

THE CORPORATION OF THE VILLAGE OF NEW DENVER

BYLAW NO. 618, 2007

Being a bylaw to regulate the operation and maintenance
of the Village of New Denver Cemetery

The Council of the Corporation of the Village of New Denver in open meeting assembled, enacts
as follows:

1. In this bylaw unless the context otherwise requires:

- “Administrator” shall mean the person duly appointed as such from time to time by the Council.
- “Caretaker” shall mean the person or persons duly appointed or employed by the Corporation from time to time as Caretaker or Caretakers of the Cemeteries of the Village of New Denver.
- “Cemetery” shall mean and include any parcel or tract of land set aside, used, maintained or operated as a cemetery by the Corporation of the Village of New Denver.
- “Child” shall mean any person one year old up to and including 12 years of age.
- “Corporation” shall mean The Corporation of the Village of New Denver.
- “Council” shall mean the Council of the Corporation of the Village of New Denver.
- “Cremated Remains” shall mean the ashes resulting from cremation of a deceased human body.
- “Director” shall mean that person as defined under the Business Practices & Consumer Protection Act that is charged with administration of the “Cremation, Interment and Funeral Services Act”.
- “Infant” shall mean any person up to the age of one year.
- “Mayor” shall include the Acting Mayor.
- “Medical Health Officer and Health Officer” shall mean the person duly appointed from time to time by the Ministry of Health or Interior Health Authority to act as Medical Health Officer for the Corporation of the Village of New Denver.
- “Non-resident” shall mean any person who does not live within the limits of Enterprise Creek to the south end of Summit Lake.
- “Treasurer” shall mean the person duly appointed as such from time to time by the Council.

The use of words signifying the masculine shall include the feminine.

2. The following lands have been set aside, operated, used or maintained as a cemetery by the Corporation:
 - (a) New Denver Cemetery, legally described as being:

Blocks 73, 74, 82, and 83 of Lot 549, Plan 557, Kootenay Land District, that part of Parcel "A" (D.D. 15155-I) of Lot 550, Kootenay Land District described as follows:

Commencing at the south west corner of Parcel "B" (D.D. 15854-I) of said lot; thence along the southern boundary of the said parcel to the south east corner thereof; thence southerly and parallel to the western boundary of the said Lot 550, a distance of two hundred and seventeen and eight tenths ft. (217.8 feet), thence parallel to the southern boundary of the said Parcel "B" to the intersection with the western boundary of the said Lot 550; thence along the said western boundary to the point of commencement. To which the Registrar has assigned the distinguishing number One (1).
3. A copy of the cemetery plan shall be filed with the "Director" as defined under the BPCP Act and copies also shall be kept available for public inspection in the Municipal Office and at such other places as may be deemed necessary.

LICENCE TO USE THE CEMETERY

4. The Council may by agreement with a society, church, or other organizations reserve a section of the cemetery to be used exclusively for the interment of deceased members of the society, church or other organization concerned, and upon such an agreement being made no person shall be issued with a licence to use grave space in the reserved section, unless his applications to the Corporation to purchase a licence is accompanied by a certificate from the society, church or organization concerned, stating that he, or the person on whose behalf he may be acting, is entitled to burial in the reserved section. All licences issued and services rendered by the Corporation under these conditions shall be subject to payment at the regular rates set forth in the schedule of rates attached hereto as Schedule "B".
5. The Council may grant to any person paying the fees therefor, according to the scale of fees hereinafter provided and subject to the terms of Section 4 hereof, a licence for the exclusive use by him or his executors or administrators, of any one or more grave spaces which may be vacant and unlicensed in the cemetery and upon payment of said fee therefor, such person or persons shall be entitled to receive a licence in the form of Schedule "A" attached hereto and forming part of this bylaw.
6. The Council reserves to itself the right to refuse to sell the use on more than two grave spaces to any one individual.
7. (1) Where the holder of a licence to use and occupy grave space in the cemetery wishes to transfer his right of use and occupancy to another person he shall first provide the Administrator with full particulars of the name, address and other description of the person to whom the transfer is to be made, the consideration to be paid therefor and such other information as the Administrator may reasonably request. The provision of such information shall not bind the Corporation to accept or permit the proposed transfer.

