STATUTORY INSTRUMENTS

1977 No. 1892 (S.145)

REGISTRATION OF BIRTHS, DEATHS, MARRIAGES, ETC.

The Registration of Births, Deaths and Marriages (Fees) (Scotland) Regulations 1977

Made - - -	12*th November* 1977
Laid before Parliament	24*th November* 1977
Coming into Operation	1*st January* 1978

In exercise of the powers conferred upon me by section 54(1)(*a*) and (*b*) of the Registration of Births, Deaths and Marriages (Scotland) Act 1965(**a**), and with the approval of the Secretary of State, I hereby make the following regulations:—

Citation and Commencement

1. These regulations may be cited as the Registration of Births, Deaths and Marriages (Fees) (Scotland) Regulations 1977 and shall come into operation on 1st January 1978.

Interpretation

2.—(1) The Interpretation Act 1889(**b**) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(2) In these regulations:—

"the Act" means the Registration of Births, Deaths and Marriages (Scotland) Act 1965;

"abbreviated certificate of birth" has the meaning assigned to it by sections 19 and 40 of the Act;

"extract" means a full copy or a reproduction of an entry in the statutory registers or parochial registers;

"general search" means a search, over any period of years for any number of entries, made by any person with the permission of the Registrar General or the registrar;

(a) 1965 c. 49.

(b) 1889 c. 63.

"indexes to statutory registers" means the alphabetical indexes of the entries in the registers of births, deaths and marriages kept by the registrar of births, deaths and marriages and the Registrar General under the Act or any enactment repealed by the Act, and the index to the Adopted Children Register made and kept by the Registrar General under section 22(3) of the Adoption Act 1958(**a**);

"name" means Christian name or forename;

"parochial registers" includes copies of such registers or indexes thereto;

"particular search" means a search for a specified entry caused to be made by the Registrar General or made by a registrar;

"registrar" means a senior registrar, district registrar, additional district registrar, interim district registrar or assistant registrar appointed or deemed to be appointed under the Act;

"Registrar General" means the Registrar General of Births, Deaths and Marriages for Scotland, for the time being.

Fees

3.—(1) Subject to the following provisions of this regulation, the fees payable under the provisions specified in column 2 of Schedules 1 and 2 to these regulations in respect of the services described in column 3 of those Schedules shall be increased respectively to the amounts specified in column 4 thereof.

(2) The Registrar General may authorise the remission of a fee or part of a fee in any case where (*a*) the payment of the fee is likely to cause hardship to the person by whom it is payable or (*b*) the service in respect of which the fee is payable is performed for research purposes.

(3) The Registrar General may, on application by any body or organisation not operating for profit, determine an annual inclusive fee for general searches made by such body or organisation in lieu of the fees for general searches as set out in Schedule 1 to these regulations, and any fee so determined shall not exceed the fees otherwise payable under the said Schedule, and shall be subject to annual review thereafter.

4. The Registration of Births, Deaths and Marriages (Fees) (Scotland) Regulations 1975(**b**) are hereby revoked.

W. Baird,
Registrar General

New Register House,
Edinburgh.

10th November 1977.

I approve.

Bruce Millan,
One of Her Majesty's
Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.

12th November 1977.

(**a**) 7 & 8 Eliz. 2 c. 5.

(**b**) S.I. 1975/1809 (1975 III, p. 6855).

SCHEDULE 1

FEES CHARGEABLE IN GENERAL REGISTER OFFICE

1	2 Enactment	3 Service	4 Fee
1965 c. 49 7 & 8 Eliz. 2 c. 5	Registration of Births, Deaths and Marriages (Scotland) Act 1965 Sections 38(2), 38(3) and 47; and Adoption Act 1958 Section 22(3)	**Issue of:—** first or only extract of entry following particular search	£2.50
		second or any subsequent extract of the same entry applied for at the same time	£1.50
		extract of entry following general search	£1.50
1965 c. 49	Registration of Births, Deaths and Marriages (Scotland) Act 1965 Section 40	abbreviated certificate of birth	£1.50
7 & 8 Eliz. 2 c. 5	Sections 38(2) and 47; Adoption Act 1958 Section 22(3)	Particular search in the indexes to the statutory registers where specified entry untraced:— for each period of 5 years or part thereof ..	£1
		Particular search in the parochial registers where specified entry untraced:— for each period of 5 years or part thereof ..	£1.50
		General search in the indexes to the statutory registers: per day or part thereof	£3
		General search in the parochial registers: per day or part thereof	£2
		Inclusive general search in the parochial registers and in the indexes to the statutory registers:— per day or part thereof per week .. .. per month .. .. per quarter	£3.50 £8 £23 £45
1965 c. 49	Registration of Births, Deaths and Marriages (Scotland) Act 1965 Section 43(8)	Recording of change of name or surname	£6

SCHEDULE 2

FEES CHARGEABLE BY REGISTRARS

1	2 Enactment	3 Service	4 Fee
1965 c. 49	Registration of Births, Deaths and Marriages (Scotland) Act 1965 Sections 37(2) and 37(3)	**Issue of:—** first or only extract of entry of birth or death applied for within 7 days from the date of registration	£1.25
		first or only extract of entry of marriage applied for within one month from the date of marriage ..	£1.25
		first or only extract of entry of birth or death applied for after 7 days from the date of registration	£2.50
		first or only extract of entry of marriage applied for after one month from the date of marriage ..	£2.50
		second or subsequent extract of the same entry applied for at the same time as any of the foregoing extracts	£1.50
		extract of entry following general search	£1.50
	Section 40(1)	abbreviated certificate of birth	£1.50
	Section 37(2)	Particular search in the indexes to the statutory registers where specified entry untraced:— for each period of 5 years or part thereof	£1
		General search in the indexes to the statutory registers: per day or part thereof	£3

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations set out the fees payable for certain services provided under the Registration of Births, Deaths and Marriages (Scotland) Act 1965 and the Adoption Act 1958. The fees for abbreviated certificates of birth, recording of change of name or surname and general searches in the indexes to the statutory registers are increased; the remaining fees are unchanged.

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