

1998

**THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN
CAPITAL TERRITORY**

CEMETERIES ACT 1933

**CANBERRA PUBLIC CEMETERIES REGULATIONS
(AMENDMENT)**

EXPLANATORY STATEMENTS

**Circulated by the Authority of the Minister for Urban Services
Brendan Smyth MLA**

Outline

Section 11 of the *Cemeteries Act 1933* (“the Act”) empowers the trustees of any public cemetery to set apart and grant, subject to conditions, the exclusive right of burial in any grave, vault or place of burial on payment of the prescribed fee.

Section 2 of the Canberra Public Cemeteries Regulations (“the Regulations”) defines “vault” as “an underground burial place of any description other than a grave”.

Section 23 of the Regulations prescribes the circumstances in which a dead body is able to be buried in a vault.

Section 24 of the Regulations prescribes the number of burials permitted in an allotment.

Financial Implications

There are no increased costs associated with the amending Regulations.

Details

Regulations 1 and 2 provide that the Regulations will take effect on the day that they are notified in the Gazette and that a reference in the Regulations to “Principal Regulations” means the *Canberra Public Cemetery Regulations*.

Regulation 3 amends Regulation 2 of the Principal Regulations by amending the definition of “vault” to allow a vault to be either an above-ground or a below-ground burial place of any description other than a grave.

Regulation 4 amends Regulation 23 of the Principal Regulations by allowing a dead body to be buried or entombed in a vault.

Regulation 5 amends Regulation 24 of the Principal Regulations so that the rules specifying the number of burials in an allotment apply only to burial in a grave.