



# Public Health (Control of Disease) Act 1984

## 1984 CHAPTER 22

### PART II

#### CONTROL OF DISEASE

##### *Death of person suffering from notifiable disease*

#### **43 Person dying in hospital with notifiable disease**

(1) If—

- (a) a person dies in hospital while suffering from a notifiable disease, and
- (b) the proper officer of the local authority for the district or a registered medical practitioner certifies that in his opinion it is desirable, in order to prevent the spread of infection, that the body should not be removed from the hospital except for the purpose of being taken direct to a mortuary or being forthwith buried or cremated,

it shall not be lawful for any person to remove the body from the hospital except for such a purpose.

- (2) In any such case, when the body is removed for the purpose of burial or cremation from the hospital or any mortuary to which it has been taken, it shall forthwith be taken direct to some place of burial or crematorium and there buried or cremated.
- (3) A person who contravenes any provision of this section shall be liable on summary conviction to a fine not exceeding level 1 on the standard scale.

#### **44 Isolation of body of person dying with notifiable disease**

Every person having the charge or control of premises in which is lying the body of a person who has died while suffering from a notifiable disease shall take such steps as may be reasonably practicable to prevent persons coming unnecessarily into contact

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*Status: This is the original version (as it was originally enacted).*

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with, or proximity to, the body, and if he fails to do so he shall be liable on summary conviction to a fine not exceeding level 1 on the standard scale.

#### **45 Restriction of wakes**

It shall not be lawful to hold a wake over the body of a person who has died while suffering from a notifiable disease; and the occupier of any premises who permits or suffers any such wake to take place on them, and every person who takes part in the wake, shall be liable on summary conviction to a fine not exceeding level 1 on the standard scale.