(2) If the licence to be transferred relates to a grave space located in an area reserved under an agreement made between the Council and an organization pursuant to Section 4 hereof, the requirements of said Section 4 concerning entitlement to burial in a reserved section of the cemetery shall apply to the person to whom the transfer is to be made.

(3) Upon acceptance by the Corporation of the transfer fee prescribed in Schedule "B" to this bylaw, and upon compliance with the requirements of this bylaw by the licence holder and the person to whom the licence is to be transferred, the Administrator shall effect the desired transfer by an endorsement upon the licence and shall record the transfer in the books or other records kept by him for that purpose.

8. All licences issued for use of grave space in the cemetery shall be subject to the provisions of this bylaw and all bylaws now or thereafter to be passed by Council.

FEES AND CHARGES

9. (1) The fees for interment, disinterment, use of grave space, and care of graves, and the charges for goods offered for sale by the Corporation for use in the cemetery, and any other cemetery fees shall be those set out in Schedule "B" attached hereto and forming part of this bylaw.

(2) The fees set out in Schedule "B" to this bylaw shall be paid at the Corporation's offices at the time of purchasing a cemetery licence, interment permit, or any goods or services sold by the Corporation in connection with the operation of the cemetery.

PERMISSION TO INTER, EXHUME

10. No body shall be interred in the cemetery until a permit to inter the body has been obtained from the Corporation and the fee for the interment as specified in Schedule "B" hereof has been paid to the Corporation, except as may be permitted otherwise under the terms of Section 15.
11. All permits for interment of the deceased persons in the cemetery shall be in the form of Schedule "A" attached hereto and forming part of this bylaw.
12. All applications for a permit to inter in the cemetery must be made to the Administrator at the Corporation's offices during regular office hours on all days of the week except Saturday, Sunday, Statutory Holidays, and in cases of emergency as described in Section 15.
13. Any person who makes application for an interment permit or who requires an interment to be made, shall provide the Administrator with a statement of the name, age and date of the death of the deceased, whether or not death was caused by a communicable disease as listed in Division 7 of the "Regulations for the Control of Communicable Diseases" made under the "Health Act", the time and date of the funeral and any other information which it is reasonable for the Administrator to request.
14. No person shall be granted a permit to inter in an area of the cemetery which Council has reserved under the provisions of Section 4 hereof for burial of members of a church, society, or other organizations, except where the applicant for the permit furnishes the Administrator with a Certificate from the organization for whom the area has been reserved, stating that the deceased person for whom the permit is required is entitled to burial in the reserved area.
15. (1) Where the Health Officer directs, pursuant to the "Regulations for the Control of Communicable Diseases" or otherwise, that a body be buried in the cemetery during any period when the Corporation's offices are closed, permission to inter in the cemetery shall be obtained from the Mayor or a Councillor of the Council of the Village of New Denver.

- (2) Where a burial in the cemetery is performed under the conditions of sub-section (1) the person who permitted the burial and the person who performed the burial shall report the matter to the Administrator, and the representative of the deceased shall furnish the Administrator with full details of the decease as required by Section 13 hereof together with such fees as may be required in accordance with Schedule "B" if such fees have not already been paid.
 - (3) The information required to be given to the Administrator under the terms of sub-section (2) of this section shall be provided to the Administrator as soon after such interment as the Corporation's offices are opened.
16. No deceased person interred in the cemetery shall be exhumed without a written order being first obtained from the proper authority in accordance with Part 4, Section 16 of the Cremation, Interment and Funeral Services Act (SBC 2004, Chapter 35)
17. It shall be unlawful to bury or cremate a deceased person within the Municipal boundary or cemetery of the Corporation except pursuant to the terms of the "Cremation, Interment and Funeral Services Act" and Regulations thereunder.

