



# Certification of Death (Scotland) Act 2011

## 2011 asp 11

### *Powers of medical reviewers*

#### **15 Documents: offences**

- (1) Any person to whom a notice under section 14 is given commits an offence if the person—
  - (a) deliberately alters, suppresses, conceals or destroys any document which that person is required to produce by the notice, or
  - (b) refuses or fails to produce any such document.
- (2) It is a defence for a person charged with an offence under subsection (1)(b) to prove that there was a reasonable excuse for the refusal or failure.
- (3) A person is not obliged under section 14 to produce any document which that person would be entitled to refuse to produce in a court in Scotland.
- (4) A person who commits an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale or to imprisonment for a period not exceeding 3 months.
- (5) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of—
  - (a) a director, manager, secretary or other similar officer of the body corporate, or
  - (b) any person who was purporting to act in any such capacity,that person, as well as the body corporate, commits the offence and is liable to be proceeded against accordingly.

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#### **Commencement Information**

**II** S. 15 in force at 13.5.2015 by [S.S.I. 2015/115](#), art. 3

**Status:**

Point in time view as at 13/05/2015.

**Changes to legislation:**

There are currently no known outstanding effects for the Certification of Death (Scotland) Act 2011, Section 15.