



Inquiries into Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016

2016 asp 2

Participants

11 Persons who may participate in the inquiry

- (1) The following persons may participate in inquiry proceedings in relation to the death of a person (“A”)—
- (a) A's spouse or civil partner at the time of A's death,
 - (b) a person living with A as if married to A at the time of A's death,
 - (c) A's nearest known relative if, at the time of A's death, A—
 - (i) did not have a spouse or civil partner, and
 - (ii) was not living with a person as if married to the person,
 - (d) where the death is within section 2(3)—
 - (i) A's employer, if A was acting in the course of the person's employment,
 - (ii) an inspector appointed under section 19 of the Health and Safety at Work etc. Act 1974 (appointment of inspectors),
 - (iii) a trade union, or similar body, representing the interests of workers in connection with the employment or occupation concerned, if A was at the time of A's death a member of the trade union or body,
 - (e) any other person who the sheriff is satisfied has an interest in the inquiry.
- (2) In this Act—
- (a) “inquiry proceedings” means any proceedings under this Act in relation to an inquiry,
 - (b) references to a participant in an inquiry are references to a person who participates in the inquiry proceedings by virtue of subsection (1).

Commencement Information

11 S. 11 in force at 15.6.2017 by [S.S.I. 2017/155](#), [reg. 2](#) (with [reg. 5](#))

Changes to legislation:

Inquiries into Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016, Section 11 is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 7A and cross-heading inserted by [2023 c. 41 Sch. 11 para. 3\(1\)](#)
- Sch. A1 inserted by [2023 c. 41 Sch. 11 para. 3\(2\)](#)