價值 .
 (David Suzuki & Peter Knudtson) 『Genethics』 原理
 體細胞 治療 個人選擇
 社會構成員 同意 .¹⁹⁾

15) Maurice A.M. De Wachter , " Ethical Aspects of Human Germ-line Gene Therapy", *Bioethics* vol.7 No.2/3, 1993, p.174.

16) Michael Reiss and Roger Straughan, *Improving Nature* ?, p.217.

17) *Ibid.*, p.218

18) *Ibid.*, p.220.

19) D. Suzuki & P. Knudtson, *Genethics*, p.335.

, 資源割當問題 .
 ,
 . 分配正義 .
 , 遺傳的 總體性 .
 (genome) . UN
 人間尊嚴性 .²⁰⁾
 (endowment)
 .
 , 가 . 가
 가
 가 .
 가
 , 個人 權利
 (pristine genetic inheritance) . (Munson)
 (Davis) 人間尊嚴性 理性的 存在
 生物學的 本質, 本性 .
 가
 .²¹⁾ 事前同
 意 .
 .
 .
 . 社會秩序 .
 가 社會,
 經濟的 不平等 加速化 .²²⁾ (H. J. J. Leenen)
 . 父母 自律性 社
 會 集團 利害 .
 가 .

20) Adam M. Hedgecoe, op. cit., p.387.

21) Munson & Davis, "Gem-line gene therapy and the medical imperative", *Kennedy Institute of Ethics Journal* 2, 1992, p.142.

22) Munson, op. cit., p.477.

가

가²³⁾ 가

가?

(clash)

“

가?

(Zimmerman)

가

(enhancement)

,

,

가

가²⁵⁾

가

가

가

가

가?

自然秩序

“

遺傳的 構造

人間性

.”²⁶⁾ 優生學

가 積極的 優生學

가

가

가²⁷⁾

自然秩序

(sickle cell)

“ 가

” 28)

間性 . 가人

가 ,

가

(Kass) “ 가 가 .

가 ”29)

가

가

가

가

(Ian Barbour) 가

가 가 ,

가

“..... 가 가 ,

가

세대

가

가

가

(Robert Nozick), (Jonathan Glover), (John Harris)

1974 가

“ (genetic super-market)”

28) Ibid., p.148.

29) Leon Kass, "New Beginnings in Life." *The New Genetics*, Michael Hamilton(ed.), (ME: Erdmans: Grand Rapids, 1972), p.61.

30) Michael J. Reiss & Roger Straughan , *Improving Nature ?*, p.219.

가 31)

“

害

害

가

遺傳子構造

가

遺傳的 害”32)

，落胎 數

가

醫學

가

가

가

가

가

33)

4) 人間氣質 (enhancement)

人間氣質

人間氣質 向上

가

가

가

34)

31) *ibid.*, p.220.

32) *ibid.*

33) *ibid.*, pp.222-223.

가

가

가 5 가

36) 人間 改

善 危險性

性向

가 性向 人格

自律性

가

“ 가

가

.”37)

가

(Jonathan Glover) 『What Sort of People

Should There Be?』 (Glover)

가

가

가

I.Q

38)

가

가

36) *Ibid.*, p.221.

37) *Ibid.*, p.222.

38) Jonathan Glover, *What Sort of People Should There Be? Genetic Engineering, Brain Control and Their Impact on Our Future World*. (New York: Penguin Books, 1984), pp.180-184.

5)

贊反 論議 倫理的 考慮 含意

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가

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designer baby

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6.

가

現實性

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가

가?

自由 . 가

遺傳的 轉移 質 種 生存 .

DNA가 ,

() .

檢索 異常

樂

觀論 가 가 ,

運命

向方 . 意志가 意識 價值感

가 .

全體 .

, 39)

識 . 義務가 . 科學的 知

. 精神

가 . 不正義 不

平等 .

가

가?

精神的 遺傳子 .

