

## **Disposing of human remains other than in accordance with *The Cemeteries Act, 1999***

References: Section 90(a) of *The Funeral and Cremation Services Act*  
Section 61(1) of *The Cemeteries Act, 1999*

Council file: 2010-12

At the request of a family, an owner proceeded to bury the deceased on the family farm, which was not a registered cemetery in accordance with *The Cemeteries Act, 1999*. Following the interment, the family did in fact make application to have a cemetery registered and approval was subsequently granted.

The owner stated he had proceeded with the family's request after making cursory enquiries , but acknowledged the incorrect advice he had provided the family placed them in potential violation of eight sections of *The Cemeteries Act, 1999*.

The owner appeared before a Discipline Committee and joint statement of facts and an agreed sanction was presented. As a consequence, the Discipline Committee made an Order for a reprimand, and a fine of \$5,000