



Burial and Cremation (Scotland) Act 2016

2016 asp 20

PART 1

BURIAL

Burial in burial ground

VALID FROM 02/06/2023

8 Application to carry out burial

- (1) A person may not carry out a burial of human remains in a burial ground unless—
 - (a) the person has submitted to the burial authority for the burial ground an application to carry out the proposed burial, and
 - (b) the application has been granted.
- (2) The Scottish Ministers may by regulations make provision for or in connection with applications mentioned in subsection (1).
- (3) In making such an application, a person must comply with any requirements imposed by or under regulations under subsection (2).
- (4) Regulations under subsection (2) may in particular—
 - (a) specify the form and content of applications,
 - (b) specify persons, or a description of persons, who may issue forms on which applications are to be made,
 - (c) prohibit such persons from altering the forms other than in such ways as may be specified in the regulations,
 - (d) specify persons, or a description of persons, who may submit applications,
 - (e) make provision about documents to be submitted with applications, or
 - (f) make provision for reviews of, or appeals against, decisions of a burial authority—
 - (i) to grant an application, or
 - (ii) to refuse to grant an application.

Status:

Point in time view as at 04/04/2019. This version of this provision is not valid for this point in time.

Changes to legislation:

There are currently no known outstanding effects for the Burial and Cremation (Scotland) Act 2016, Section 8.