

# PORT MORESBY PUBLIC CEMETERY BY-LAWS.<sup>(1)</sup>

## BY-LAWS

Under the *Cemeteries Ordinance*, 1911 (No. 7 of 1912).

### PORT MORESBY PUBLIC CEMETERY.

#### No. 1.

**B**Y virtue of all powers in that behalf vested in the Trustees of the Public Cemetery, Port Moresby, 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 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 an "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 Justice's order therefor, be handed in in such time as to allow of at least six working hours as above.

(1) The *Port Moresby Public Cemetery By-laws* (made under the *Cemeteries Ordinance*, 1911) comprise the original *Port Moresby Public Cemetery By-laws*, as amended by the other By-law referred to in the following Table:—

BY-LAWS MADE BY THE TRUSTEES OF THE PUBLIC CEMETERY, PORT MORESBY.

Description and number and year (if any).	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>Port Moresby Public Cemetery By-laws</i>	Undated	2.6.1913	4.6.1913	4.6.1913 (Papua Govt. Gaz. of 4.6.1913)
<i>Amending By-law</i> (S.R. 1929, No. 8)	1.3.1929	11.3.1929	3.4.1929	3.4.1929 (Papua Govt. Gaz. of 3.4.1929)

## CEMETERIES—

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

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 Trustee.

9. The hours for 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<sup>(2)</sup> 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 or in any way infringing these By-laws, commits an offence against these By-laws.

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(2) 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 also 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 work, 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 the 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 bricked 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 application 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.

## CEMETERIES—

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 to the Trustees the sum of ten shillings, which shall be forfeited if either of the two last 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 4 in. broad shall be permitted to enter the cemetery.

31. No catacomb shall be allowed.

32. All workmen, whether employed by the Trustees or by 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 workmen 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:—

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

SCHEDULE B.

*Application for "Order for Burial."*

Sub. by  
S. R. 1929,  
No. 8.

In the PORT MORESBY PUBLIC CEMETERY.  
To Secretary, Cemetery Trustees.

I, (Name in full) Occupation  
Address hereby apply for an Order for Burial of:—

- |  |  |
|--|--|
| 1. Name of deceased in full            | 7. Birthplace of deceased                  |
| 2. Age                                 | 8. What denomination                       |
| 3. Late place of Residence of deceased | 9. Length and width of coffin              |
| 4. Place where death occurred          | 10. Day and hour arranged for burial       |
| 5. Date when death occurred            | 11. Name of Minister to officiate at grave |
| 6. Rank or occupation of deceased      | 12. Name of Undertaker                     |

The fees amounting to £ : : are enclosed herewith.

Note: If the deceased was over 16 years of age the fees to be enclosed are £2 10s. 0d., if under that age £1 15s. 0d.

Date Signature of applicant

CEMETERIES—

(A Certificate of death from a District Registrar of Deaths that the death has been registered or a Coroner's Order for Burial must be attached to this application.)

To be filled in by Secretary to Trustees.

Application received this \_\_\_\_\_ day of \_\_\_\_\_, 19  
at \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
No. of "Order for Burial" issued \_\_\_\_\_  
No. of Section \_\_\_\_\_ Allotment \_\_\_\_\_ on plan. Depth of Grave \_\_\_\_\_  
Date \_\_\_\_\_

Secretary.

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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 the \_\_\_\_\_ 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.