

# CEMETERIES ORDINANCE, 1911. <sup>(1)</sup>

## An Ordinance to Establish and Regulate Cemeteries.

**B**E it enacted by the Lieutenant-Governor of the Territory of Papua with the advice and consent of the Legislative Council thereof as follows:—

- 1.—(1.) This Ordinance may be cited as the *Cemeteries Ordinance, 1911.* <sup>(1)</sup> Short title.
- (2.) This Ordinance shall commence on a day to be fixed by the Lieutenant-Governor by proclamation published in the *Gazette.* <sup>(1)</sup> Commencement.
2. This Ordinance shall not apply to the burial of natives. Ordinance not to apply to natives.
3. The Lieutenant-Governor in Council <sup>(2)</sup> may from time to time by proclamation <sup>(3)</sup> appoint such place or places hereinafter called public cemeteries in each district as he shall deem expedient to reserve for the burial of the dead and may from time to time by proclamation <sup>(4)</sup> declare any such place to be closed for burials. Lieutenant-Governor may appoint cemeteries and close cemeteries.  
W.A. 61 Vic. No. 23, s. 5.
- 4.—(1.) Where a public cemetery has been appointed as aforesaid and is not closed as aforesaid every person who within three miles from any such cemetery shall bury or assist at the burial of Prohibition of burial in closed cemetery.  
W.A. *Ib.* s. 6.

(1) The *Cemeteries Ordinance, 1911*, comprises the original *Cemeteries Ordinance, 1911*, as amended by the other Ordinance referred to in the following Table:—

ORDINANCES OF THE LEGISLATIVE COUNCIL FOR THE TERRITORY OF PAPUA.

Short title, number and year.	Date of reservation by Lieut.-Gov.	Date on which assent of Gov.-Gen. in Council published in Papua <i>Govt. Gaz.</i>	Date on which came into operation.
<i>Cemeteries Ordinance, 1911</i> (No. 7 of 1912)	21.11.1911	3.7.1912	30.10.1912 (Papua <i>Govt. Gaz.</i> of 6.11.1912)
<i>Ordinances Revision Ordinance, 1913</i> (No. 3 of 1914)	14.8.1913	4.2.1914	4.2.1914 (Papua <i>Govt. Gaz.</i> of 4.2.1914)

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance, 1911-1940.*

(3) Pursuant to Section 3, the Lieutenant-Governor in Council, by Proclamation dated 10.3.1913 and published in Papua *Govt. Gaz.* of 11.3.1913, proclaimed and declared that "all that piece or parcel of land situate near the villages of Elevara and Tanuabada, Central Division, that is comprised within the boundaries set forth in the Schedule hereto, shall be a Public Cemetery for the Port Moresby District". By a further Proclamation, dated 21.8.1913 and published in Papua *Govt. Gaz.* of 3.9.1913, the Lieutenant-Governor in Council revoked the first-mentioned Proclamation, and, pursuant to Section 7, vested the lands comprised in the Schedule thereto and known as the Port Moresby Public Cemetery in trustees. This Proclamation is printed on p. 217.

(4) No proclamation has been published in Papua *Govt. Gaz.*

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any dead body in any place other than a public cemetery shall be liable to a fine of not more than Fifty pounds.

(2.) Every person who for the purpose of a burial forbidden by this Ordinance shall bear or assist in bearing or otherwise conveying a dead body or who shall direct or procure any such burial or shall officiate thereat as a clergyman or minister of any persuasion or as clerk shall be deemed to assist at such burial within the meaning of this Ordinance.

Discontinuance  
of cemeteries.

W.A. 61 Vic.  
No. 23, s. 7.

