



# Burial and Cremation (Scotland) Act 2016

## 2016 asp 20

### PART 2

#### CREMATION

##### *Cremation*

#### **50 Requirements for carrying out cremation**

- (1) A person may not carry out a cremation unless—
  - (a) the person is a cremation authority,
  - (b) the cremation authority has granted an application made under section 48 in respect of the cremation, and
  - (c) the cremation is carried out in a crematorium.
- (2) A person who knowingly contravenes subsection (1) commits an offence.
- (3) A person who commits an offence under subsection (2) is liable on summary conviction to imprisonment for a term not exceeding 12 months or to a fine not exceeding level 3 on the standard scale or to both.
- (4) In subsection (1)(c), “crematorium” means a building fitted with equipment for the carrying out of cremations.

#### **Commencement Information**

**II** S. 50 in force at 4.4.2019 by S.S.I. 2018/380, reg. 2, sch. (with regs. 4, 8)

**Changes to legislation:**

There are currently no known outstanding effects for the Burial and Cremation (Scotland) Act 2016, Section 50.