INTERMENT IN THE CEMETERY

18. No body other than a deceased human body, or the cremated remains or other remains of a deceased human body shall be interred in the cemetery, and all interments shall be subject to and comply with the provisions of this bylaw.
19. The holder of a licence to use and occupy grave space in the cemetery shall not permit an interment to be made in the grave space to which the licence refers nor transfer or dispose of the said grave space to another person, group or organization unless such interment, transfer, or disposal is made pursuant to and subject to the provisions of this bylaw.
20. (1) Where the body of a person, who died while suffering a communicable disease, is to be buried in the cemetery, and instruction given by the Health Officer respecting the interment shall be fully and carefully followed by those who perform the interment.
- (2) Where the body delivered to the cemetery for interment is subject to direction of the Health Officer under the terms of Division 7 of the "Regulations for the Control of Communicable Diseases" made under the "Health Act", the person delivering the body to the cemetery shall inform the Administrator.
21. (1) Each interment in the cemetery, other than the interment of cremated remains, shall provide for not less than 1 metre of earth between the general surface level of the ground at the grave site and the upper surface of the vault, casket or grave liner enclosing the body resting in the grave.
- (2) Each interment of cremated remains in the cemetery shall be made in a container encased in a non decomposing liner not less than 3.5 cm thick and shall be buried in the grave not less than 60 cm deep, except where a concrete encased container of cremated remains is used as a foundation-base for a tablet memorial installed on the grave according to the requirements of Section 35.
22. No person shall inter any body in the cemetery except between the hours of eight (8) o'clock in the forenoon and five (5) o'clock in the afternoon.

23. No person shall inter any body in the cemetery on Sunday or any Statutory Holiday unless the written permission of the Administrator is first obtained, except in the emergency conditions as specified in Section 15 hereof.
24. No grave shall be dug or opened by any person other than a person duly authorized by the Administrator.

CEMETERY CARETAKER

25. (1) Council may authorized the appointment of a cemetery caretaker and the duties and responsibilities of a caretaker so appointed shall be among other things, to carry out, or cause to be carried out by cemetery workforce placed under their supervision:
 - (a) The digging, preparation, opening and closing of graves as ordered by the Administrator.
 - (b) The direction of all funerals in the cemetery to the correct grave site.
 - (c) The general work of the cemetery, to maintain it in a neat, tidy condition, including maintenance of walls, fences, gates, paths and other cemetery improvements.
 - (d) The provisions for care of the cemetery tools and equipment.
 - (e) The caretaker shall maintain records as directed by the Administrator, and shall submit reports as required by him, and shall do such other work as the Administrator may require from time to time in relation to the cemetery operation.

ADMINISTRATION AND CARE FUND

26. The Administrator shall maintain records as necessary to the administration and management of the cemetery and as required by Part 8 of the Regulation under the “Cremation, Interment and Funeral Services Act”.
27. The Administrator is hereby authorized on behalf of the Municipality and subject to the provisions of this bylaw to grant a licence in the form set out in Schedule “A” hereof in respect of any unoccupied and unlicensed grave space in the cemetery.
28. The Administrator shall issue all permits for interment required by this bylaw except as otherwise provided herein.
29. Upon issuing any permits for interment in the cemetery , or upon viewing an order for exhumation from the proper authority as required by Section 16, hereof the Administrator shall notify Caretaker before the time of the intended interment or exhumation
30. (1) A fund shall be established to be known as “The Cemetery Care Fund” and such fund shall be administered in accordance with the requirements of the Regulation made under the “Cremation, Interment and Funeral Services Act” for the establishment and administration of a Municipal Cemetery Care Fund and in accordance with the procedures hereinafter set out.
 - (2) A bank account shall be established to be known as “The Cemetery Care Fund Account” into which the Treasurer shall pay all funds received for Care Fund purposes and all such funds shall be deposited in said account, and there held pending investment as hereinafter provided.