5. No public cemetery or burial ground shall be established or opened save with the approval of the Lieutenant-Governor in Council<sup>(2)</sup> and in case it shall appear to the Lieutenant-Governor<sup>(2)</sup> that burials in any cemetery under any law relating to public cemeteries or in any other burial ground or place of burial whatsoever should be wholly discontinued or should be discontinued subject to any exception or qualification the Lieutenant-Governor in Council<sup>(2)</sup> may by order<sup>(5)</sup> to be published in the *Gazette* direct that after a time to be mentioned in such order not being less than three months from the date thereof burials in such cemetery or burial place ground or place of burial shall be discontinued wholly or subject to any exception or qualifications mentioned in the same or in any subsequent order and may from time to time postpone the time mentioned in such order for the discontinuance of burials or otherwise vary any such order whether the time appointed for the discontinuance of burials thereunder or other operation of such order shall or shall not have arrived.

Permission for  
burials not in  
cemetery or  
closed  
cemetery.

W.A. *Ib.* s. 9.

6. A Magistrate may for special reasons which appear to him to justify or require it give order or permission for the burial of any dead body in a place other than a public cemetery appointed as aforesaid and in a place or public cemetery closed for burials as aforesaid.

Appointment  
and removal of  
trustees of a  
public  
cemetery and  
vesting the  
cemetery in  
them.

W.A. *Ib.* s. 10.

7.—(1.) The Lieutenant-Governor in Council<sup>(2)</sup> may from time to time appoint and from time to time remove any number of persons not less than three to be trustees<sup>(6)</sup> of any public cemetery and may by proclamation<sup>(7)</sup> and without issuing any deed of grant

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance*, 1911-1940.

(5) No order has been published in *Papua Govt. Gaz.* See, also, the *Samarai Disused Burial Ground Ordinance*, 1916.

(6) From time to time persons have been appointed trustees of public cemeteries individually by name. In addition, by notice dated 27.8.1923 and published in *Papua Govt. Gaz.* of 5.9.1923 the Government Secretary notified that the Resident Magistrate, Eastern Division, for the time being had been appointed a Trustee of the Rogeia Cemetery, as from 7.8.1923.

(7) Pursuant to Section 7, the Lieutenant-Governor in Council, by Proclamation dated 18.5.1915 and published in *Papua Govt. Gaz.* of 2.6.1915 proclaimed and declared that the land known as the Rogeia Cemetery and described in the Schedule thereto, should be vested in the trustees therein named. This Proclamation was revoked by Proclamation dated 8.7.1915, published in *Papua Govt. Gaz.* of 9.7.1915, and printed on p. 219. By Proclamation dated 21.8.1913, published in *Papua Govt. Gaz.* of 3.9.1913, and printed on p. 217, the Lieutenant-Governor in Council proclaimed and declared that the land known as the Port Moresby Public Cemetery and described in the Schedule thereto, should be vested in the trustees therein named.

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vest any lands and hereditaments in such trustees for a public cemetery and may declare the style or title of such trustees and two of such trustees shall be a quorum for transacting business.

(2.) Every such removal and appointment shall be notified in the *Gazette* and upon the copy of the *Gazette* containing such notification being served upon the Registrar of Titles the legal estate in the trust premises shall without any further transfer or conveyance vest in the new trustee or trustees either solely or conjointly with any continuing trustee as the case may be.

8.—(1.) The Lieutenant-Governor in Council<sup>(2)</sup> may by proclamation<sup>(8)</sup> published in the *Gazette* declare that any land granted in trust to or by proclamation placed under the control of trustees for the purpose of the interment of the dead under or by virtue of the provisions of *The Land Ordinance of 1906*<sup>(9)</sup> or any Ordinance thereby repealed<sup>(10)</sup> is and shall be a public cemetery.

Upon proclamation cemeteries and trustees thereof under Ordinance No. 5 of 1906 to be deemed to have been appointed hereunder.

(2.) Thereupon such land shall be a public cemetery and the trustees to whom the same was granted in trust or under whose control the same shall have been so placed shall be deemed to be the trustees thereof as if such land had been appointed a public cemetery and the trustees had been appointed trustees thereof under the provisions of this Ordinance.

