



Burial and Cremation (Scotland) Act 2016

2016 asp 20

PART 3

ARRANGEMENTS

Pregnancy loss after 24 weeks

70 Section 69: health body authorised to make arrangements

- (1) This section applies where—
 - (a) a woman's pregnancy is terminated after its 24th week by virtue of section 1(1) (b), (c) or (d) of the Abortion Act 1967, and
 - (b) an appropriate health body is authorised by virtue of section 69(2)(b) to make arrangements for the remains of the fetus to be buried or cremated.
- (2) The appropriate health body—
 - (a) may make arrangements for the remains to be buried or cremated, and
 - (b) if by virtue of section 69(2)(b)(i) it is authorised to do so in a specified way, must do so in that way.
- (3) The appropriate health body may make the arrangements—
 - (a) if the authorisation was given by virtue of section 69(2)(c)(i), as soon as practicable after the pregnancy is terminated,
 - (b) if the authorisation was given by virtue of section 69(2)(c)(ii) and not withdrawn before the expiry of the 7-day period, after the expiry of that period.
- (4) In this section, “appropriate health body” and “7-day period” have the meanings given by section 69(5).

Commencement Information

II S. 70 in force at 4.4.2019 by S.S.I. 2018/380, reg. 2, sch. (with reg. 8)

Changes to legislation:

There are currently no known outstanding effects for the Burial and Cremation (Scotland) Act 2016, Section 70.