

AUSTRALIAN CAPITAL TERRITORY

Regulations 1979 No. 15

Regulations under the *Cemeteries Ordinance* 1933¹

I, ROBERT JAMES ELLICOTT, the Minister of State for the Capital Territory, hereby make the following Regulations under the *Cemeteries Ordinance* 1933.

Dated this thirtieth day of August 1979.

R. ELLICOTT
Minister of State for the Capital Territory

AMENDMENTS OF THE CANBERRA PUBLIC CEMETERY REGULATIONS²

1. Regulation 1 of the Canberra Public Cemetery Regulations is repealed and the following regulation substituted:

Citation

“1. These Regulations may be cited as the Canberra Public Cemeteries Regulations.”.

Interpretation

2. Regulation 2 of the Canberra Public Cemetery Regulations is amended—

(a) by inserting in sub-regulation (1) before the definition of “grave” the following definition:

“ ‘Canberra Public Cemeteries’ means the public cemeteries in the Territory; ”;

(b) by omitting from sub-regulation (1) the definitions of “the Cemetery” and “the Groundsman” and substituting the following definition:

“ ‘the Groundsman’, in relation to a public cemetery, means a person appointed to be the Groundsman in respect of that public cemetery; ”; and

(c) by omitting from sub-regulation (1) the definition of “the Trustees” and substituting the following definition:

“ ‘the Trustees’ means the persons appointed to be the Trustees of the Canberra Public Cemeteries; ”.

3. Regulation 4 of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "Second Schedule" and substituting "Schedule 1". Seal of Trustees
4. Regulation 6 of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "Third Schedule" and substituting "Schedule 2". Fees and charges
5. Regulation 11 of the Canberra Public Cemetery Regulations is amended by omitting "The Cemetery" and substituting "Each public cemetery". Public cemetery hours
6. Regulation 12 of the Canberra Public Cemetery Regulations is amended— Time of burial
- (a) by omitting "The Cemetery" and substituting "Each public cemetery"; and
 - (b) by omitting "during which the Cemetery" and substituting "during which a public cemetery".
7. Regulations 13 and 14 of the Canberra Public Cemetery Regulations are repealed and the following regulations substituted:
- "13. The Trustees shall erect in a conspicuous part of each public cemetery, and maintain in good order, a notice board indicating— Notice board
- (a) the name of the public cemetery;
 - (b) the hours during which the public cemetery is open to the public;
 - (c) the name of the Secretary; and
 - (d) the address of the office of the Trustees.
- "14. (1) The Trustees shall cause plans to be prepared showing a lay-out and detailed sub-division of each public cemetery. Plans of public cemeteries
- "(2) The plans referred to in sub-regulation (1) shall be kept at the office of the Trustees.
- "(3) A copy of the plan of a public cemetery shall be kept at the public cemetery."
8. Regulation 15 of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "the Cemetery" and substituting "a public cemetery". Exclusive rights to burial
9. Regulation 16 of the Canberra Public Cemetery Regulations is amended by omitting "the Cemetery" and substituting "each public cemetery". Register of allotments, burials, &c.
10. Regulation 18 of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "the Cemetery" and substituting "a public cemetery". Permit for burial

Certificate of death

11. Regulation 19 of the Canberra Public Cemetery Regulations is amended by omitting from paragraph (a) "*Registration of Births, Marriages and Deaths Ordinance 1929-1938*" and substituting "*Registration of Births, Deaths and Marriages Ordinance 1963*".

12. Regulation 24A of the Canberra Public Cemetery Regulations is repealed and the following regulation substituted:

One burial only in an allotment set apart for burial of body of deceased member of Defence Force

"24A. Notwithstanding anything contained in regulation 24, not more than one body shall be buried in an allotment specially set apart in pursuance of paragraph 5 (1) (c) of the *Cemeteries Ordinance 1933*."

Design and construction of monuments

13. Regulation 26 of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "the Cemetery" and substituting "a public cemetery".

Alterations or renewals of monuments, inscriptions, &c.

14. Regulation 27 of the Canberra Public Cemetery Regulations is amended by omitting "the Cemetery" and substituting "a public cemetery".

Lawn burial areas

15. Regulation 27A of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "the Cemetery" and substituting "a public cemetery".

Planting of trees, covering of graves, &c.

16. Regulation 28 of the Canberra Public Cemetery Regulations is amended by omitting "the Cemetery" (wherever occurring) and substituting "a public cemetery".

Workmen to leave grounds in a tidy condition

17. Regulation 29 of the Canberra Public Cemetery Regulations is amended by omitting from sub-regulation (1) "the Cemetery" and substituting "a public cemetery".

Certain vehicles not to be used in public cemetery

18. Regulation 30 of the Canberra Public Cemetery Regulations is amended by omitting from paragraph (a) "the cemetery" and substituting "a public cemetery".

Traffic

19. Regulation 32 of the Canberra Public Cemetery Regulations is amended by omitting from paragraph (c) "the cemetery" and substituting "a public cemetery".

Offences

20. Regulation 33 of the Canberra Public Cemetery Regulations is amended—

(a) by omitting "within the cemetery" and substituting "within a public cemetery"; and

- (b) by omitting from paragraph (g) "the Cemetery" and substituting "the public cemetery".

21. Regulation 34 of the Canberra Public Cemetery Regulations is amended by omitting "the Cemetery" and substituting "a public cemetery". Removal of offenders

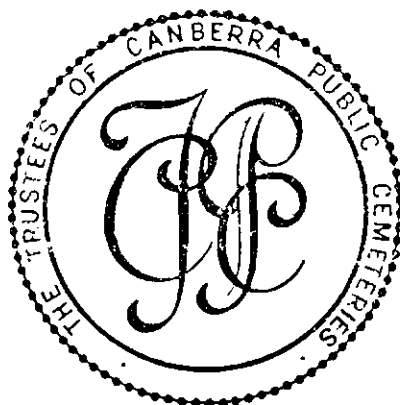
22. The Schedules to the Canberra Public Cemetery Regulations are amended by omitting the heading "THE SCHEDULES". Removal of heading to the Schedules

23. The Second Schedule to the Canberra Public Cemetery Regulations is repealed and the following Schedule substituted: Second Schedule

SCHEDULE 1

Regulation 4

DESIGN OF TRUSTEES' SEAL



24. The Third Schedule to the Canberra Public Cemetery Regulations is amended— Third Schedule

- (a) by omitting the heading "THIRD SCHEDULE" and substituting "SCHEDULE 2";
- (b) by omitting from item 7 "the Cemetery" and substituting "a public cemetery"; and
- (c) by omitting from item 8 "Exhumation and reburial in another allotment in the Cemetery" and substituting "Exhumation from a public cemetery and reburial in another allotment in that public cemetery".

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 3 September 1979.
2. For references to the original Regulations and amendments made before 1960 see footnote on p. 176 of Vol. 111 of "Laws of the Australian Capital Territory 1911-1959". For later amendments see Regulations 1961 No. 9; 1966 No. 1; 1968 No. 4; 1970 No. 9; 1971 No. 2; 1974 No. 22; 1975 No. 9 and 1976 No. 13.