9. The majority in number present at any meeting of the said trustees shall decide and determine all questions and matters which may be discussed or considered at any meeting and in case of an equal division upon any question or matter the chairman for the time being shall have a casting vote in addition to his own vote.

Questions to be decided by majority.  
W.A. 61 Vic.  
No. 23, s. 11.

10. The trustees of any such cemetery shall have power to enclose the land so granted as aforesaid with proper walls rails or fences and to erect suitable gates and entrances and to lay out and ornament such cemetery in such a manner as may be most suitable and convenient for the burial of the dead and to embellish the same with such walks avenues roads trees and shrubs as may seem proper and to maintain and keep in a cleanly and orderly state the whole of such cemetery and all monuments tombstones enclosures buildings walks trees and shrubberies therein and the trustees shall expend subject to the directions of the Lieutenant-Governor in Council<sup>(2)</sup> the moneys from time to time received by them under

Trustees to lay out cemetery.  
W.A. *ib.* s. 12.

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance, 1911-1940.*

(8) Pursuant to Section 8, the Lieutenant-Governor in Council, by Proclamation dated 8.7.1915 and published in *Papua Govt. Gaz.* of 9.7.1915, proclaimed and declared that the area of land known as the Rogeia Cemetery (reserved from lease under *The Land Ordinance of 1906*) should be a public cemetery. This proclamation is printed on p. 219. No other proclamation has been published in *Papua Govt. Gaz.* pursuant to Section 8.

(9) Repealed and replaced by the *Land Ordinance, 1911-1940.*

(10) *The Land Ordinance of 1906* repealed *The Land Ordinance of 1899.*

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this Ordinance in the matters aforesaid and in the burial of poor persons.

Division of cemetery according to religious denominations.  
W.A. 61 Vic. No. 23, s. 13.

11. Subject to any distribution made by the original proclamation the trustees may specially set apart portions of the cemetery for the burial of persons of the different religious denominations respectively.

Trustees may make by-laws.  
W.A. *Ib.* s. 14.

12. Subject to this Ordinance the trustees of every public cemetery may make by-laws<sup>(11)</sup> for any of the following purposes:—

For directing the position and depth of graves and the position and construction of vaults the construction of coffins to be admitted into vaults and the covering of vaults and coffins so as to prevent any noxious exhalation or evaporation and for protecting the monuments tombstones enclosures buildings walks trees and shrubberies;

For the fees to be paid for digging or opening or for permission to dig or open a grave or to make or open a vault or erect or place any monument or tombstone or enclosure or for the right of burial in any private grave and for any other purpose necessary for carrying out this Ordinance and for the mode of recovering and enforcing payment of such fees;

For convening meetings of themselves and transacting their business;

And generally for the doing of all such acts and things as may be necessary or convenient for the purpose of the cemetery:

But no such by-law shall be in force until it is approved by the Lieutenant-Governor in Council<sup>(2)</sup> and published in the *Gazette*.

Religious ceremonies not to be interfered with, and ministers of religion to have free access.  
W.A. *Ib.* s. 15.

13. The trustees of any cemetery shall not by any by-law or rule or by any act or thing at any time interfere directly or indirectly with the performance of any religious ceremony in the burial of the dead according to the usage of the denomination to which the deceased belonged and the ministers of any denomination for which any portion of the cemetery has been specially set apart may have free access to such portion at all reasonable times and may freely exercise their religious functions therein without disturbance by the trustees or any person whomsoever.

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance, 1911-1940*.

(11) See the *Port Moresby Public Cemetery By-Laws*, printed on p. 205, and the *Samarai Public Cemetery By-Laws*, printed on p. 211. With regard to the latter by-laws, it should be noted that the Samarai Public Cemetery has not been established as a Public Cemetery under this Ordinance by any proclamation published in *Papua Govt. Gaz.*

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14. If the members of any religious denomination desire at their own expense to build in a cemetery a suitable mortuary church or chapel for the performance of the rites and ceremonies in the burial of the dead according to the usages of such denomination and the plans specifications and elevations thereof are approved by the trustees they may permit such church or chapel to be built in such part of the cemetery as shall be specially set apart for that denomination.

