



# Burial and Cremation (Scotland) Act 2016

## 2016 asp 20

### PART 1

#### BURIAL

##### *Burial in burial ground*

PROSPECTIVE

#### **19 Right to erect headstone**

- (1) The person in whom a right of burial in a lair in a burial ground is vested may apply to the burial authority for the burial ground for the right to erect a headstone or other memorial on the lair.
- (2) A burial authority may refuse such an application if, in the opinion of the authority, it is reasonable to do so.
- (3) A right conferred by the granting of such an application is subject to, and must be exercised in accordance with, any regulations under this Part.
- (4) Subsection (5) applies where a right of burial in a lair is extinguished (including at the end of any period for which it is extended under section 14).
- (5) A right to erect a headstone or other memorial on the lair conferred by virtue of subsection (1) on the person in whom a right of burial is vested is extinguished on the extinguishment of the right of burial.
- (6) More than one application may be made under subsection (1) by the person in whom a right of burial is vested.

**Status:**

This version of this provision is prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Burial and Cremation (Scotland) Act 2016, Section 19.