

SAMARAI PUBLIC CEMETERY BY-LAWS. ⁽¹⁾

Statutory Rules.

No. 8 of 1916.

SAMARAI PUBLIC CEMETERY.

No. 1.

BY virtue of all the powers in that behalf vested in the Trustees of the Public Cemetery, Samarai, the said Trustees make the following By-laws:—

1. All fees and charges payable to the Trustees, as set forth in the Schedule A. shall be paid at the times and in manner therein mentioned.

2. Any person desiring to inter any dead body in the cemetery shall make an application to the Trustees, or to some person appointed by them in the form of Schedule B. Upon such application being approved by the Trustees, and upon payment of the prescribed fees, they shall cause to be issued to the person so applying for ⁽²⁾ "Order for Burial" in the form of Schedule C.

3. All applications for interment shall be made at least five working hours prior to the time fixed for burial. An extra charge shall be made for applications within such time. No free interment shall be allowed unless the application, together with the Justices Order therefor be handed in in such time as to allow of at least six working hours as above.

4. The Trustees shall cause all graves to be dug, and vaults, brick graves or graves to be re-opened as and when required.

(1) Particulars of these By-laws are as follows:—

Ordinance under which made.	Date on which made by Trustees.	Date on which approved by Lieut.-Gov. in Council.	Date on which published in Papua Govt. Gaz.	Date on which came into force.
<i>Cemeteries Ordinance, 1911</i>	6.4.1916	11.7.1916	2.8.1916	2.8.1916 (Papua Govt. Gaz. of 2.8.1916)

(2) The word "for" appeared in the By-laws as published in Papua Govt. Gaz. It has now been omitted and the word "an" inserted in its stead by the Fourth Schedule of the *Ordinances Reprint and Revision Ordinance 1947* of the Territory of Papua-New Guinea.

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5. Before any interment is allowed, the "Order for Burial" shall be handed to and retained by the gravedigger.

6. Every grave shall be at least 6 feet deep, and no interment shall be allowed in any grave with a less depth than 4 feet 6 inches from the top of the coffin to the original surface of the surrounding ground.

7. In the case of an application for interment in any private grave or vault to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application.

8. No burial shall be allowed to take place in the cemetery unless a certificate from a District Registrar of Deaths that the death has been registered, or a Coroner's order for burial is handed to the Trustees.

9. The hours of burial shall be from 8 a.m. to 6 p.m. and no burial shall be allowed to take place, nor any coffin allowed to enter the cemetery at any other hour except by written permission of the Trustees.

10. The time fixed for any burial shall be the time at which the funeral is to arrive at the cemetery gates, and such time shall be rigidly and punctually observed.

11. No hearse, mourning coach, or other vehicle shall enter the cemetery, or proceed except at and by such roads as directed by the officer of the Trustees from time to time. Any driver or other person failing or neglecting to observe such directions commits an offence against these By-laws.

12. Children under the age of ten years entering the cemetery must be in charge of⁽³⁾ some responsible person.

13. It shall be unlawful for any person to smoke within the cemetery or to discharge any fireworks therein.

14. No dogs shall be allowed within the cemetery, and any person taking a dog into the cemetery commits an offence against these By-laws.

15. Any person violating the rules of propriety and decorum, or committing any nuisance or trespass, or injuring any tree, shrub, flower border, or any erection of in any way infringing these By-laws, commits an offence against these By-laws.

(3) The words "in charge of" appeared in the By-laws as published in *Papua Govt. Gaz. Semble*, "in the charge of" was intended.

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16. No person shall promote or advertise or carry on within the cemetery any trade, business, or calling either by solicitation, distribution of circulars, by cards or otherwise, or by any other system of advertisement whatsoever.

17. No person employed by or under the Trustees shall be permitted to accept any gratuity whatever, nor shall he be pecuniarily interested in any work in the cemetery other than the remuneration he receives from the Trustees, and any such person proved guilty of accepting any gratuity or being pecuniarily interested in any such work shall be liable to summary dismissal.

18. Any person requiring "An Exclusive Right of Burial" in any part of the cemetery shall apply to the Trustees in writing specifying the location of the grave and whether it is proposed to erect a brick grave or vault, and in such case submitting plans and specifications of the proposed work. Such application shall state the names of any already deceased persons whose remains it is proposed to inter therein.

19. Subject to the By-laws, the Superintendent shall exercise a general supervision and control over all matters pertaining to the cemetery, including the conduct of all funerals and interments within the cemetery.

20. Upon being satisfied of the matters aforesaid, and of the suitability of the said works, plans and specifications, the Trustees may authorise the construction and erection thereof, or, if no work is to be done, may issue a "Grant" in the form provided in the *Cemeteries Ordinance, 1911*.

21. Upon completion of the work aforesaid, the Trustees may, if and when such work is done to their complete satisfaction, issue a "Grant" in the form provided in the said Ordinance.

