



# EYE TOWN COUNCIL

## REGULATIONS IN RESPECT OF INTERMENTS AND ERECTIONS OF MEMORIALS IN EYE CEMETERY

These regulations are in addition to the provisions of the Local Authorities Cemeteries Order 1977 and any other appropriate laws or statutes currently in force.

The Council reserves the right to amend these regulations and to deal with any circumstances or contingency not provided for in the regulations as necessary.

<b>Table of Contents</b>		
<b>No</b>	<b>Description</b>	<b>Page</b>
1	Private Work	2
2	Exclusion or Removal or Persons from the Cemetery	2
3	Production of Grant or Deed required before re-opening	2
4	Times of Notice of Interment	2
5	Fees and Charges for Interments	2
6	Glass Items in the Cemetery	2
7	Selecting Grave Plots	2
8	Arrival of Funerals at the Cemetery	3
9	Graves sold subject to Regulations	3
10	Exclusive Right of Burial	3
11	Digging of Graves and Cremation Plots	3
12	Certificate of Disposal	3
13	Death from Infectious diseases	3
14	Admission of Dogs	3
15	State of Repair	4
16	Grave Mounds	4
17	Graves Enclosures	4
18	Trees, Shrubs, Plants and Flowers	4
19	Personal Effects	4
20	Seats	5
21	Removal of Memorials	5
22	Regulations for the Erection of Memorials	5
23	Holly Wreaths and Christmas Memorials	5
24	Theft	5
25	Clauses	5
	Annex A	6

## **1. Private Work**

No private work shall be undertaken by visitors to the Cemetery other than general grave or plot tidying.

No employee of the Town Council is to be engaged to execute any private work in the Cemetery.

## **2. Exclusion or Removal of Persons from the Cemetery**

The Town Council may at any time, remove and exclude any person from the Cemetery, who shall be guilty of any breach of the regulations being in force at that time.

## **3. Production of Grant or Deed required before re-opening**

No grave in which the Exclusive Right of Burial has been purchased can be re-opened without the production of the written consent of the owner or their personal representative, and the Grant.

## **4. Times of Notice of Interment**

Notice of interment shall be given at the Town Council office at least two clear working days in advance of the day of interment, excluding weekends, Good Fridays, Christmas Day or Bank holidays. This regulation shall not apply upon production of a medical certificate stating that an early interment is necessary or when exceptional religious reasons exist.

## **5. Fees and Charges for Interments**

The fees and charges payable to the Town Council in respect of interments in the Cemetery, or grave and plot spaces, or memorials or otherwise in connection with the Cemetery, shall be those detailed in the Table of Fees and Charges, which will be subject to regular review. The Table of Fees and Charges applies to all inhabitants of Eye or those persons residing outside the town at the time of death, in sheltered, care or nursing homes and hospitals, if within 24 months (or a longer period can be considered on application to the Town Clerk) prior to their removal thereto. A separate scale of fees and charges are payable by all other persons.

## **6. Glass Items in the Cemetery**

No glass item of any description is allowed to be left on or near a grave.

## **7. Selecting Grave Plots**

Pre-purchase of specific graves or plots is not permitted except for plots immediately adjacent to existing graves. Graves and plots will be allocated in sequence unless exceptional circumstances apply when the decision of the Clerk on behalf of the Town Council shall be final.

## **8. Arrival of Funerals at the Cemetery**

The time of any proposed interment arranged by the Funeral Director should be confirmed with the Town Council prior to detailed arrangements taking place. The time agreed shall be that at which the funeral is to be at the Cemetery. All interments shall take place on Mondays to Fridays between the hours of 0900 and 1600. Any interment outside these times will be considered and permission will not be unreasonably withheld.

## **9. Graves sold subject to Regulations**

All graves and cremation plots will be sold subject to the regulations currently relating to the Cemetery.

## **10. Exclusive Right of Burial**

The Exclusive Right of Burial in any grave shall be entered in the Register of Grants of Right kept by the Town Council. After the interment of the owner of the grave or plot, the personal representative shall produce to the Town Council the Grant of Probate or Letters of Administration so that proof of change in ownership may be duly registered. Until satisfactory proof of ownership is given, the grave or plot cannot be opened or interfered with and no memorial or tablet or other article may be installed or work carried out on the existing memorial, including additional inscriptions. The Exclusive Right shall last for a period of 50 years at the expiry of which time it shall either be renewed for a further 10-year period, at the appropriate fee or ownership shall revert to the Town Council. The owner will be responsible for contacting the Town Council to renew the grant.

## **11. Digging of Graves and Cremation Plots**

The Funeral Director appoints a designated gravedigger and all graves must be dug by the appointed person.

## **12. Certificate of Disposal**

A legal certificate or the Registry of Death, or in the case of an inquest, the Coroner's order, must be delivered to the Town Council before the burial takes place. A certificate or cremation must be delivered to the Town Council in the case of cremated human remains.

