



Burial and Cremation (Scotland) Act 2016

2016 asp 20

PART 1

BURIAL

Lair: restoration to use

34 Notification where right-holder cannot be found

- (1) This section applies where—
 - (a) a burial authority gives notice under subsection (2) of section 33 but does not receive notice from the right-holder by virtue of subsection (3)(b) of that section, or
 - (b) a burial authority is unaware of, or unable to ascertain, the name and address of the right-holder for the purpose of giving notice under subsection (2) of that section.
- (2) The burial authority must give notice in the prescribed form and the prescribed manner of the authority's proposal to restore the lair to use.
- (3) A notice under subsection (2) must—
 - (a) contain prescribed information,
 - (b) comply with prescribed requirements, and
 - (c) specify a prescribed period within which a person may object to the authority's proposal to restore the lair to use.