39) Kido Inoue, "The Zen World and the Mental Genes", E. Agius & S. Busuttil, *Gem-Line Intervention and our Responsibilities to Future Generations*, (Boston: Kluwer Academic Publishers, 1998), pp.21-22.

1997. 9. 17 17 Jesse Gelsinger가 . 가
 Jesse Gelsinger James Wilson
 (1999. 12. 8-9) , National
 Institute of Health (NIH) Office of Biotechnology Activities (OBA) Amy Patterson
 (2000. 2. 2) .
 Gelsinger 가 ,

:
 Gelsinger omithine transcarbamyase (OTC) (가
) . Gelsinger
 . OTC 가 가
 4 .
 가
 가
 104.5 (40.3) . 가 가 ,
 가

18 years old Jesse Gelsinger who participated in the experimental gene therapy trial for omithine transcarbamyase died on September 17, 1999. Adenoviral vector used in the trial initiated an unusual and deadly immune system response that led to multiple organ failure and death of Jesse Gelsinger. Reactions to adenoviral vectors are well known and include liver toxicity, development of

antibodies, difficulty breathing, inflammation, coagulation disorder, fever.

After receiving the E1 and E4-deleted adenoviral vector containing OTC gene, Jesse became jaundiced, showed high levels of cytokines and evidence of a blood-clotting disorder, and died of adult respiratory distress syndrome and multiple organ failure. Jesse's clinical autopsy and laboratory study results indicate that the most significant factor in his death was oxygen deprivation brought on by Adult Respiratory Distress Syndrome, a severe lung dysfunction not seen previously in any study animals or clinical trial volunteers.

Immediately following vector infusion there was a diffuse activation of his innate immune system associated with fever. This was followed by an injury to the liver and inappropriate coagulation of blood; both processes began to resolve within 48 hours. His underlying genetic defect made it difficult for him to handle the stress of the immune activation, resulting in an accumulation of ammonia in the blood, leading to his death.

Unexpectedly, researchers found that significant amounts of vector had traveled beyond the liver into the lymph nodes, spleen, and bone marrow. Also they found that Jesse's BM was precursor-cell-depleted. This led some to speculate that interaction of the adenovirus with parvovirus might have contributed to the rapid, extreme and unstoppable immune reaction.

가 :

Gelsinger 3.8 X 10¹³

Gelsinger .

?

Gelsinger

가? Gelsinger

50% .

Gelsinger 1%

가

?

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가
 Recombinant DNA Advisory committee (RAC) , sponsor Food and Drug
 Administration (FDA)
 . Gelsinger 6 NIH
 .

RAC . 가 가 , RAC
 가 가 .

RAC . 3 NIH Harold
 Vamius RAC , sponsor
 NIH .

:

○ FDA OTC
 (cystic fibrosis, mesothelioma, melanoma, breast cancer, muscular dystrophy, glioma)
 . monitoring
 . ,
 가 , 가 FDA
 . SOP (standard operating
 procedure)

○ NIH RAC OBA

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 RAC . RAC
 . RAC
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 NIH
 . NIH NIH 가
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 NIH FDA . FDA
 NIH

NIH .

NIH 1 2

가 .

○ (Department of Health and Human Service)

. OHRP (Office for Human Research Protection)

NIH OPRR (Office for Protection from Research

Risks) . OHRP

, NIH

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가

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○ .

William Danforth 7 가

IHGT (Institute for Human Gene Therapy)

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IHGT

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data tracking system IRB

. 10-20 .

