

**2015 No. 163**

**REGISTRATION OF BIRTHS, DEATHS AND  
MARRIAGES ETC.**

**The Certification of Death (Scotland) Act 2011 (Application for  
Review) Regulations 2015**

<i>Made</i> - - - -	<i>2nd April 2015</i>
<i>Laid before the Scottish Parliament</i>	<i>2nd April 2015</i>
<i>Coming into force</i> - -	<i>13th May 2015</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 4(8) of the Certification of Death (Scotland) Act 2011<sup>(a)</sup> and all other powers enabling them to do so.

**Citation and commencement**

1. These Regulations may be cited as the Certification of Death (Scotland) Act 2011 (Application for Review) Regulations 2015 and come into force on 13th May 2015.

**Form and content of application under section 4(1) of the Certification of Death (Scotland) Act 2011**

2. An application under section 4(1) of the Certification of Death (Scotland) Act 2011 must be—
- (a) in the Form set out in the Schedule and contain the information and documents specified in that form;
  - (b) submitted to Healthcare Improvement Scotland<sup>(b)</sup>; and
  - (c) accompanied by the medical certificate of cause of death.

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<sup>(a)</sup> 2011 asp 11.

<sup>(b)</sup> Healthcare Improvement Scotland was established under section 10A of the National Health Service (Scotland) Act 1978 c.29 which was inserted by section 108 of the Public Services Reform (Scotland) Act 2010 (asp 8).

### **Rejected applications**

3. Where an application is rejected because the medical certificate of cause of death is not eligible or because the application is incomplete, the medical reviewer must tell the applicant in what respect the certificate is not eligible or the application is incomplete.

St Andrew's House,  
Edinburgh  
2nd April 2015

*MAUREEN WATT*  
Authorised to sign by the Scottish Ministers

SCHEDULE

(Regulation 2)

FORM

Form of application under section 4(1) of the Certification of Death (Scotland) Act 2011

Please note that all sections of this form must be completed. The medical certificate of cause of death must be included with this application.

Section A – Applicant details

Full Name:

Address:

Please provide at least one method of contact:

- Telephone Number:
- Email Address:

Reason why applicant is as an “interested person”<sup>1</sup> (please tick). Applicant is:

a person who, under the Registration of Births, Deaths and Marriages (Scotland) Act 1965, is required or stated to be qualified to give information concerning the deceased’s death

a health care professional (or other carer) who was involved with the deceased’s care prior to the deceased’s death

the funeral director responsible for the funeral arrangements of the deceased<sup>2</sup>

the person having charge of the place of disposal of the body of the deceased<sup>2</sup>

Section B – Deceased person’s details

Has the funeral taken place? If No, when is the funeral planned for? .....

Name (as it appears on the Death Certificate):

Date of Death:

Registration District Number:

Registration Entry Number:

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**Section C – Relevant information**

Please provide any additional relevant information regarding this application

**Section D – Declaration**

The applicant hereby certifies that to the best of their knowledge and belief the information contained in this application is complete, and correct, and, that the date of death occurred

- on or after 13th May 2015 and
- within the last 3 years.

Signature of applicant  
(manual or electronic):

Date:

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<sup>1</sup>. The term “interested person” is defined in section 4(5) of the Certification of Death (Scotland) Act 2011

<sup>2</sup>. Assistance on how to determine whether a person falls within this category is provided in Scottish Government guidance.

## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations make provision to give effect on 13th May 2015 section 4(8) of the Certification of Death (Scotland) Act 2011 to provide for a review of a medical certificate of cause of death on the application of an interested party.

Regulation 2 specifies the form and content of an application.

Regulation 3 provides the information a medical reviewer must provide on rejection of an application.

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