
SCOTTISH STATUTORY INSTRUMENTS

2018 No. 384

The Burial and Cremation (Pregnancy Loss Prescribed Information and Forms) (Scotland) Regulations 2018

Pregnancy loss on or before 24 weeks

Pregnancy likely to end on or before 24th week: prescribed information for section 77(4)

7.—(1) The information in paragraph (2) is prescribed information for the purpose of section 77(4) (arrangements where woman's pregnancy likely to end before, or on completion of, 24th week: relevant health body record of prescribed information).

(2) The information is—

- (a) the woman's name,
- (b) the woman's home address,
- (c) the woman's patient identifier,
- (d) gestational age of pregnancy,
- (e) any decision by the relevant health body that it is not in the woman's best interests to be given an opportunity to decide on the matters in paragraph (3),
- (f) where the relevant health body considers that it is in the woman's best interests to give the woman an opportunity to decide on the matters in paragraph (3)—
 - (i) that the woman made no decision on the matters, or
 - (ii) the decision of the woman on the matters,
- (g) where the woman decides she wishes to authorise the relevant health body to make arrangements for the remains of the fetus to be buried or cremated—
 - (i) the name of the individual to whom the decision is communicated by the woman,
 - (ii) the position held in the relevant health body by the individual to whom the decision is communicated by the woman, and
 - (iii) the date on which the decision is communicated to the individual by the woman,
- (h) where the woman decides she wishes to authorise an individual of or over 16 years of age to make arrangements for the remains of the fetus to be buried or cremated, the name of the individual and the individual's relationship to the woman, and
- (i) where the woman decides she wishes to authorise an individual of or over 16 years of age or the relevant health body to make arrangements for the remains of the fetus to be buried or cremated in a way specified by the woman, the way specified.

(3) The matters are—

- (a) whether the woman wishes to make the arrangements for the remains of the fetus to be buried or cremated,
- (b) whether the woman wishes to authorise an individual of or over 16 years of age to make those arrangements—

- (i) in a way specified by the woman, or
 - (ii) in a way specified by the body,
 - (c) whether the woman wishes to authorise the relevant health body to make those arrangements—
 - (i) in a way specified by the woman, or
 - (ii) in a way specified by the body,
 - (d) if the woman wishes to authorise the relevant health body under paragraph (c), whether she wishes to authorise the body to make those arrangements—
 - (i) as soon as practicable after the pregnancy ends, or
 - (ii) after the expiry of the 7-day period.
- (4) In this regulation references to “the woman” are to the woman who has been informed by the relevant health body that the relevant health body considers that it is likely that her pregnancy will end before or on completion of its 24th week, mentioned in section 77(1).
- (5) In this regulation “7-day period” and “relevant health body” have the meanings given in section 77(5).