Mortuary  
Chapels may  
be built by  
religious  
denominations.  
W.A. 61 Vic.  
No. 23, s. 16.

15. Upon receipt of the fees according to the scale prescribed the trustees may permit any vault or grave to be made or dug in the cemetery and any monument tombstone headstone or enclosure to be placed or erected in any part thereof.

Vaults graves  
monuments  
tombstones etc.  
W.A. *Ib.* s. 17.

16. The trustees may set apart such parts of the cemetery as they think fit for the purpose of granting exclusive rights of burial therein and they may grant either in perpetuity or for a limited time and subject to such conditions as may be prescribed the exclusive right of burial in any parts of the cemetery so set apart or the right of one or more burials therein and may grant the right of placing any monument tombstone or enclosure in the cemetery.

Parts of a  
cemetery  
may be set  
aside for  
exclusive  
burial.  
W.A. *Ib.* s. 18.

17. The trustees shall give a distinctive number to every burial place or grave and shall cause a plan of the cemetery to be made on a scale large enough to show the situation and distinctive number of every such burial place or grave and shall keep a book containing the distinctive numbers in numerical order and the names and descriptions of the persons buried therein.

Plan and book  
of reference to  
be kept.  
W.A. *Ib.* s. 19.

18. The grant of the exclusive right of burial in any part of the cemetery and the grant of the right of placing any monument tombstone or enclosure therein may be made in the form in the Schedule to this Ordinance or to the like effect.

Form of grant  
of exclusive  
right of burial.  
W.A. *Ib.* s. 20.

19. The trustees shall keep a register of all such grants and shall enter in the register within seven days after making any such grant a memorial of the date thereof the consideration therefor and the names and descriptions of the grantees thereof and for such registration may demand a fee of two shillings and sixpence or other lower fee prescribed and any grantee or his assignee may at all reasonable times peruse the register on payment of one shilling or other lower fee prescribed.

Register of  
grants to be  
kept.  
W.A. *Ib.* s. 21.

20.—(1.) The exclusive right of burial by this Ordinance provided for whether granted in perpetuity or for a limited time shall be considered the personal estate of the grantee and may be assigned by him in his lifetime or bequeathed by his will.

Rights of  
burial to be  
personal estate,  
W.A. *Ib.* s. 22.

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Assignments to be registered.

(2.) Every such assignment shall be produced to the trustees who shall enter in the register a memorial thereof in like manner as of the original grant and until registration such assignment shall have no effect and when so registered shall have priority over every assignment subsequently produced though of earlier date.

Registration of probates of wills making gifts thereof.

(3.) The probate of every will by which the exclusive right of burial passes shall be produced to the trustees who shall enter in the register a memorial thereof and in case there be any specific disposition of such right of burial shall make an entry thereof and until registration such bequest shall have no effect and when registered shall have priority over every other assignment subsequently produced.

(4.) For every such registration the trustees may demand two shillings and sixpence or other lower fee prescribed.

Plan of vault, etc., to be submitted to the trustees.  
W.A. 61 Vic. No. 23, s. 23.

21. A person desiring to place or erect any monument tombstone or enclosure in any part of the cemetery shall before obtaining permission so to do submit a plan of such monument tombstone or enclosure and specifying the materials of which it is to be composed to the trustees who if the same is in any way inappropriate or unbecoming may withhold their permission and no alterations or additions thereto shall be made either by inscription or otherwise without the consent of the trustees first had and obtained.

Brick or stone graves to be water-tight.  
W.A. 1b. s. 24.

