

T A S M A N I A.

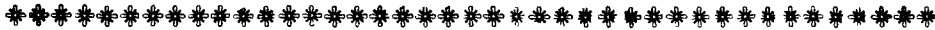


1902.

ANNO SECUNDO

EDWARDI VII. REGIS,

No. 9.



AN ACT to further amend *The Cemeteries Act, 1865.* A.D. 1902.
[29 September, 1902.]

WHEREAS it is expedient to further amend *The Cemeteries Act, 1865.* PREAMBLE.
29 Vict. No. 7.

Be it therefore enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

1 Whenever a public cemetery is established for the City of *Launceston* at *Carr Villa* near the said City, and such cemetery shall be opened and ready for use, it shall be lawful for the Governor, upon being satisfied that such cemetery provides sufficient means of interment, and that the rules of such cemetery sufficiently provide for permitting the burial of poor and indigent persons free of charge, by a Proclamation to be published in the *Hobart Gazette*, and in Two newspapers to be published in *Launceston*, to direct that on and after a day to be named in such Proclamation, not being less than Three months from the date of such Proclamation, all existing burial grounds within the limits of the said City shall be closed; and on and after such day it shall not be lawful to bury, or permit or suffer to be buried, any further corpses or coffins in any such burial ground except as hereinafter mentioned; and whosoever, on or after such day, buries or
4d.]

Power to close existing burial grounds in Launceston.

Cemeteries Amendment.

A.D. 1902.

causes to be buried, or permits or suffers to be buried, any corpse or coffin contrary to this enactment shall for every such offence forfeit and pay a penalty of not less than Five Pounds nor more than Fifty Pounds; and the amount of all penalties so recovered shall be paid to the Trustees of the said *Carr Villa Cemetery*, and shall be by them applied in the same manner as other penalties payable to such Trustees are applicable.

Provided that, in any case in which, in any cemetery or burial ground closed under the provisions of this Act, there is an exclusive right of interment in any vault or inclosure in which the husband, wife, parent, child, brother, or sister of any deceased person is buried, the Mayor of *Launceston* or in his absence the person discharging the duties of Mayor of *Launceston* shall at any time during the period of Twenty years from the day named in the aforesaid Proclamation, upon application being made to him, and upon proof of such exclusive right as aforesaid, grant permission for the burial of such deceased person in such vault or inclosure.

Mayor and Aldermen to be Trustees.

2 The Mayor and Aldermen forming from time to time the Municipal Council of the City of *Launceston* shall be the Trustees of the said *Carr Villa Cemetery*, and shall have and exercise all the powers, and perform the same duties, as if they were Trustees appointed and gazetted as such under *The Cemeteries Act, 1865*.

Congregational burial-ground near Hobart, and Burnie burial-ground, closed.

3 The burial-ground on the *Huon Road*, in the vicinity of *Hobart*, known as the Congregational burial-ground, and the burial-ground within the boundaries of the Town of *Burnie*, are hereby closed, and it shall not be lawful to bury, or permit or suffer to be buried, any further corpses or coffins in such burial-grounds.

Provisions of Sect. 29 of 53 Vict. No. 39 not to apply.

4 The provisions of Section Twenty-nine of "The Public Health Act, 1889," shall not apply to any cemetery or burial-ground closed under the provisions of this Act.

Acts to be read together.

5 This Act and *The Cemeteries Act, 1865*, and every Act amending the same, shall, save as altered or amended by this Act, be read and construed together as one and the same Act.

Short title.

6 This Act may be cited as "The Cemeteries Amendment Act, 1902."