

Anglican Cemetery Committee

of

St. John's and Mount Pearl



Cemetery Regulations

Approved by Cemetery Committee Nov.21,2023

ANGLICAN CEMETERY COMMITTEE OF ST. JOHN'S AND MOUNT PEARL
ANGLICAN CEMETERY REGULATIONS

1. INTRODUCTION

These regulations apply to in ground interments. For above ground interments see Anglican Cemetery Columbarium Regulations.

The Anglican cemeteries at Forest Road, St. John's, and Kenmount Road, Mount Pearl, are administered by the Anglican Cemetery Committee of St. John's and Mount Pearl (here termed the "**Cemetery Committee**"). The "**Cemetery Supervisor**" is appointed to manage the care, maintenance, and daily operation of the cemeteries. Excluding designated holidays, the cemeteries are open for committals during regular business hours from 8:00 AM to 4:00 PM, Monday to Friday, and by request on Saturdays. Visitors are welcome from sunrise to sunset.

- Pets must be on a leash.

2. CEMETERY INTERMENT SITES

Forest Road and Kenmount Road cemeteries are each divided into large areas called sections. A portion of a section is called a lot, which consists of rows of plots. They are each identified by a name, letter, or number. (See drawing Interment Spaces in the Anglican Cemetery, Kenmount Road for details.)

Adult /Youth Casket Plots (Of single, double or larger size.)

- One casket is permitted in a single plot.
- In order to preserve family bonds, the cremated remains of up to three family members may be placed in individual urns above the first casket burial or in an unoccupied single plot.
- Casket interments are not permitted above cremated remains.
- A monument may be placed at the plot head and a marker above an urn.

Family Cremation Plots

- The cremated remains of up to three family members: EITHER in two single urns *or*, in a single urn and a companion urn with two cremated remains is permitted.
- An upright monument may be placed at the head of a plot and a flat or slant marker above an urn.

Small Cremation Plots

- One or two cremated remains are permitted either in a single urn, or, one companion urn with 2 cremated remains:
- Only a flat or slant marker may be used.

Baby Plots (Located in Baby Sections for burial of a baby or child.)

- The maximum casket length permitted is 48 inches.
- Up to two urns containing the cremated remains of the parents, guardians, or grandparents may be placed above the casket. (See Interment of Cremated Remains of Family Members in Baby Plots.)

3. PURCHASING A PLOT

Plots and related services provided at our cemeteries, may be purchased from the Cemetery Supervisor or from a Funeral Director. A plot purchase agreement must be completed. (See Plot Purchase Agreement.) The **"Purchaser"** includes *the intended future user(s) of a cemetery interment site, or, the person(s) acting on behalf of the estate of the deceased, such as an Executor or a Funeral Director.* The purchaser of a plot does not acquire the cemetery property, but only the **"Right of Interment"**.

"Right of Interment" (also known as "right of burial") means a right acquired by purchase, inheritance or transfer, for the interment of human remains and cremated human remains in a plot.

- The purchaser has the right to erect on the gravesite a monument or marker subject to cemetery regulations.
- The purchaser is permitted to place flowers, wreaths and ornaments, subject to cemetery regulations.
- **"Right of Interment"** may be transferred (excluding resale) to another family member, by making written application to the Cemetery Supervisor. Family member here means spouse or common-law partner, children, parents or legal guardian(s), siblings, grandchildren, and grandparents.
- The sale or resale of plots and niches by the purchaser to any party other than the Cemetery Committee is strictly prohibited. No organization shall purchase plots or niches for resale to members.

4. Fees

Plot prices and interment, cancellation, exchange, and disinterment fees and policies, are given in our the "Schedule of Fees".

- Payment is due in full at the time a purchase agreement is signed.
- The funeral home, within 40 days of invoicing by the Cemetery Committee, shall remit the full amount payable to: "Anglican Cemetery Committee of St. John's and Mount Pearl."
- Opening and closing fees may only be purchased at the time of interment.
- Any supplies and services not included in the prepaid contact are to be paid by the purchaser at current rates at the time of interment.

A specific amount from the sale of a plot is set aside in a Trust Fund to ensure proper long-term care and maintenance (*also known as a " Perpetual Care Fund "*).

5. CANCELLATION OR EXCHANGE (see the **Schedule of Fees**)

Any purchase of a plot paid in full to the Cemetery Committee, may be cancelled, providing the plot is unused and unmarked.

A Plot Purchase Agreement must be provided to demonstrate ownership.

No refund will be provided for any Cemetery supplies or services that have already been used.

If cancelled within thirty (30) days of purchase, all money paid at the time of sale shall be refunded in full.

If cancelled after the thirty (30) day period has expired, all money paid at the time of sale shall be refunded, less a Cancellation Fee as specified for a plot purchase in the **Schedule of Fees**.

An unused plot or niche may be exchanged for another in either Forest Road or Kenmount Road Cemetery. The original price paid is refunded and a new plot purchased at the current rate.

6. BEFORE INTERMENT PROCEEDS

- A Funeral Director must first determine the person(s) legally authorized to make the funeral arrangement. If the burial wishes of the deceased are known, the legal right to proceed rests with the next-of-kin, or, if formally documented in a Will, it rests with the Executor. If the burial wishes of the deceased are unknown, the immediate next-of-kin, beginning with the spouse, assumes responsibility in a decreasing order of priority succession in keeping with Provincial statutes.

