



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

1965 CHAPTER 49

PART V

GENERAL

Searches and Extracts, etc.

38 Search of indexes kept by Registrar General.

- (1) The Registrar General shall cause to be made and [^{F1}keep] alphabetical indexes of the entries in the registers of births, deaths and marriages sent to him under this Act or any enactment repealed by this Act.
- (2) On payment to him of such fee or fees as may be prescribed, the Registrar General shall, at any time when the General Register Office is open for that purpose—
 - (a) cause a search to be made of the said indexes on behalf of any person or permit that person to search the indexes himself, and
 - (b) issue to any person an extract of any entry in the said registers which that person may require.
- (3) The Registrar General may, if he sees fit in any particular case, and on payment to him of such fee or fees as may be prescribed, cause a search to be made for, and allow any person to have an extract of, any entry in a register of still-births which has been transmitted to him.

Subordinate Legislation Made

- P1** S. 3*: for previous exercises of this power see Index to Government Orders.
- P2** S. 38(2)(3): s. 54(1) (with ss. 28A(4), 37(2)(3), 38(2)(3), 40(1), 43(8), 47 and 56) power exercised [S.I.1991/2817](#).

Changes to legislation: There are currently no known outstanding effects for the Registration of Births, Deaths and Marriages (Scotland) Act 1965, Section 38. (See end of Document for details)

Textual Amendments

- F1** Word in s. 38(1) substituted (1.10.2006) by [Local Electoral Administration and Registration Services \(Scotland\) Act 2006 \(asp 14\), ss. 44\(4\), 63\(2\)](#); S.S.I. 2006/469, art. 2, Sch. 1 (with art. 4)

Modifications etc. (not altering text)

- C1** S. 38(1)(2) applied (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\), ss. 98, 263\(3\)](#); S.S.I. 2005/604, art. 2(b)
- C2** S. 38(1)(2) applied by 2004 c. 33, s. 98(1) (as 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. 52\(6\), 63\(2\)](#); S.S.I. 2006/469, arts. 2, 3, Schs. 1, 2 (with art. 4))
- C3** S. 38(1) modified (24.3.2016) by [The Gender Recognition \(Marriage and Civil Partnership Registration\) \(Modification\) \(Scotland\) Order 2016 \(S.S.I. 2016/67\), arts. 1, 3\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Registration of Births, Deaths and Marriages (Scotland) Act 1965, Section 38.