22. Every person who has the exclusive right of burial in a grave or vault in a cemetery shall at his own expense—

(1) Cause such grave if lined with brick or stone and such vault if made of brick or stone to be made and kept water-tight.

Coffins therein to be air-tight and water-tight.

(2) Cause every coffin deposited in a grave lined or in a vault made as aforesaid to be built in and covered with a substantial slab of stone and be made and kept air-tight and water-tight and any space surrounding such coffin to be filled in with charcoal dry earth or other suitable material.

Penalty.

If for seven days after receiving a notice in writing from the trustees requiring compliance with this section such person shall fail so to comply he shall be liable on conviction to a fine not exceeding Twenty pounds and the trustees may cause to be done the act or thing required and may recover the expense thereof from such person in a summary way before two Justices of the Peace in Petty Sessions.

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23. Every person who has the exclusive right of burial in a grave or vault in a cemetery shall—

Graves, vaults, etc., to be kept in repair.

W.A. 61 Vic. No. 23, s. 25.

- (1) Keep in repair every grave vault monument tombstone or enclosure in the part of the cemetery which is the subject of such exclusive right and within twenty-eight days after receiving notice in writing from the trustees shall execute the repairs required in that behalf by such notice.

- (2) Upon receiving notice in writing from the trustees that they believe that noxious exhalations or evaporations are escaping from such grave or vault and requiring him to cause such grave or vault to be opened for examination on a specified day not less than seven days from the delivery of such notice shall cause the same to be opened accordingly and if required by the trustees shall fill up the same with charcoal dry earth or other suitable material.

Noxious exhalations or evaporations from vaults or graves.

If such person fails to comply with any such notice the trustees may cause to be done the act or thing required and by such person omitted to be done and may recover the expense thereof from such person in a summary way before two Justices of the Peace in Petty Sessions.

Penalty.

24. Before any dead body shall be buried in any part of a cemetery which is the subject of a grant of exclusive right of burial as aforesaid the trustees shall be entitled to satisfactory evidence that the person entitled under such grant has consented or would not object to such burial taking place therein.

Right of exclusive burial protected.

W.A. *Ib.* s. 26.

25. The person entitled to such exclusive right as aforesaid on producing to the trustees satisfactory evidence thereof may deliver up his grant to be cancelled or if the grant be proved to be lost may release to the trustees his rights thereunder and thenceforth such person shall not be entitled to any rights and shall be exempt from all liabilities under such grant or this Ordinance.

Power to relinquish right of burial.

W.A. *Ib.* s. 27.

26. When any monument tombstone or enclosure has been placed or erected contrary to the terms and conditions on which permission for the same was granted or such terms and conditions and the by-laws of the cemetery have not been complied with the trustees may remove such monument tombstone or enclosure.

Monuments, etc., if not within permission, may be removed.

W.A. *Ib.* s. 28.

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Lieutenant-Governor may direct money to be paid to trustees for management of cemetery.

W.A. 61 Vic. No. 23, s. 29, altered.

Either as loan or gift.

And, if loan, it may be secured on burial fees.

Trustees to render account to be laid before Legislative Council.  
W.A. *Ib.* s. 30.

Trustees to transmit account verified to Treasurer with report on cemetery, etc.  
W.A. *Ib.* s. 31.

Lieutenant-Governor to direct appropriation of moneys.  
W.A. *Ib.* s. 32.

27.—(1.) The Lieutenant-Governor<sup>(2)</sup> may by warrant under his hand direct such sum of money as he may think fit to be paid out of any sums appropriated by the Legislative Council for the establishment of cemeteries to the trustees of any cemetery in trust for the establishment and management of the cemetery.

(2.) The Lieutenant-Governor in Council<sup>(2)</sup> may either direct such sum to be lent to the trustees to be repaid out of the fees receivable by them or if it seems improbable that such fees will be sufficient to repay such loan he may cause such sum to be paid to the trustees upon trust as aforesaid without requiring it to be repaid.

