



# Welfare Services Act (Northern Ireland) 1971

## 1971 CHAPTER 2

An Act to consolidate certain enactments relating to welfare services. [16th February 1971]

*Part I (ss.1,2), Part II (ss.3#12), Part III (ss.13#21) rep. by 1972 NI 14*

### PART IV

#### GENERAL WELFARE MATTERS

*Ss.22#24 rep. by 1972 NI 14*

#### **25 Burial or cremation of the dead.**

- (1) It shall be the duty of every [<sup>F1</sup> district council] ...<sup>F2</sup> to cause to be buried or cremated the body of any person who has died or been found dead in its [<sup>F1</sup> district], where it appears to the [<sup>F1</sup> district council] that suitable arrangements for the disposal of the body have not been, or are not being, made otherwise than by the [<sup>F1</sup> district council].

*Subs.(2) rep. by SRO (NI) 1973/211; subs.(3) rep. by 1972 NI 14*

- (4) A [<sup>F1</sup> district council] ....<sup>F3</sup> may recover from the estate of the deceased person, or from any person who, for the purposes of [<sup>F1</sup> the Health and Personal Social Services (Northern Ireland) Order 1972 ], was liable to maintain the deceased person immediately before his death, expenses incurred under subsection (1)...<sup>F4F5</sup> . . . .
- (5) Nothing in the foregoing provisions of this section shall affect any enactment regulating or authorising the burial, cremation or anatomical examination of the body of a deceased person; and a body shall not be cremated under this section where the [<sup>F1</sup> district council] has reason to believe that cremation would be contrary to the wishes of the deceased.

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*Status: Point in time view as at 25/03/2022.*

*Changes to legislation: There are currently no known outstanding effects for the Welfare Services Act (Northern Ireland) 1971. (See end of Document for details)*

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- F2** SRO (NI) 1973/211
- F3** 1972 NI 14; SRO (NI) 1973/211
- F4** 1972 NI 14
- F5** 1986 NI 18

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**Modifications etc. (not altering text)**

- C1** S. 25(5) excluded (temp.) (25.3.2020) by [Coronavirus Act 2020 \(c. 7\)](#), s. 87(1), **Sch. 28 para. 13(4)(b)** (with ss. 88-90)
- C2** S. 25(5) expiry of earlier affecting provision 2020 c. 7, Sch. 28 para. 13 (25.3.2022) by [Coronavirus Act 2020 \(c. 7\)](#), s. 89 (with s. 90)

*Ss.26#29 rep. by 1972 NI 14*

*Part V (ss.30 — 35), Part VI (ss.36 — 44) rep. by 1972 NI 14*

## PART VII

### SUPPLEMENTARY

*Ss.45#47 rep. by 1972 NI 14*

#### **48 Short title.**

(1) This Act may be cited as the Welfare Services Act (Northern Ireland) 1971.

*Subs.(2)(3) rep. by 1972 NI 14*

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*Schedules 1 — 4 rep. by 1972 NI 14*

**Status:**

Point in time view as at 25/03/2022.

**Changes to legislation:**

There are currently no known outstanding effects for the Welfare Services Act (Northern Ireland) 1971.