

Respondent Information Form



Please Note this form **must** be completed and returned with your response.

To find out how we handle your personal data, please see our privacy policy:
<https://www.gov.scot/privacy/>

Are you responding as an individual or an organisation?

- Individual
 Organisation

Full name or organisation's name

East Dunbartonshire Council

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The Scottish Government would like your permission to publish your consultation response. Please indicate your publishing preference:

- Publish response with name
 Publish response only (without name)
 Do not publish response

Information for organisations:

The option 'Publish response only (without name)' is available for individual respondents only. If this option is selected, the organisation name will still be published.

If you choose the option 'Do not publish response', your organisation name may still be listed as having responded to the consultation in, for example, the analysis report.

We will share your response internally with other Scottish Government policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for Scottish Government to contact you again in relation to this consultation exercise?

- Yes
 No

Question 1 - Please provide any comments on the Scottish Government's proposals related to types of inspections by inspectors.

The proposals outlined with regard to inspections are generally welcome.

Question 2 - Do you agree or disagree with taking a 'risk-based approach' to determining the frequency of routine inspections for cremation authorities?

- Strongly agree
- Agree
- Neither agree or disagree
- Disagree
- Strongly disagree

Question 3 - Please provide any suggested revisions or additions to the criteria proposed for determining the level of risk of cremation authorities.

Nothing to add.

Question 4 - Do you agree or disagree with taking a 'risk-based approach' to determining the frequency of routine inspections for burial authorities?

- Strongly agree
- Agree
- Neither agree or disagree
- Disagree
- Strongly disagree

Question 5 - Please provide any suggested revisions or additions to the criteria proposed for determining the level of risk of burial authorities.

Nothing to add.

Question 6 - Do you agree or disagree with taking a 'risk-based approach' to determining the frequency of routine inspections for funeral director businesses?

- Strongly agree
- Agree
- Neither agree or disagree
- Disagree
- Strongly disagree

Question 7 - Please provide any suggested revisions or additions to the criteria proposed for determining the level of risk of funeral directors.

Nothing to add.

Question 8 - Please provide any comments on the proposal to link inspections and funeral director licence renewals.

It makes sense to time inspections around renewal periods to ensure all appropriate procedures and processes are in place.

Question 9 - Please provide any other comments regarding the proposals for determining the frequency of routine inspections.

Nothing to add.

Question 10 - Which option presented above do you prefer? (please refer to paragraph 87 to 100)

- Option A
- Option B
- Neither
- Don't know

Question 11 - If Option B is pursued by the Scottish Government, please select the percentage of premises you think should be randomly selected for inspection.

- 25% of premises
- 50% of premises
- 75% of premises
- Other % of premises (please state a %):
- Don't know

Question 12 - Please provide reasons for your selection above, and any other comments you wish to make.

100 % - Inspections should be as comprehensive as reasonably practical hence the response.

Question 13 - Please provide any comments on the Scottish Government's proposals related to inspection of equipment and other items by inspectors.

Generally welcome the approach to inspections.

Question 14 - Please provide any comments on the Scottish Government's

Generally welcome the approach to inspections.

proposal to provide in regulations powers for Inspectors to interview staff (or third-party contractors) or clients of burial authorities, cremation authorities, or funeral directors.

Question 15 - Please provide any views about the Scottish Government's revised proposal to not include in regulation powers for Inspectors to seize, detain, or remove equipment from relevant bodies.

Agree with this approach – the seizing of plant and equipment isn't required.

Question 16 - Do you agree or disagree that Inspectors should be able to issue an enforcement notice which requires equipment to be repaired or replaced?

- Strongly agree
- Agree
- Neither agree or disagree
- Disagree
- Strongly disagree

Question 17 - Do you agree or disagree that Inspectors should be able to issue an enforcement notice which prohibits a relevant body from using equipment until it is repaired or replaced?

- Strongly agree
- Agree
- Neither agree or disagree
- Disagree
- Strongly disagree

Question 18 - Please provide any other comments about the use of enforcement notices to require equipment repairs/replacements or prohibit use of equipment.

Generally agree with the inspection and notice approach.

Question 19 - Please provide your views about whether 14 days is an appropriate timescale to require a response to the inspection report.

- 14 days is too long
- 14 days is appropriate
- 14 days is too short
- Don't know

Question 20 - Please provide any other views about the proposed approach to inspection reports.

Dependant on the details within the report 14 days maybe in some cases too short a period of time – e.g. excavator awaiting a part, hydraulic shoring that may require a service etc.

Question 21 - Please provide comments on the proposed content of enforcement notices.

Nothing to add.

Question 22 - Please provide comments on the proposed approach to lifting enforcement notices.

Nothing to add.

Question 23 - Please provide any other comments on the Scottish Government's maintained proposal to provide in regulations power for Inspectors to issue enforcement notices

Nothing to add.

Question 24 - Please provide any views on the proposed content of suspension notices.

Nothing to add.

Question 25 - Please provide any views on the proposed process of issuing suspension notices.

Nothing to add.

Question 26 - Please provide any views on whether there should be an opportunity for the authority to make an oral representation to Scottish Ministers or a representative of Scottish Ministers before Ministers make their decision whether to issue a suspension notice.

Nothing to add.

Question 27 - Please provide any views on the proposed process for lifting a suspension notice.

Nothing to add.

Question 28 - Please provide any other views on the Scottish Government's proposals for suspension notices for burial authorities and cremation authorities.

Nothing to add.

Question 29 - Please provide any views on the appeal process for decisions made by Inspectors.

Nothing to add.

Question 30 - Please provide any views on the appeal process for decisions made by Scottish Ministers.

Nothing to add.

Question 31 - Please provide any comments on the proposed approach to complaints.

Nothing to add.

Question 32 - Please provide any additional views or comments you may have on the proposed statutory inspection regime.

Nothing to add.

Question 33 - Do you have any views on the potential impacts of the proposals in this consultation on human rights?

None

Question 34 - Do you have any views on the potential impacts of the proposals in this consultation on equalities and the protected characteristics set out above? (Please refer to page 48 of the consultation document).

None

Question 35 - Do you have any views on the potential impacts of the proposals in this consultation on children and young people as set out in the UN Convention on the Rights of the Child?

None

Question 36 - Do you have any views on the potential impacts of the proposals in this consultation on socio-economic inequality?

None

Question 37 - Do you have any views on potential impacts of the proposals in this consultation on communities on the Scottish islands?

None

Question 38 - Do you have any views on the potential impacts of the proposals in this consultation on privacy and data protection?

None

Question 39 - Do you have any views on the potential impacts of the proposals in this consultation on businesses and the third sector?

None

Question 40 - Do you have any views on the potential impacts of the proposals in this consultation on the environment?

None