Science 286 :2244-5, 1999, Science 287 :565-7, 2000, Science 287 :1751, 2000, Science 288 :1558, 2000, Nature 402 :6, 1999, Nature 402 :107, 1999, Nature 402 :703, 1999, Nature 403 :237, 2000, Nature 403 :354, 2000, Nature 403 :583-4, 2000, Nature 403 :820, 2000, Nature 403 :817, 2000, Nature 404 :5, 2000, Nature 405 :497, 2000, Nature 405 :599, 2000, Nature 405 :724, 2000, Nature Med 6: 118, 2000, Nature Med 6: 486, 2000

150,000 가 .
가
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, 가
가
\$80,000 .
Factor 가가
. 1990 9 Adenosine deaminase(ADA)
425 (Protocol)
72% 312 protocol .
3가 가
) (Vector) ,
) 가 ,
) 가 .
1990
,
. protocol 가
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1974 10
(RAC, Recombinant DNA Advisory Committee)
1976 . RAC (NIH director)
, ,
가 .
RAC 15 1/3 가
. RAC .
. NIH . 가 protocol RAC
① protocol 가
② 가
③ 가 .
NIH 6가
① Institutional Biosafety Committee(IBC) , RAC review NIH
,
② NIH/OBA(Office of Biotechnology Activity) IBC ,
③ IBC IRB(Institutional Review Board) NIH/OBA ,
④ IBC ,
⑤ IBC ,
⑥ NIH 가 .
③ .
가 DNA RNA
, NIH/OBA FDA .
NIH protocol
. FDA IND(Investigational New Drug) review
.
NIH RAC RAC ,
, in vitro() in vivo() data .
RAC Full
review() . RAC 15
. NIH NIH

human gene transfer database

① (Vector)

②

③

④ Vector

⑤

⑥

⑦

protocol

① NIH

② 34 RAC

③

Full

review

NIH

RAC

FDA

IND

protocol

RAC

(Preclinical

test)

FDA

(IND,

Investigational New Drug)

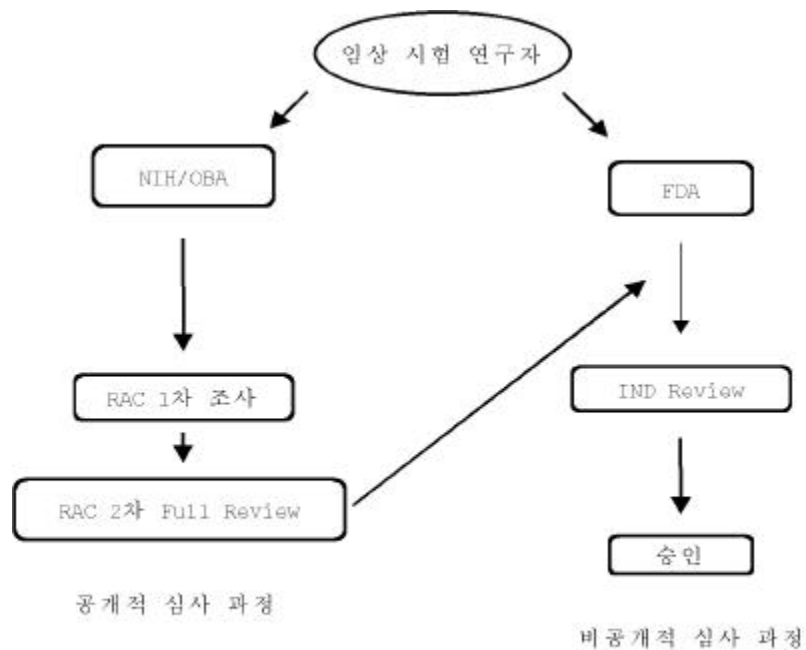
가 FDA

IND

protocol

quality control

. ()



미국의 Protocol 승인 과정

2.

1989 (CEGT, Committee on the Ethics of Gene Therapy) 1992 “ ” (GTAC, Gene Therapy Advisory Committee) 1993 . GTAC , (LREC, Local Research Ethics Committee) (MCA, Medicines Control Agency) GTAC 16 , 가 . GTAC , , , LREC . (MCA) FDA IND GTAC , .

3.

- 1997 (KFDA) 2000-52
- ① -) (, AIDS) 가 가
 - ② . — . ,
 - ③ —
 - ④ Protocol — 가
 - ⑤ — 가 :
 - ⑥ , . , .
- KFDA