- (3) On all licences for use of grave space sold, the Treasurer shall pay into "The Cemetery Care Fund Account" from the amount received for each licence sold at the fee specified in Schedule "B" hereof.
 - (4) On all licences for the use of grave space, and on all contracts or agreements for the sale of such licences, the amount required to be used for Care Fund purposes shall be specified, provided that the amount so specified shall not apply to grave space made available by the corporation free of charge for indigent burial.
 - (5) Any owner of a memorial marker, tablet, monument, or memorial desiring to install same in the cemetery, shall pay to the Administrator prior to the installation of such memorial or memorials, the fee specified in "Schedule C" hereof, and such amounts when received shall be paid by the Treasurer into "The Cemetery Care Fund Account" for investment as hereinafter provided.
 - (6) Investment of funds received for Care Fund purposes shall be made as required by the Regulation under the "Cremation, Interment and Funeral Services Act" applicable to Municipal Cemetery Care Funds.
 - (7) The income from the "Cemetery Care Fund" including any appreciation thereof, shall be used for the sole purpose of upkeep and maintenance of the property licenced and the cemetery of which it forms part.
 - (8) The principal sum of the Cemetery Care Fund shall not be reduced otherwise than in accordance with an order of the Minister made pursuant to the Regulations under the "Cremation, Interment and Funeral Services Act".
31. A separate account of all monies received under the provisions of this bylaw and of all monies expended hereunder shall be kept by the Treasurer and any surplus remaining or receipts over expenditures shall be paid at the end of each financial year into a fund to be known as "The Cemetery Fund" and same shall be invested by the Corporation in accordance with the provisions of the "Community Charter".

MEMORIALS

32. No person shall place on any grave space in the cemetery a memorial marker or tablet until an amount as detailed in "Schedule C" has been paid to the Administrator for Care Fund purposes in respect to each memorial or tablet which it is desired to install.
33. No grave or grave space in the cemetery shall be defined by a fence, hedge, or railing, and no memorial other than a tablet type memorial as specified in Section 34 may be installed on a grave.
34. A tablet type memorial may be installed on a grave in the cemetery provided the installation conforms to the following:
 - (a) Each memorial tablet shall be installed in a position on the grave according to that established by the Corporation for memorials on graves in the cemetery and shall have its top surface set level and flush with the surface of the surrounding ground.
 - (b) Each bronze memorial tablet shall be attached to a concrete base not less than ten (10) centimetres thick with side surfaces true and perpendicular with the top surface of the attached tablet.
 - (c) Each stone memorial tablet shall be attached to a concrete base not less than ten (10) centimetres thick with side surfaces true and perpendicular with its top surface.

- (d) Except as permitted otherwise in Sub-section (c) the top surface of memorial tablets and concrete bases shall measure as follows:

On adult graves:

- | | | |
|-----|---------------------------------------|---------------|
| (1) | Memorialization of one person | 30 cm x 50 cm |
| (2) | Memorialization of one or two persons | 45 cm x 75 cm |

- | | |
|-------------------------|---------------|
| On a child grave | 30 cm x 50 cm |
| On an infant size grave | 25 cm x 45 cm |
| On an ashes size grave | 25 cm x 28 cm |

- (e) A bronze memorial tablet intended for installation on the grave of an adult or child may be smaller than its concrete base provided the concrete base conforms to the size for the grave as required by Sub-section (d) above, and provided the part of the base extending beyond the tablet, does not exceed five (5) centimetres wide and has a smooth, slightly bevelled surface to shed water at its outer edges.
- (f) One memorial tablet only may be installed on each grave but where two related persons are buried side by side in adjacent graves, one 45 cm x 75 cm tablet which provides for the memorialization of both persons may be used instead of two separate tablets provided the single tablet so used is set to embrace evenly the two graves concerned.
- (g) On an ashes size grave a memorial base which conforms to the requirements of Sub-section (d) and which supports either a stone or bronze table, may enclose one or two containers of cremated remains of a deceased as permitted by the terms and requirements of Sub-section (2) of Section 21.

GENERAL

35. Cut flowers, wreaths and floral offerings may be placed on graves but may be removed by the Caretaker when their condition is considered by him to be detrimental to the beauty of the cemetery.
36. No person shall plant, remove, cut down or destroy, any trees, shrubs, plants, flowers, bulbs or rocks in the cemetery other than an employee of the Corporation authorized to do so.
37. All persons are prohibited from damaging, or defacing any memorial, monument, fence, gate, or structure in the cemetery, or any improvements in the cemetery.
38. No person shall enter the cemetery in a vehicle after sunset, or drive a vehicle in the cemetery at any time at a speed of more than 15 km/hr, and all vehicles and their drivers while in the cemetery grounds shall be subject to the reasonable directions and orders of the Caretaker.
39. No person shall solicit orders for markers, tablets, memorials, or like works within the limits of the cemetery.
40. All persons and funeral processions in the cemetery shall obey the reasonable instructions of the Caretaker, but any person not behaving with proper decorum within the cemetery, or disturbing the quiet and good order of the cemetery may be evicted therefrom by the Caretaker.
41. The discharging of firearms, other than in regular volleys at burial services, is prohibited in the cemetery.

