

2022 No. 611

CREMATION, ENGLAND AND WALES

**The Cremation (England and Wales) (Amendment) (No. 2)
Regulations 2022**

<i>Made</i> - - - -	<i>1st June 2022</i>
<i>Laid before Parliament</i>	<i>7th June 2022</i>
<i>Coming into force</i> - -	<i>28th June 2022</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 7 of the Cremation Act 1902(a):

Citation and Commencement

1. These Regulations may be cited as the Cremation (England and Wales) (Amendment) (No. 2) Regulations 2022 and come into force on 28th June 2022.

Amendment of the Cremation (England and Wales) Regulations 2008

2. The Cremation (England and Wales) Regulations 2008(b) are amended as follows.

Amendment of regulation 18 (Certificate of Coroner)

3. For regulation 18 substitute—

“Certificate of coroner

18. This regulation applies if—

- (a) a post-mortem examination has been made under section 14(1)(b) of the 2009 Act and has revealed the cause of death of the deceased and the coroner does not think it necessary to conduct an investigation;
- (b) a coroner is satisfied that the cause of death has become clear in the course of an investigation and the coroner does not think it necessary to continue the investigation;
- (c) an investigation has begun; or
- (d) the death of the deceased person occurred outside the British Islands and no post-mortem examination or investigation is necessary.”

(a) 1902 c. 8. Section 7 was amended by Part 5 of Schedule 11 to the Finance Act 1949 (c. 47) And by section 2(1) and (2) of the Cremation Act 1952 (c. 31). By virtue of section 10 of the Births and Deaths Registration Act 1926 (c. 48), the power to make regulations under section 7 of the Cremation Act 1902 includes a power to make regulations for the purpose of applying the provisions of the Births and Deaths Registration Act 1926 to cases where human remains are disposed of by cremation.

(b) S.I. 2008/2841, as amended by S.I. 2013/1869, 2015/1360, 2016/883, 2016/1154, 2017/1238 and 2022/218.

Amendment of Schedule 1 (Forms)

4. In Schedule 1 (forms), for the form “Cremation 6” (Certificate of Coroner) substitute the form set out in the Schedule to these Regulations.

1st June 2022

Tom Pursglove
Parliamentary Under Secretary of State
Ministry of Justice

SCHEDULE

Regulation 4

Certificate of coroner

Cremation 6
replacing Form E

01.09

Please complete this form in full. If a part does not apply enter 'N/A'.

Part 1 Details of the deceased

Full name

Age at date of death

Sex

Male

Female

Date of death

 / /

Place of death or where body found

Registration district and sub-district in which the death is to be registered

Cause of death or insert unascertained

1. (a) Disease or condition directly leading to death (this does not mean the mode of dying, such as heart failure, asphyxia, asthenia, etc.: it means the disease, injury, or complication which caused death)

(b) Other disease or condition, if any, leading to (a)

(c) Other disease or condition, if any, leading to (b)

2. Other significant conditions contributing to the death but not related to the disease or condition causing it.

Regulation 16(c)(ii) of the Cremation (England and Wales) Regulations 2008

Part 2 Certification of coroner

I certify that:

- a post-mortem examination of the body of the deceased has been made by my direction or at my request and as a result I am satisfied that an investigation is unnecessary.
- during the course of my investigation the cause of death became clear and I am satisfied that it is unnecessary to continue the investigation.
- I have commenced an investigation into the death of the deceased.
- the death occurred outside the British Islands and no post-mortem examination or investigation is necessary.

In my opinion there is no need for any further examination of the body.

Print your full name

Signed

District

Date

<input type="text"/>	<input type="text"/>	/	<input type="text"/>	<input type="text"/>	/	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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Part 3 Notification by Registrar of cremation

(Section 3(1) of the Births and Deaths Registration Act 1926)

Name of deceased

Date of death
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Place of death

was cremated on
 / /

Name of crematorium

Print your full name

Signed Dated / /

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Cremation (England and Wales) Regulations 2008 set out the conditions that must be met before the body of a deceased person may be cremated.

These regulations amend the 2008 Regulations to reflect the changes to section 4 of the Coroners and Justice Act 2009 (c. 25) that were brought about by section 39 of the Judicial Review and

Courts Act 2022 (c. 35) and which allow a coroner to discontinue an investigation where a cause of death becomes clear before inquest, whether this is revealed by a post-mortem examination or by other information. These regulations enable a coroner who discontinues an investigation under section 4 of the 2009 Act (as amended) to issue a certificate of coroner (form Cremation 6) for the purposes of an application for cremation of the remains of the deceased. Form Cremation 6 is amended to provide an additional option for certification where an investigation has been discontinued because the cause of death has become clear whether by post-mortem examination or from other information.