22. Every grant shall be subject to the By-laws for the time being, and no interment in any such grave or vault shall be allowed, unless upon production of the "Order for Burial" aforesaid, nor shall any such grave or vault be opened unless with the written consent of the Trustees. Every assignment of a grant shall be in the form provided in the said Ordinance.

23. Every coffin placed in any such brick grave or vault shall be bricked in, cemented and covered with a slab of stone, slate, or iron, unless special written exemption be obtained from the Trustees.

24. If applications be made for an "Order for Burial" in any grave or vault of the remains of any person other than the person to whom grant was issued, or his registered assign, the written and verified consent of such grantee or assignee shall be produced.

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25. Any person desiring to place or erect any monument, tombstone or enclosure, in any part of the cemetery, must first obtain the written consent and approval of the Trustees and otherwise comply with Section 21 of the *Cemeteries Ordinance*, 1911.

26. Every tombstone, monument, or enclosure shall be placed on proper and substantial foundations, which, if required by the Trustees, shall extend to the bottom of the grave.

27. The materials used in every such erection shall be subject to the approval of the Trustees, and any material rejected shall be immediately removed from the cemetery by the contractor for the erection.

28. All refuse and other rubbish remaining after any work is completed shall be immediately removed from the cemetery by the person causing the same.

29. Monumental masons and other tradesmen shall, before commencing any work within the cemetery, deposit with the Secretary for the Trustees, the sum of ten shillings which shall be forfeited if either of the last two preceding By-laws are not complied with to the satisfaction of the Trustees.

30. All materials required in the erection and completion of any work shall as far as possible be prepared before being taken to the cemetery, and all materials required by tradesmen shall be admitted at such entrance as the Trustees shall direct, and no vehicle conveying any such material with wheels less than four inches broad shall be permitted to enter the cemetery.

31. No catacomb shall be allowed.

32. All workmen whether employed by the Trustees, or any other person, shall at all times, whilst within the boundaries of the cemetery, be subject to the supervision of the Trustees, and shall obey such directions as they may find it necessary to give, and any workman permitting any breach of these Regulations and By-laws or refusing or neglecting to comply with any directions of the Trustees commits an offence against these By-laws.

33. Any person taking part in dressing or attending to any grave shall comply with the following rules:—

- (a) No rubbish, soil, sand, or other material removed in dressing a grave shall be placed on any other grave, and, if placed on any adjoining ground shall be removed immediately the work is completed.

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- (b) No sand, soil, or loam shall be taken from any portion of the cemetery for the purpose of dressing any grave except with the permission of the Trustees.
- (c) The dressing of all graves and the wheeling and carting of all material shall be subject to the supervision of the Trustees.
- (d) Work in all cases shall be carried on with due despatch, and only during regulation hours.

34. Any person who commits a breach of or an offence against these By-laws shall be liable to a penalty not exceeding five pounds.

35. Any person who commits a breach of or an offence against any By-law may be expelled from the cemetery.

SCHEDULE A.

Scale of Fees and Charges payable to the Trustees.

On application for an "Order for Burial" the following fees shall be payable:—

	£	s.	d.
For sinking or re-opening grave for any person over 16 years of age	2	10	0
For sinking or re-opening grave for any person under 16 years of age	1	15	0
For removal of person over 16 years of age	5	0	0
For removal of person under 16 years of age	3	0	0
For permission to erect a headstone or monument	2	6	
For issue of grant of exclusive right of burial, including permission to erect headstone or monument	3	0	0

SCHEDULE B.

Form of Instructions for Graves and Application for "Order for Burial."

Answers to the following questions to be supplied at the time of making application.

- 1. Name of deceased: Date:
- 2. Age of the deceased:
- 3. Late place of residence of the deceased:
- 4. Place where death occurred:
- 5. Rank or occupation of the deceased:
- 6. Birthplace of the deceased:
- 7. What denomination:
- 8. No. of grave on plan:
- 9. Size of ground:
- 10. Length and width of coffin:

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11. Depth of grave:
12. Day of burial and hour:
13. Name of minister to officiate at grave:
14. Name of undertaker:

Name in full and signature of person giving order:

Occupation: _____ Address: _____

Order received this _____ day of _____ 19 _____, at _____ o'clock.

Secretary.

SCHEDULE C.

Form of Order for Burial.

Date of application:

No. of Application:

The remains of _____ late of _____ deceased, may be
interred in grave No. _____ compartment _____ section
of the land appropriated to _____ denomination. The time fixed for
burial is _____ o'clock in the _____ noon on the _____ day of _____ 19 _____.

Dated this _____ day of _____ 19 _____.

Secretary.

I, the undersigned certify that a coffin purporting to contain the above remains
was interred in the above ground on the _____ day of _____ 19 _____.

Superintendent.