

EXECUTIVE NOTE

THE REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES (FEES) (SCOTLAND) ORDER 2009 (SSI 2009/65)

1. The above instrument was made in exercise of the powers conferred by sections 5(1) and (2) of, and paragraph 1(b) of Schedule 3 to, the Public Expenditure and Receipts Act 1968. The instrument is subject to negative resolution procedure.

Policy Objectives

2. Registration service fees are set by the Registrar General for Scotland with the approval of the Scottish Ministers by regulations made under the Registration of Births, Deaths and Marriages (Scotland) Act 1965, the Marriage (Scotland) Act 1977, the Civil Partnership Act 2004 and the Local Electoral Administration and Registration Services (Scotland) Act 2006.

3. In addition, fees payable for a certificate of birth, death, marriage or civil partnership issued for the purposes of certain Acts are set by the Scottish Ministers by Order made under the Public Expenditure and Receipts Act 1968. The Order allows for the charging by local authorities of fees for such certificates under the following enactments –

Savings Bank Act 1887

Factories Act 1961

Education (Scotland) Act 1980

The Social Security Administration Act 1992

4. The level of fees is reviewed annually to ensure that the cost of providing chargeable services is fully recovered and to take account when fixing charges of any likely future increases in costs.

5. The purpose of the instrument is to increase the fee for the issue of a certificate under these statutory provisions from £8.50 to £9.00.

Consultation

5. GROS consulted the Convention of Scottish Local Authorities (CoSLA) and the Association of Registrars of Scotland) (AROS) on the level of fees.

Financial Effects

6. The costs associated will be borne by those who wish to purchase such certificates.

General Register Office for Scotland
February 2009