## **13. Death from Infectious diseases**

In all cases of death from infectious diseases the body shall be taken direct from the hearse to the grave.

## **14. Admission of Dogs**

The admission of dogs, unless on a lead, is prohibited. Dogs must not be allowed to foul within the Cemetery.

## **15. State of Repair**

Every grave and memorial must be kept in good repair by the owner. On default by the said owner notice in writing has been sent to the registered owner at his registered address, the Town Council reserves the right to take over the maintenance of the grave or plot and have it and any memorial on it put in good and safe order at the expense of the grave owner. If payment for work is not forthcoming, the debt will be attached to the grave or plot and no further burials or works will be allowed until the debt is cleared. Memorial maintenance work shall only be undertaken by suitably qualified masons and to the satisfaction of the Town Council.

## **16. Grave Mounds**

All grave mounds will be removed after the expiry of six months from the date of interment.

## **17. Graves Enclosures**

The purchaser of any grave or cremation plot shall, when erecting any memorial, place such memorial in the position determined by the Town Council. No form of grave enclosure is allowed, and this includes railings, chains, wooden edging of any description and glass wreath cases. The Council reserves the right to remove any such unauthorised items and hold them for collection by the owner within 28 days of notification or disposed of if the owner does not collect them within the state time.

## **18. Trees, Shrubs, Plants and Flowers**

Dwarf trees, shrubs, plants and flowers may not be planted upon graves and cremation plots. The Town Council reserves the right to remove, prune and cut down any trees, shrubs, plants or flowers, previously planted which in its opinion have become unsightly, overgrown or dangerous. Persons tending graves or plots shall be required to dispose of any rubbish removed from the grave or plot.

If any tree, plant or shrub should be planted in any other part of the Cemetery without the prior permission of the Town Council, the Council reserves the right to remove it. To assist in maintaining the Cemetery in a neat and tidy condition, the Town Council will cause all neglected mounds to be levelled.

## **19. Personal Effects**

The Cemetery is an area for quiet reflection for many persons and unusual adornments such as balloon, plastic attractions or personal effects, placed upon the grave or plot of a deceased may cause upset or offence. Consequently, such items are to be discouraged and the Town Council reserves the right to remove any items which in its opinion may cause offence in any way. Similarly, lighted candles, including those within a glazed container, and any breakable items, particularly glass items, are not allowed because of the possible fire risk and attendant safety dangers to grounds maintenance staff, others visiting the Cemetery, and to animals. Such items removed by the Town Council will be placed near the

shed for collection by the owner within 28 days of notification or be disposed of if the owner does not collect them within the stated time.

## **20. Seats**

Families may apply to the Town Council for the erection of a seat in memory of a deceased. The Town Council has a Memorial Bench Policy and any seat must be requested with reference to this policy. The Town Council will determine the location of any seat.

## **21. Removal of Memorials**

The Town Council reserves the right to re-fix, realign or remove any memorial as may be required. Any such work shall only be carried out by an approved stonemason. Broken cement beds for chippings shall be removed and the closed turfed over. Where the owner of the Rights of Burial cannot be traced at the time of carrying out the work, the cost shall be borne by the Town Council and attached to the grave or plot and no further burials or works shall be allowed until the debt is cleared.

## **22. Regulations for the Erection of Memorials**

Memorials can only be erected upon issue of the necessary permit from the Town Council and with the written consent of the owner of the Grant of Exclusive Rights of Burial for the grave or plot concerned. Regulations for the erection of memorials are at Annex A and shall be complied with by all memorial masons executing work on memorials.

## **23. Holly Wreaths and Christmas Memorials**

At Christmas many holly wreaths are left on graves. These will be removed 5-6 weeks after Christmas.

## **24. Theft**

Expensive fresh and silk flower arrangements are occasionally stolen or removed and placed on other graves. The Town Council accept no responsibility for any tributes left at graves but do request that they are informed of any theft.

## **25. Clauses**

In cases where any question or controversy arises from the foregoing clauses, or anything omitted there from, the decision of the Burial Authority (Eye Town Council) shall be final and binding. The Town Council reserves the right from time to time to make alterations or additions to these rules and regulations consistent with the Burial Acts.

Approved by Eye Town Council TBC

## **Annex A**

### **REGULATIONS FOR THE ERECTION OF MEMORIALS AND FOR WORK TO BE CARRIED OUT ON AN EXISTING MEMORIAL IN EYE CEMETERY**

1 Memorials may only be erected upon issue of the necessary permit from the Town Council and with the written consent of the owner of the Grant of exclusive Rights of Burial for the grave or plot concerned. Any work carried out on an existing memorial will also require a Town Council permit and the written consent of the owner of the Grant of Exclusive rights of burial for the grave or plot concerned.

The Town Council must be notified of the date prior to the erection of the memorial.

2. If no memorial is erected on the grave or cremation plot, one flower vase will be allowed above ground level in the normal headstone position. No vases, flower holders or other items are permitted elsewhere in the grave space; any item so placed will be removed. No glass item of any description is allowed.