The Cemetery Supervisor has the right to request proof of plot ownership. The Cemetery Supervisor shall recognize the known final burial wishes filed on behalf of the person(s) for whom a previously purchased plot or niche is reserved.

Family members and descendants may by a mutual agreement in writing, determine who among them shall have the right of interment in a previously purchased family plot until all spaces shall be occupied. Conflicts over plot use may require legal advice and should be resolved before interment takes place.

7. BURIAL PROCEDURES

The Cemetery Supervisor has the right before burial proceeds to request a purchase receipt indicating plot ownership.

- A Burial Permit or Death Certificate must be supplied.
- A variety of cremation urns, including wood, may be used in plots.
- A Companion Urn must contain two cremated remains before final interment in a plot. (See Use of Companion Urns Regulation.)
- Caskets and urns may be placed in a wooden, plastic, steel, concrete or fibreglass grave liner.
- The remains of a deceased person shall not be interred except as authorized by the Cemetery Supervisor.
- The remains of a deceased person shall not be scattered in our cemeteries
- Only the Cemetery Supervisor or designate approved by the Cemetery Committee, shall open and close a plot.
- Unauthorized burial, disturbance or removal of interred human remains is prohibited and a legal offence.

The Cemetery Supervisor shall keep a **Burial Register** which shall include the full name and age of every deceased person whose remains are interred in our cemeteries, the dates of death and interment, the plot location.

Disinterment and Exhumation (See Schedule of Fees).

8. MONUMENTS AND MARKERS

- Monuments and markers must not extend beyond the plot.
- A Permit issued by the Cemetery Supervisor is required before installation of a monument or marker in a designated space. (This is to ensure standards are maintained and the location is correct.)
- Monuments and markers must be either granite, marble or bronze. Wooden crosses may be used for up to two years after a burial.
- All monuments must have a sturdy concrete base.
- Size: upright monuments, including their base, must not exceed an overall width of 36 inches for a single casket or family cremation plot and 66 inches for a double plot. Combined height of the monument and base must not exceed 36 inches above ground level.
- Flat and slant markers (2/6 slope) may measure up to 24x14 inches. (sufficient for two family names).
- Interment in a monument containing a niche is not permitted.

It is recommended that upright markers not be installed until one year after burial to allow time for the site to settle.

9. CARE, MAINTENANCE AND COVERING OF A GRAVESITE

The Cemetery staff will provide opening and closing of gravesite. Perpetual care of gravesites includes routinely topping up sinking graves, installation of sod, routine maintenance, and if feasible, levelling of subsided monuments on a small concrete base. Damaged monuments and concrete walls considered a public hazard, may be repaired or removed by staff. In areas of shade in Forest Road Cemetery, crushed stone may be applied as a cover, instead of sod.

- The plot owner is responsible for the installation and care of the monument or marker, including the concrete foundation.
- Fences, walls, enclosures or concrete covers are not permitted on plots. (Existing concrete retaining walls around old graves in Forest Road Cemetery, may be restored by the owner.)

10. ORNAMENTS AND DECORATIONS

- Ornaments of glass, plastic, concrete, wood, metal and other materials are not permitted. (They clutter and interfere with plot maintenance.)
- Memorial vases, statues, crosses and other sacred ornaments of stone, bronze and ceramic, may be placed in a designated space at the base of a monument. Memory lights may be used with small solar panels.
- Only one small cameo ceramic portrait per deceased individual may be used on the monument. Monuments may be etched by the monument supplier. Photographs will fade and are not permitted.
- Small flags and poppies may be placed on Veterans' graves.
- Christmas wreaths, ornaments and decorations may be placed on shrubs and wooden stakes between December-January but should not be attached to a monument.
- One or two small toys may be placed on a baby plot for a period after burial and on special occasions. (Worn toys will be removed by Cemetery staff.)
- Cast-iron shepherd hooks, metal poles, stretch cord, rope, wire, fasteners or adhesive shall not be used on plots to hang flowers or other decorations. (These structures may cause damage to monuments as well as personal injury and interfere with plot maintenance.)

11. FLOWERS AND WREATHS

- Floral tributes and wreaths may be placed on a grave.
- Flower beds with rectangular or semi-circular shape are permitted on gravesites directly in front of the monument base stone. The maximum bed width of 16 inches, includes optional low edging. Stone, brick or small concrete pavers, may be used to edge the flower bed.
- Plastic, metal and wood fencing or edging are not permitted.
- Cut flowers or potted plants should be placed in ceramic, clay or plastic containers or in floral containers which are part of the monument. Before winter sets in, owners should remove containers to avoid damage to monuments.
- Glass containers are prohibited.
- Potted flowers and low plants may be re-planted on gravesites. (Monument engravings should not be hidden by flowers and plants.)
- Rose bushes and tall plants and shrubs are not permitted on gravesites.

- Saddle-type floral baskets are not recommended as they will stain and scratch monuments and are unstable under storm conditions.

Cemetery staff will remove all flowers, wreaths, decorations and ornaments as they become unsightly.

12. LIABILITY:

Cemetery staff endeavour to provide a dignified interment setting, to ensure public safety, to provide reasonable security checks and to protect our cemeteries. The Cemetery Committee does not assume any liability for personal injury to visitors or for loss or damage to gravesites, monuments and columbaria caused by vandalism or other natural factors beyond its control, including deterioration of caskets and urns that may take place over time.

- Visitors enter our cemeteries at their own risk; they should exercise care, particularly under winter or storm conditions.

Approved November 21, 2023
