



Registration of Births, Deaths and Marriages (Scotland) Act 1965

1965 CHAPTER 49

PART III

REGISTRATION OF DEATHS

23 Duty to give information of particulars of death.

(1) Subject to the subsequent provisions of this Part of this Act, in the case of every death it shall be the duty of—

- (a) any relative of the deceased;
- (b) any person present at the death;
- (c) the deceased's executor or other legal representative;
- (d) the occupier, at the time of death, of the premises where the death took place; or
- (e) if there is no such person as is mentioned in the foregoing paragraphs, any other person having knowledge of the particulars to be registered,

^{F1}..., within eight days, or such other period, not being less than three days, as may be prescribed, from the date of the death or, in a case where the body of a dead person has been found, from the date of the finding, [^{F2}give] information to the best of his knowledge and belief of the particulars required to be registered concerning the death, [^{F3}to the district registrar for a registration district]:

Provided that the giving of that information ^{F4}... by any one of those persons shall constitute a discharge of any duty imposed by this subsection on any other person.

^{F5}(1A) For the purposes of subsection (1), a person shall give information of the prescribed particulars concerning a death to the district registrar for a registration district by—

- (a) attending personally at the registration office for that district and—
 - (i) giving to the registrar information of the particulars required to be registered concerning the death, and

Status: Point in time view as at 26/03/2020. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Registration of Births, Deaths and Marriages (Scotland) Act 1965, Section 23. (See end of Document for details)

- (ii) attesting, in the prescribed manner, the prescribed form (in this Part, the “death registration form”) concerning the death in the presence of the registrar, or
- (b) submitting to the registrar by a prescribed means a death registration form concerning the death which has been completed by the person and attested by him in the prescribed manner.]
- (2) Nothing in this ^{F6}... section shall authorise the registration of the particulars of any death in two or more registers, or more than once in any one register.
- (3) If it appears to the Registrar General that the particulars of the death of any person have been registered in two or more registers, or more than once in any one register, he may give directions for the cancellation of all those registrations except such one of them as may be specified in the directions.

Textual Amendments

- F1** Words in s. 23(1) repealed (1.10.2006 for specified purposes, 24.9.2022 in so far as not already in force) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\)](#), **ss. 42(3)(a)(i)**, 63(2); S.S.I. 2006/469, art. 2, sch. 1 (with art. 4); S.S.I. 2022/266, art. 2(d)
- F2** Word in s. 23(1) inserted (1.10.2006 for specified purposes, 24.9.2022 in so far as not already in force) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\)](#), **ss. 42(3)(a)(ii)**, 63(2); S.S.I. 2006/469, art. 2, sch. 1 (with art. 4); S.S.I. 2022/266, art. 2(d)
- F3** Words in s. 23(1) substituted (1.10.2006 for specified purposes, 1.1.2007 in so far as not already in force) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\)](#), **ss. 42(3)(a)(iii)**, 63(2); S.S.I. 2006/469, arts. 2, 3, Schs. 1, 2 (with art. 4)
- F4** Words in s. 23(1) repealed (1.10.2006 for specified purposes, 1.1.2007 in so far as not already in force) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\)](#), **ss. 42(3)(a)(iv)**, 63(2); S.S.I. 2006/469, arts. 2, 3, Schs. 1, 2 (with art. 4)
- F5** S. 23(1A) inserted (1.10.2006 for specified purposes, 14.1.2008 for specified purposes, 24.9.2022 in so far as not already in force) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\)](#), **ss. 42(3)(b)**, 63(2); S.S.I. 2006/469, art. 2, sch. 1 (with art. 4); S.S.I. 2007/566, art. 2 (with art. 3); S.S.I. 2022/266, art. 2(e)
- F6** Words in s. 23(2) repealed (1.10.2006 for specified purposes, 1.1.2007 in so far as not already in force) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\)](#), **ss. 42(3)(c)**, 63(2); S.S.I. 2006/469, arts. 2, 3, Schs. 1, 2 (with art. 4)

Modifications etc. (not altering text)

- C1** S. 23(1) extended (temp.) (26.3.2020) by [Coronavirus Act 2020 \(c. 7\)](#), s. 87(2), **Sch. 13 para. 11** (with ss. 88-90, Sch. 13 para. 15); S.I. 2020/361, **reg. 2(a)** (which affecting provision is continued until 24.9.2022 by [The Coronavirus Act 2020 \(Alteration of Expiry Date\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/40\)](#), regs. 1, **2(a)**) (and which affecting provision expires (25.9.2022) by [Coronavirus Act 2020 \(c. 7\)](#), s. 89)

Status:

Point in time view as at 26/03/2020. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Registration of Births, Deaths and Marriages (Scotland) Act 1965, Section 23.