(3.) If upon making such a loan as aforesaid the Lieutenant-Governor<sup>(2)</sup> requires the same to be secured upon the fees receivable by the trustees such security shall not involve any trustee in personal liability.

28. The trustees of every cemetery shall keep a full and particular account of all sums of money received and expended by them and in each year between the first day of July and the thirtieth day of September shall cause to be prepared for the year ending the thirtieth day of June preceding under the distinct heads of receipt and expenditure an abstract of such account showing the purposes of such expenditure.

Every such account shall contain a statement of the balance thereof and shall be duly audited and certified by the Treasurer or some officer appointed by him and a true copy thereof in abstract shall be published in the *Gazette* on or before the thirty-first day of December in the year in which it was prepared and shall be presented to the Legislative Council.

29. Before the thirtieth day of September in every year the trustees shall transmit to the Treasurer a copy of such account and abstract verified respectively by a statutory declaration made by at least two of the trustees and a statement of the condition of the cemetery as to repairs order and ornament and a suggestion as to the alterations or additions necessary or expedient for the ensuing year in such repairs order and ornament and an estimate of the expense of effecting the same.

30. Upon examination of the said accounts statements suggestions and estimates the Lieutenant-Governor in Council<sup>(2)</sup> shall direct the manner in which the balance of the moneys in the hands of the trustees shall be appropriated and if any such sum so lent

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance*, 1911-1940.

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or advanced as aforesaid be unpaid shall determine the proportion (if any) to be applied in payment of such sum and the amount to be expended in the management laying out or improvement of the cemetery or the burial of poor persons during the ensuing year.

31. Every such direction shall be published in the *Gazette* and thereupon the trustees shall pay such proportion as aforesaid (if any) to the credit of the Public Revenue Account and shall apply the balance as directed.

Lieutenant-Governor's direction to be published in *Gazette*.

W.A. 61 Vic. No. 23, s. 33.

32. Upon the failure of the trustees of any cemetery to make and transmit such account and abstract as aforesaid and verified as aforesaid every trustee of the cemetery shall be liable on conviction to a fine not exceeding Fifty pounds.

Penalty for not transmitting account.

W.A. *Ib.* s. 34.

33. Every person who wantonly or wilfully destroys or injures or causes to be destroyed or injured any building vault monument tombstone enclosure fence tree shrub or other thing affixed to or growing in any cemetery or who wilfully defaces or obliterates or attempts to deface or obliterate any monumental device or inscription in any cemetery shall be liable on conviction to a fine not exceeding Twenty pounds or to imprisonment for not more than three months with or without hard labour and the trustees of the cemetery may prosecute for any such offence.

Malicious injury to vaults, monuments, etc.

W.A. *Ib.* s. 35.

34. Every person who whether wantonly or wilfully or not does or causes to be done any injury such as is mentioned in the last preceding section whether convicted of the same or not shall be liable in damages which may be recovered by the trustees of the cemetery or by the person who has suffered the injury.

Compensation to be paid for injury whether malicious or not.

W.A. *Ib.* s. 36.

35. Any trustee and any of the officers or servants of the trustees and all such persons as they or any of them may call to assist may seize and detain any person who shall commit or be in the act of committing an offence against this Ordinance and whose name and place of abode shall be unknown to such trustee officer or servant and to convey such person before some Justice of the Peace without other warrant or authority than this Ordinance and if such person refuse to satisfy such Justice as to his name and place of abode such Justice is hereby empowered and required either to proceed immediately to hear and determine the complaint in the same manner as if heard by summons before two or more Justices or to order such person to be detained in custody until he shall be brought before two or more Justices to be dealt with in the ordinary course.

Trustees, etc., may seize and detain transient offenders.

W.A. *Ib.* s. 37.

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Register of burials.  
W.A. 61 Vic.  
No. 23, s. 38.

