



# Inquiries into Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016

2016 asp 2

## *Participants*

### **11 Persons who may participate in the inquiry**

- (1) The following persons may participate in inquiry proceedings in relation to the death of a person (“A”)—
- (a) A’s spouse or civil partner at the time of A’s death,
  - (b) a person living with A as if married to A at the time of A’s death,
  - (c) A’s nearest known relative if, at the time of A’s death, A—
    - (i) did not have a spouse or civil partner, and
    - (ii) was not living with a person as if married to the person,
  - (d) where the death is within section 2(3)—
    - (i) A’s employer, if A was acting in the course of the person’s employment,
    - (ii) an inspector appointed under section 19 of the Health and Safety at Work etc. Act 1974 (appointment of inspectors),
    - (iii) a trade union, or similar body, representing the interests of workers in connection with the employment or occupation concerned, if A was at the time of A’s death a member of the trade union or body,
  - (e) any other person who the sheriff is satisfied has an interest in the inquiry.
- (2) In this Act—
- (a) “inquiry proceedings” means any proceedings under this Act in relation to an inquiry,
  - (b) references to a participant in an inquiry are references to a person who participates in the inquiry proceedings by virtue of subsection (1).