42. Any person who willfully destroys, mutilates, defaces, injures, or removes any memorial or other structure placed in the cemetery, or any fence, railing or other work for the protection or ornament of the cemetery, or any memorial, monument, tomb, or other structure aforesaid, or lot withing the cemetery, or willfully destroys, cuts, breaks, or injures any shrub or plant, or plays any game or sport, or discharges firearms (save at a military funeral), or who willfully or unlawfully disturbs persons assembled for the purpose of burying a body therein, or who commits a nuisance, or at any time behaves in an indecent and unseemly manner, or deposits any rubbish or offensive matter or thing in a cemetery, or in any way violates any grave, memorial or other structure within the same, shall be guilty of an infraction of this bylaw and liable to the penalties hereof.
43. The cemetery shall be deemed open at eight (8) o'clock every forenoon and closed every afternoon at eight (8) o'clock. Any person in the cemetery between eight (8) p.m. and eight (8) a.m. the following morning, without special permission of the Caretaker, Administrator or other persons authorized by the Corporation to grant such permission shall be deemed guilty of an infraction of this bylaw and liable to the penalties thereof.
44. Every person who commits an offence against this bylaw is liable to a fine and penalty not exceeding Five Hundred Dollars (\$500.00) and costs, or in default of payment thereof, or in the alternative, to imprisonment with or without hard labour for any period not exceeding six (6) months.
45. Notwithstanding anything herein contained, the administration and operation of the cemetery shall be carried out at all times in accordance with the "Cremation, Interment and Funeral Services Act" and Regulations made thereunder.
46. Bylaw No. 244, 1979, cited as "Cemetery Bylaw No. 244" and all amendments thereto are hereby repealed.
47. This bylaw shall be cited as "Cemetery Bylaw No. 618, 2007", and shall take effect upon adoption by Council.

READ A FIRST TIME this 9th day of October, 2007.

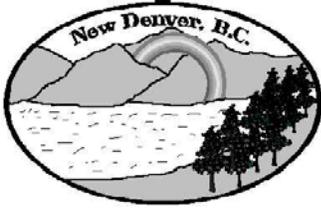
READ A SECOND TIME this 9th day of October, 2007.

READ A THIRD TIME this 9th day of October, 2007.

FINALLY ADOPTED this 23rd day of October, 2007.

G. L. Wright
MAYOR

Carol Gordon
ADMINISTRATOR



Village of New Denver
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 115 Slocan Avenue
 New Denver, BC, Canada
 V0G 1S0

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PURCHASE AGREEMENT - SCHEDULE "A"

CONTRACT AGREEMENT AND ORDER made this _____ day of _____, 20____
 between the VILLAGE OF NEW DENVER CEMETERY, having a place of business at 115
 SLOCAN AVENUE, NEW DENVER, B.C.;

AND

 SURNAME (USE BLOCK LETTERS) GIVEN NAMES & INITIALS

ADDRESS _____
 HEREINAFTER CALLED THE PURCHASER POSTAL CODE

TELEPHONE _____

SEE NOTE OF CANCELLATION ON REVERSE SIDE

LOTS _____ () Cremation _____ () Burial	UNIT PRICE	TOTAL PRICE
Qty _____ Section _____ Row _____ Block _____	\$ _____	\$ _____
Headstone Setting Fee _____	\$ _____	\$ _____
Opening and Closing _____ () Quantity _____	\$ _____	\$ _____
	GST/HST PAYABLE	\$ _____
METHOD OF PAYMENT: Payment must be made in full at the time of signing of this contract	TOTAL BALANCE	\$ _____