36. All burials within any cemetery under any law for the time being in force relating to public cemeteries shall be registered in a book to be provided and kept by the trustees for that purpose and the entries shall distinguish in what parts of the cemetery the several bodies are buried and shall be indexed so as to facilitate search. The register book shall be open to search at all hours on payment of a fee not exceeding One shilling and such book or copy thereof or extract therefrom shall be received before all courts and persons as evidence of the burials entered therein.

Burial of poor persons.  
W.A. *Ib.* s. 39.

37.—(1.) A Justice of the Peace upon being satisfied that any person deceased was poor and that his relatives are unable to pay the charges of burial may make an order directing him to be buried in any cemetery free of charge.

Sub-section (2) amended by No. 3 of 1914, s. 3 and Second Schedule.

(2.) The trustees of any cemetery may and upon an order being signed by a Justice of the Peace shall permit the dead body of any poor person to be buried in such cemetery free of charge and if such person shall be known to have belonged to a religious denomination he shall be buried in the portion of the cemetery (if any) set apart for such denomination.

Summary prosecution of offenders.  
W.A. *Ib.* s. 40.

38. All fees due under this Ordinance may be recovered and all offenders against this Ordinance may be prosecuted before a Magistrate or two Justices of the Peace in Petty Sessions.

Governor may order exhumation of corpse.  
W.A. *Ib.* s. 40.

39. The Lieutenant-Governor<sup>(2)</sup> may order the exhumation of any corpse for the purpose of examination or identification or for the purpose of its being buried elsewhere in accordance with the wishes of deceased or of his family and such exhumation shall take place accordingly.

Regulations.

40. The Lieutenant-Governor in Council<sup>(2)</sup> may from time to time make repeal and alter regulations<sup>(12)</sup> for carrying this Ordinance into effect.

By-laws and regulations to be gazetted and laid before Legislative Council.

41. All by-laws and regulations made under the authority of this Ordinance shall be published in the *Gazette* and shall be laid before the Legislative Council within seven days after such publication if the Council be then sitting and if the Council be not then sitting within seven days after its next meeting; and all such by-laws and regulations when so published shall have the force of law and shall continue in force until repealed and altered as aforesaid or disallowed by the Legislative Council.

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance*, 1911-1940.

(12) No regulations have been made.

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SCHEDULE.

Section 18.

Form of Grant of Right of Burial.

By virtue of the Cemeteries Ordinance, 1911, we, the undersigned trustees of the Cemetery, in consideration of shillings paid to us by A.B. of the said A.B. the exclusive right of \*burial in [here describe the ground so as to identify the same, and, if a place of exclusive burial, add "numbered on the plan of the Cemetery made in pursuance of the said Ordinance"] to hold the same to the said A.B. in perpetuity [or for the period agreed upon] for the purpose of burial [or as the case may be].

W. A. 61 Vic. No. 23, s. 20. Schedule. \* Or "of burying bodies" or "of building a vault," or "of placing a monument or tombstone," or as the case may be.

Given under our hands this \_\_\_\_\_ day of 19 .

Form of Assignment of Right of Burial.

I, A.B., of \_\_\_\_\_ in consideration of \_\_\_\_\_ pounds shillings paid to me by C.D., of \_\_\_\_\_, do hereby assign unto the said C.D. the exclusive right of burial in [here describe the place] and numbered \_\_\_\_\_ on the plan of the Cemetery, made in pursuance of the Cemeteries Ordinance, 1911, which was granted to me [or to E.F., late of \_\_\_\_\_, deceased, of whose will I am executor, or as the case may be] in perpetuity [or as the case may be] by a deed of grant bearing date the \_\_\_\_\_ day of 19 \_\_\_\_\_, and all my estate and interest therein To Hold the same unto the said C.D. in perpetuity [or, as the case may be, for the remainder of the period for which the same was granted] subject to the conditions on which I held the same immediately before the execution hereof.

Given under my hand this \_\_\_\_\_ day of 19 .

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