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STATUTORY INSTRUMENTS

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**2008 No. 2841**

The Cremation (England and Wales) Regulations 2008

PART 4

Conditions for cremation

**Cremation of a stillborn child**

- 20.**—(1) No cremation of a stillborn child may take place unless—
- (a) an application for cremation is made in accordance with regulation 15;
  - (b) a certificate is given under section 11(2) or (3) of the 1953 Act (certificates as to registration of stillbirth);
  - (c) (i) a certificate is given by a registered medical practitioner or a registered midwife who has examined the body and who can certify that the child was stillborn; or  
(ii) where paragraph (2) applies, a declaration is given by a person who is qualified to give information concerning the birth; and
  - (d) written authority is given by a medical referee in accordance with regulation 26.
- (2) This paragraph applies where the child was stillborn and either—
- (a) no registered medical practitioner or registered midwife was present at the birth or has examined the body; or
  - (b) a certificate under paragraph (1)(c)(i) cannot be obtained from a registered medical practitioner or a registered midwife who was present at the birth.