
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations bring into force certain provisions of the Inquiries into Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016 (“the 2016 Act”) on 1st December 2016.

Regulation 2 commences sections 13 and 14 of the 2016 Act. Section 13 provides for the choice of sheriffdom in which a fatal accident inquiry is to be held. Section 14 provides for a single fatal accident inquiry into more than one death.

Regulation 3(2) and (3) are transitional provisions applying sections 13 and 14 to fatal accident inquiries applied for on or after 1st December 2016 under the Fatal Accidents and Sudden Deaths Inquiry (Scotland) Act 1976 (“the 1976 Act”).

Regulation 3(4) transitorily modifies the 1976 Act to disapply provisions that would be inconsistent with the effect of regulation 3(2) and (3).

The Bill for the 2016 Act received Royal Assent on 14th January 2016. Sections 36(6), 40 to 43, and schedule 1 came into force on the following day.