

AUSTRALIAN CAPITAL TERRITORY

Regulations 1981 No. 17¹

**Canberra Public Cemeteries
Regulations² (Amendment)**

I, WILLIAM MICHAEL HODGMAN, the Minister of State for the Capital Territory, hereby make the following Regulations under the *Cemeteries Ordinance* 1933.

Dated 17 August 1981.

MICHAEL HODGMAN
Minister of State for the Capital Territory

Fees and charges

1. Regulation 6 of the Canberra Public Cemeteries Regulations is amended by adding at the end thereof the following sub-regulation:

“(7) Where—

- (a) a person pays a fee or charge prescribed in Schedule 2 in respect of a burial specified in item 5 (b), 5 (c), 6 (b), 6 (c) or 6 (d) of Part II of that Schedule or an interment of ashes specified in item 8 (b), 8 (c) or 8 (d) of Part II of that Schedule; and
- (b) a headstone is erected on the allotment in which that burial or interment took place within 2 years after the date of that burial or interment, as the case may be,

the Trustees shall, on application by the person referred to in paragraph (a), refund to the person the sum of \$70.”.

2. After regulation 15 of the Canberra Public Cemeteries Regulations the following regulation is inserted:

Duration of exclusive rights in Gungahlin Cemetery

“15A. (1) An exclusive right of burial granted under regulation 15 in any specified allotment in the public cemetery known as Gungahlin Cemetery shall, unless it is sooner surrendered, expire on the expiration of a period of 25 years after the date on which it was so granted but may, upon application made by

the holder of the right in accordance with this regulation, be renewed for a period of 25 years from the date of expiration of the right or of the last period of renewal, as the case may be.

“(2) An application for renewal of an exclusive right of burial shall be in writing and lodged with the Secretary together with the prescribed fee before the date of expiration of the right or of the last period of renewal.

“(3) Where an exclusive right of burial has been renewed under this regulation, the Secretary shall—

- (a) note particulars of the renewal on the certificate issued to the holder of the right in pursuance of sub-regulation 15 (3); and
- (b) enter those particulars in the register referred to in regulation 16.”.

Schedule 2

3. Schedule 2 to the Canberra Public Cemeteries Regulations is repealed and the following Schedule substituted:

SCHEDULE 2		Regulation 6
PART I		
FEES AND CHARGES—WODEN CEMETERY		
		\$
1.	Certificate issued under sub-regulation 15 (3) of exclusive right of burial	55.00
2.	Duplicate issued under sub-regulation 15 (6) of certificate of exclusive right of burial.	0.75
3.	Copy of entry in register furnished under sub-regulation 17 (2)	0.50
4.	Burial, in a grave excavated to a depth not exceeding 1.50 metres of—	
	(a) a person of 4 years of age or more on—	
	(i) a Saturday, Sunday or holiday	155.00
	(ii) any other day	70.00
	(b) a child under 4 years of age (including a still-born child) on—	
	(i) a Saturday, Sunday or holiday	100.00
	(ii) any other day	45.00
5.	Burial, in a grave excavated to a depth of 1.80 metres— the fee that would be payable if the burial were in a grave excavated to a depth not exceeding 1.50 metres plus an additional fee of	55.00
6.	Interment of ashes	20.00
7.	Exhumation and reburial in same allotment (not including removal and replacement of any memorial or other improvement to an allotment)	160.00
8.	Exhumation and reburial in another allotment in the Woden Cemetery (not including removal and replacement of any memorial or other improvement to an allotment)	200.00
9.	Exhumation for removal of body to another cemetery (not including removal and replacement of any memorial or other improvement to an allotment)	120.00
10.	Application under sub-regulation 26 (1) -	
	(a) for permission to erect kerbing or railing only	1.50
	(b) for permission to erect on an allotment a monument, tablet, gravestone or other structure, together with any kerbing or railing to be erected at the same time	10.00
	(c) for permission to erect on an allotment a vault	10.00
	(d) for permission to erect on an allotment a memorial	15.00
	(e) for permission to erect, other than on an allotment, a monument or other structure	7.50
11.	Supplying, inscribing and fixing a tablet in a lawn burial area	30.00