**It is understood and agreed that the terms,
 conditions, etc. on the reverse side hereof,
 are made a part of this purchase agreement.**

PURCHASER X _____

NEW DENVER CEMETERY
 BY _____

WHEN PERSON SIGNING IS
 NOT THE PURCHASER

Headstone Setting Regulations
(No Upright Stones)

I hereby guarantee, in any event, payment
 of all sums on due date herein provided,
 absence of purchaser's signature
 notwithstanding

Single Headstone	30cm x 50 cm x 10 cm
Double Headstone	45 cm x 75 cm x 10 cm
Child Size	30 cm x 50 cm x 10 cm
Infant Size	25 cm x 45 cm x 10 cm
Cremation	20 cm x 28 cm x 10 cm

X _____
 signature of guarantor

 address

SERVICE DETAILS

DAY	DATE	TIME	ETA
NAME OF DECEASED			D.O.B.
			D.O.D.
FUNERAL DIRECTORS		CONTACT PERSON	PHONE #

CONDITIONS AND REGULATIONS

1. Internment in such grave or lot shall be subject to the Rules and Regulations of said Cemetery, both those endorsed hereon and all others now in force hereinafter prescribed (to all of which the Purchaser or Guarantor agrees in completing the order).
2. Arrangements for burial must be made at the Corporation Office by the named relatives of the deceased or a representative authorized in writing by them to make such arrangements for the deceased, or by other authorized person at least 48 hours before time of interment.
3. No Interment shall be made in the Cemetery except on presentation of a permit, nor shall the remains of a deceased person be accepted for burial or other disposal except upon presentation of the Burial Permit/Cremation Certificate and Acknowledgement of Death of the deceased, issued by a Registrar of Births, Deaths and Marriage, or by other official under the provisions of the Vital Statistics Act and Regulations.
4. No Interment shall be made on Sunday or Statutory Holiday unless the written permission of the Administrator is first obtained, or by order of the Medical Health Officer.
5. No said assignment or transfer of graves lots or vaults or of rights of interment therein shall be made without the written consent of the Administrator. Such transactions shall not be recognized unless and until records on the Cemetery Books and the payment of such fees prescribed for amending the Records of the Cemetery.
6. Until an interment has been made in a grave, lot or vault, as assignment or transfer of interment rights therein may be made by the registered holder, subject to the Rules and Regulations of the Cemetery. After an interment has been made in a grave, lot or vault, no assignment or transfer of any right therein may be made or will be recognized by the Corporation.
7. All interments, disinterments and removals including all openings and closings of graves shall be made only by the Corporation.
8. In consideration of any multiple burial privileges which may be granted by the Corporation for lots in certain designated areas, burial of remains will only be allowed as specified in the Rules and Regulations.
9. Flat memorials (flush with the ground) are only allowed as specified in the Rules and Regulations.
10. No marker or memorial privileges shall be allowed until graves or lots and all other charges are fully paid including the setting and installation charges for the memorial and the additional contribution to the Care Fund for the extra costs involved in maintaining the grave (maintenance of memorials is not included)
11. This contract can be cancelled by the Purchaser or personal representative of the purchaser within fifteen (15) days of the date the contract was made. If said contract is cancelled within the said 15 day period a full refund will be made.
12. If the contract needs to be cancelled after the fifteen (15) day period has elapsed, a cancellation letter must be received by the seller written by the purchaser or a personal representative of the purchaser and a refund of 80 percent of the money paid will be made.
13. While the lot holder is entirely free in selecting the supplier of the memorial, the size, materials and form of the memorial must conform to the Rules and Regulations of the Cemetery, especially as applicable to the particular area, and the Corporation reserves to itself the placement or removal of any and all memorials.
14. All improvements, alterations or embellishments of lots in the Cemetery shall be under the direction of the Corporation and should any be made without its written consent the Corporation reserves the right to remove, alter or change such improvements, alterations or embellishments at the expense of the lot holder. The Corporation reserves the right to remove anything that is unsightly, dangerous or impedes the progress of ACare@.
15. The planting of trees, shrubs or plants of any kind will not be allowed at any time on said grave or lot and the placing of flowers, fresh or artificial, on graves, lots or vaults shall be subject to the applicable Rules and Regulations of the Cemetery as then in force.
16. (1) Where an error is made in the contract of sale, description or transfer of a lot and the lot is unavailable, the Corporation shall
 - (a) amend the contract to provide another lot of equal or greater value and similar location acceptable to the lot holder or a personal representative of the lot holder;
 - (b) cancel the contract and refund the full amount of money paid plus accrued interest at a prescribed rate.(2) Where human error is made and human remains are interred in the wrong lot, the operator shall:
 - (a) disinter the human remains from the wrong lot and inter them in the correct lot if available, or
 - (b) if the correct lot is not available, disinter the human remains from the wrong lot and inter them in a lot acceptable to a representative of the lot holder, and shall, within 30 days after that, notify the registrar of disinterment and interment.(3) Where the parties fail to agree on a settlement under subsection (1b) or (2b), either party may apply to the registrar who may resolve the matter in any way the registrar considers appropriate in the circumstances as per Section 43 of the CIFSA.
17. (1) The Corporation may sell a right of interment for a lot that has been sold previously, with the prior approval of the Director of the BPCPA, only if :
 - a. the Purchaser is at least 90 years of age or, if living, would be at least 90 years of age;
 - b. a period of at least 50 years has elapsed from the date the prior right of interment was sold;
 - c. at least 90 days have passed since the date the Corporation sent a notice of its intention to resell the right of interment to the last known address of the Purchaser, and the Corporation has not received a response from the Purchaser, and
 - d. The Corporation has made diligent attempts to contract the Purchaser but is not able to locate them.(2) If a right of interment is resold in the circumstances described in section (1) above, and the Purchaser requires the use of the lot, the Corporation must provide another right of interment of equal or greater value that is acceptable to the Purchaser or a personal representative of the purchaser.
18. The use of the Cemetery and its interment spaces shall be subject to such other reasonable conditions as may be described in the Rules and Regulations of the Cemetery.

