



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

2016 asp 2

Findings and recommendations

27 Dissemination of the sheriff's determination

- (1) The Scottish Courts and Tribunals Service (“the SCTS”) must—
 - (a) publish, in such manner as it considers appropriate, each determination made under section 26(1),
 - (b) give a copy of each such determination to—
 - (i) the Lord Advocate,
 - (ii) each participant in the inquiry,
 - (iii) each person to whom a recommendation made in the determination is addressed, and
 - (iv) any other person who the sheriff considers has an interest in a recommendation made in the determination.
- (2) The SCTS must, on request, give an office-holder in the Scottish administration, a Minister of the Crown, a department of the Government of the United Kingdom or the Health and Safety Executive a copy of—
 - (a) a determination made under section 26(1),
 - (b) the notice given under section 15(1) in relation to the inquiry to which the determination relates,
 - (c) any transcript of the evidence at the inquiry,
 - (d) any report or documentary production used in the inquiry.
- (3) The SCTS must, on payment of the specified fee, give any other person a copy of any transcript of the evidence at an inquiry, if the person—
 - (a) makes a request for it within the specified period, and
 - (b) has an interest in the inquiry.
- (4) In subsection (3), “specified” means specified in an act of sederunt under section 36(1).
- (5) The sheriff may decide that part of a determination—
 - (a) is not to be given to a person under subsection (1)(b)(iii) or (iv),

- (b) is to be withheld from publication under this section.
- (6) After the sheriff has made a determination under section 26(1), the procurator fiscal must give the following information to the Registrar General of Births, Deaths and Marriages for Scotland—
- (a) the name and last known address of the person to whose death the determination relates, and
 - (b) the date, place and cause of the death.