



# Burial and Cremation (Scotland) Act 2016

## 2016 asp 20

### PART 4

#### INSPECTION

#### 93 Reports

- (1) Each inspector must prepare and publish annual reports.
- (2) The first annual report prepared by an inspector under subsection (1)—
  - (a) is to be published before the expiry of the period of 12 months beginning with the day on which the inspector is appointed, and
  - (b) is to relate to that period.
- (3) Each subsequent annual report—
  - (a) is to be published no later than 12 months after publication of the preceding annual report, and
  - (b) is to relate to the period beginning with publication of the preceding annual report and ending with publication of the subsequent annual report.
- (4) An annual report by an inspector—
  - (a) must contain information about the activities carried out by the inspector during the period to which the report relates,
  - (b) may contain recommendations that the inspector considers would, if implemented—
    - (i) improve the services provided by cremation authorities, burial authorities or (as the case may be) funeral directors, or
    - (ii) improve the keeping of relevant documents, records or registers.
- (5) In subsection (4)(b)(ii), “relevant documents, records or registers” means documents, records or registers which a person mentioned in section 91(1)(a) is required, under or by virtue of this Act, to have or maintain.
- (6) As soon as reasonably practicable after publication, annual reports must be laid before the Scottish Parliament.

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**Changes to legislation:** There are currently no known outstanding effects for the Burial and Cremation (Scotland) Act 2016, Section 93. (See end of Document for details)

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- (7) An inspector may, at any time the inspector thinks appropriate, prepare a report about any matters relating to the inspector's functions (an “ad hoc report”).
- (8) If an inspector prepares an ad hoc report, the inspector—
- (a) must send a copy of the report to the Scottish Ministers,
  - (b) may, if the inspector thinks it appropriate—
    - (i) publish the report,
    - (ii) lay the report before the Scottish Parliament.

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**Commencement Information**

- I1** S. 93 in force at 28.12.2016 for specified purposes by S.S.I. 2016/417, reg. 2, **sch.** (with reg. 4)
- I2** S. 93 in force at 4.4.2019 in so far as not already in force 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 93.