THE CORPORATION OF THE VILLAGE OF NEW DENVER

TARIFF - SCHEDULE "B"

	<u>ALLOCATION TO CARE FUND</u>	<u>TOTAL AMOUNT PAYABLE BY PURCHASER</u>

1.	<u>GRAVE SPACE</u>	
a)	<u>Resident:</u>	
	Adult Size	\$ 37.50 \$ 150.00
	Child Size	37.50 150.00
	Infant Size	37.50 150.00
	Cremation Size	37.50 150.00
b)	<u>Non-Resident:</u>	
	Adult Size	100.00 400.00
	Child Size	100.00 400.00
	Infant Size	100.00 400.00
	Cremation Size	100.00 400.00
2.	<u>SERVICES</u>	
a)	<u>Opening and Closing of Grave for Interment:</u>	
	Adult - (or casket size greater than 1.2m x .6m)	350.00
	Child/Infant - (casket sized 1m x .5m x 1.3m)	350.00
	Cremated Remains	90.00
	Skeleton which has been removed from another cemetery and which is contained in a box not exceeding in size of 1m x .6m	350.00
b)	<u>Burials after 3:30 p.m. Monday to Friday</u>	
	Adult/Child/Infant	460.00
	Cremated Remains	200.00
c)	<u>Burials on Saturday</u>	
	Adult/Child/Infant	460.00
	Cremated Remains	200.00
d)	<u>Burials on Sunday</u>	
	Adult/Child/Infant	550.00
	Cremated Remains	290.00
e)	<u>Burials on Statutory Holiday</u>	
	Adult/Child/Infant	700.00
	Cremated Remains	440.00
f)	<u>Opening and Closing For Exhumation</u>	
	Adult/Infant/Child	600.00
	Cremated Remains	90.00
	*additional charge applicable as in 2.(c),(d), &(e) if done on Saturday, Sunday or Statutory Holiday	
3.	<u>TRANSFER OF LICENCE</u> 10.00	
4.	<u>INSTALLATION OF MEMORIAL</u>	
	With Base (includes \$15.00 Care Fund Contribution)	60.00
	Without Base (includes \$25.00 Care Fund Contribution)	100.00