



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

2016 asp 2

Inquiries into deaths occurring in Scotland

4 Discretionary inquiries

- (1) An inquiry is to be held into the death of a person which occurred in Scotland if the Lord Advocate—
- (a) considers that the death—
 - (i) was sudden, suspicious or unexplained, or
 - (ii) occurred in circumstances giving rise to serious public concern, and
 - (b) decides that it is in the public interest for an inquiry to be held into the circumstances of the death.
- (2) Subsection (1) does not apply to a death within section 2(3) or (4).

Commencement Information

II S. 4 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 4 is up to date with all changes known to be in force on or before 12 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\(2\)](#)