



# Burial and Cremation (Scotland) Act 2016

## 2016 asp 20

### PART 2

#### CREMATION

##### *Register*

#### 57 Cremation register

- (1) Each cremation authority must prepare and maintain for each crematorium for which it is the cremation authority a register containing prescribed information about cremations carried out in the crematorium (a “cremation register”).
- (2) The Scottish Ministers may by regulations—
  - (a) require a cremation register to be in a specified form and kept in a specified manner, or
  - (b) make such other provision relating to a cremation register as they consider appropriate.
- (3) A cremation authority must make arrangements for each of its cremation registers to be available for inspection by members of the public on payment of such reasonable charge (if any) as the authority may determine.
- (4) A cremation authority must make arrangements for copies of entries in its cremation registers to be supplied, on request, to members of the public on payment of such reasonable charge (if any) as the authority may determine.
- (5) A cremation register must be kept indefinitely.
- (6) An extract from a cremation register kept by a cremation authority, duly certified as a true copy by the cremation authority, is sufficient evidence of the cremation entered in it for the purposes of any court proceedings.
- (7) In this section, “specified” means specified in the regulations.

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*Status: Point in time view as at 04/04/2019.*

*Changes to legislation: There are currently no known outstanding effects for the Burial and Cremation (Scotland) Act 2016, Cross Heading: Register. (See end of Document for details)*

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**Commencement Information**

**I1** [S. 57](#) in force at 4.4.2019 by [S.S.I. 2018/380](#), [reg. 2](#), [sch.](#) (with [regs. 6, 8](#))

**58 Cremation register: offence**

- (1) A cremation authority commits an offence if, without reasonable excuse, the authority contravenes section 57(1) by failing to prepare or maintain a cremation register.
- (2) A cremation authority which commits an offence under subsection (1) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

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**Commencement Information**

**I2** [S. 58](#) in force at 4.4.2019 by [S.S.I. 2018/380](#), [reg. 2](#), [sch.](#) (with [reg. 8](#))

**Status:**

Point in time view as at 04/04/2019.

**Changes to legislation:**

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