PART II		
FEES AND CHARGES—GUNGALIN CEMETERY		
		\$
1.	Certificate issued under sub-regulation 15 (3) of exclusive right of burial—	
	(a) in the general lawn area	100.00
	(b) in the Family Estate area	150.00
	(c) in the Children's Garden	50.00
	(d) in the headstone area	100.00

SCHEDULE 2—continued

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2. Application under sub-regulation 15A (2) for renewal of exclusive right of burial—	
(a) in the general lawn area	100.00
(b) in the Family Estate area	150.00
(c) in the headstone area	100.00
3. Duplicate issued under sub-regulation 15 (6) of certificate of exclusive right of burial	0.75
4. Copy of entry in register furnished under sub-regulation 17 (2)	0.50
5. Burial, in a grave excavated to a depth not exceeding 1.50 metres, of a person of 4 years of age or more—	
(a) in the general lawn area on—	
(i) a Saturday, Sunday or holiday	250.00
(ii) any other day	150.00
(b) in the Family Estate area on—	
(i) a Saturday, Sunday or holiday	280.00
(ii) any other day	180.00
(c) in the headstone area on—	
(i) a Saturday, Sunday or holiday	250.00
(ii) any other day	150.00
6. Burial, in a grave excavated to a depth not exceeding 1.50 metres, of a child under 4 years of age (including a still-born child)—	
(a) in the general lawn area on—	
(i) a Saturday, Sunday or holiday	215.00
(ii) any other day	115.00
(b) in the Family Estate area on—	
(i) a Saturday, Sunday or holiday	245.00
(ii) any other day	145.00
(c) in the Children's Garden on—	
(i) a Saturday, Sunday or holiday	215.00
(ii) any other day	115.00
(d) in the headstone area on—	
(i) a Saturday, Sunday or holiday	215.00
(ii) any other day	115.00
7. Burial, in a grave excavated to a depth of 1.80 metres—the fee that would be payable if the burial were in a grave excavated to a depth not exceeding 1.50 metres plus an additional fee of	30.00
8. Interment of ashes—	
(a) in the general lawn area	95.00
(b) in the Family Estate area	125.00
(c) in the Children's Garden	95.00
(d) in the headstone area	95.00
9. Second interment of ashes in the same allotment—	
(a) in the general lawn area	40.00
(b) in the Family Estate area	40.00
(c) in the headstone area	40.00
10. Exhumation and reburial in same allotment (not including removal and replacement of any memorial or other improvement to an allotment)	160.00
11. Exhumation and reburial in another allotment in the Gungahlin Cemetery (not including removal and replacement of any memorial or other improvement to an allotment)	200.00
12. Exhumation for removal of body to another cemetery (not including removal and replacement of any memorial or other improvement to an allotment)	120.00
13. Application under sub-regulation 26 (1)—	
(a) for permission to erect kerbing or railing only	1.50
(b) for permission to erect on an allotment a monument, tablet, gravestone or other structure, together with any kerbing or railing to be erected at the same time	10.00
(c) for permission to erect on an allotment a vault	30.00
(d) for permission to erect on an allotment a memorial	25.00
(e) for permission to erect, other than on an allotment, a monument or other structure	7.50
14. Preparation of a grave to accommodate a coffin of larger than normal dimensions	30.00

Application

4. (1) The Canberra Public Cemeteries Regulations, as amended by these Regulations, do not apply in relation to an exclusive right of burial in any allotment in the public cemetery known as Gungahlin Cemetery that was granted before the commencement of these Regulations.

(2) The Canberra Public Cemeteries Regulations, as in force immediately before the commencement of these Regulations, continue to apply in relation to an exclusive right of burial in any allotment in the public cemetery known as Gungahlin Cemetery that was granted before the commencement of these Regulations.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 4 September 1981.
2. For references to the original Regulations and amendments made before 1960 see footnote on p. 176 of Vol. III 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; 1976 No. 13; 1979 No. 15; 1980 Nos. 3 and 14.