

## BYLAW NO. 2023-08

## A BYLAW TO PROVIDE FOR THE REGULATION AND CONTROL OF THE PERCY CEMETERY

The Council of the Rural Municipality of Brock No. 64, in the Province of Saskatchewan, enacts as follows:

1. **SHORT TITLE**

This Bylaw may also be cited as the "Cemetery Bylaw."

2. **DEFINITIONS**

For the purpose of this Bylaw, the following definitions shall be used:

**"Municipality"** shall mean the Rural Municipality of Brock No. 64

**"Council"** shall mean the Council of the Rural Municipality of Brock No. 64

**"Administrator"** shall mean the Administrator of the Rural Municipality of Brock No. 64, or any person authorized to act on their behalf due to an absence from duty for any reason.

**"Cemetery"** shall mean the land described as portion of the NE 20-08-05 W2, in the Province of Saskatchewan, acquired by the Rural Municipality of Brock No. 64 for cemetery purposes as approved by the Registrar under *The Cemeteries Act, 1999*, and hereby shall be appropriated as a public cemetery to be called Percy Cemetery.

**"Grave, Lot, Plot, Block or Section"** shall mean the subdivision of the land for the purpose of burials in the cemetery.

**"Interment"** shall mean the burial of human remains or cremated human remains.

**"Monument"** shall mean any structure in the cemetery erected or constructed on any grave, lot, or plot.

3. **GENERAL RULES**

- a. A plot may be acquired by authorization to any person upon application to the Municipality. Upon payment of the appropriate fee of \$25.00 per plot, the Municipality shall issue a Certificate of Title for the plot(s) purchased.
- b. Any persons acquiring a grave under the provisions of this Bylaw shall only acquire the right or privilege of interment of the dead therein and of erecting markers thereon but the title to the land shall remain vested in Municipality for all time.
- c. Lots shall not be resold by the Certificate holder or family members.
- d. If for any reason the Certificate holder or family members no longer require the graves, lots, plots, blocks or sections for family purposes, the same shall revert to the Municipality.
- e. In all cases where the graves, lots, plots, blocks or sections have reverted back to the Municipality, the Municipality shall retain the \$25.00 per plot fee previously paid by the Certificate holder.
- f. Requests for transfer of ownerships shall be submitted to Council, in writing, for approval.

- g. No grave shall be used for any other purposes than for the burial of the human dead or human remains.
- h. No person shall bury any dead body in the Cemetery until such person has complied with the provisions *The Public Health Act, 1994* and *The Vital Statistics Act, 2009* of the Province of Saskatchewan and the regulations issued Thereunder, and also with the provisions of this Bylaw.
- i. Any borders, fences, railings, trellises, copings, hedges, decorative rock, concrete or stone corners, or iron posts, or any other kind of marking around a grave site, shall require preapproval from Council.
- j. All grave monuments or markers shall be set upon a concrete or granite foundation.
- k. The Municipality shall have the authority to remove all floral designs, flowers, weeds, trees, shrubs, plants or herbage of any kind from the Cemetery as soon as they become unsightly, dangerous, detrimental or diseased.
- l. All persons while in the Cemetery shall conduct themselves in a quiet and orderly manner and shall only use existing avenues, roads, walks and alleys.

**4. DUTIES OF THE MUNICIPALITY**

- a. Staff of the Municipality shall determine the location of the grave(s) and stake the grave plot location prior to digging of such grave(s).
- b. The Municipality shall have control of all maintenance performed at the cemetery.
- c. The Municipality shall approve the type of monument and location prior to installation.
- d. Any borders, fences, railings, trellises, copings, hedges, decorative rock, concrete or stone corners, or iron posts, or any other kind of marking around a grave site, shall require preapproval from Council.
- e. The Council shall establish a Cemetery Fund account for the purpose of accepting donations for the Percy Cemetery.

**5. DUTIES OF ADMINISTRATION**

- a. All sales of Cemetery graves, lots, plots, blocks and sections shall be made by Administration; and Administration shall receive all moneys resulting from the sales of such plots.
- b. All Cemetery records shall be kept in the office of the Municipality. Administration shall keep a complete record of all business transacted in connection with the Cemetery.
- c. Receiving all moneys donated to the Percy Cemetery and depositing said funds into the Percy Cemetery Fund account.
- d. The Cemetery Records shall be open to inspection during regular office hours.

**6. INTERMENTS AND DISINTERMENTS**

- a. Prior to interment of any human body or cremated remains, the Municipality

must receive a proper Burial Permit or Cremation Certificate; and a Death Certificate.

- b. All information regarding maximum interments per grave lot as well as grave lot depths shall be stated in Exhibit "A" Cemetery Burial Guidelines, as formed and attached to this Bylaw.
- c. No other person other than a qualified Funeral Director shall have charge of the interment or disinterment of any human body.
- d. Whenever a grave lot is held jointly by two or more parties, authority for interment in such grave lot or any part thereof, will be accepted by the Municipality from any one of said parties, or their Executors, or their agents.
- e. No disinterment shall be made without written authority of the Certificate holder of the grave plot, or their heirs or executors. No disinterment shall be made until a permit has been obtained from the Minister of Public Health of the Province of Saskatchewan.
- f. All graves shall be dug under the management and supervision of a qualified funeral director.

**MONUMENTS IN DISREPAIR**

- a. In the event that a grave and/or monument becomes in a state of disrepair, the the Municipality shall inform the next of kin and request that the grave and/or monument is repaired. In the event that no next of kin can be located, the Municipality shall complete the needed repairs, with the required funds being taken from the Cemetery Fund Account.

**COMING INTO FORCE**

This Bylaw shall come into force and take effect upon the third and final reading Council.

SEAL



*Long A. Aord*  
 Reeve

*Shauna-Lee Bertram*  
 Administrator

Read a 1<sup>st</sup> time October 11, 2023

Read a 2<sup>nd</sup> time October 11, 2023

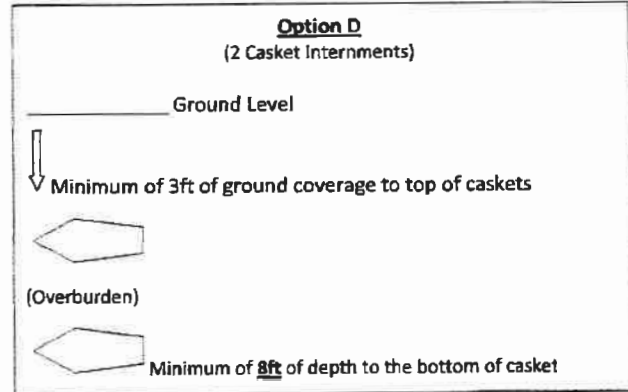
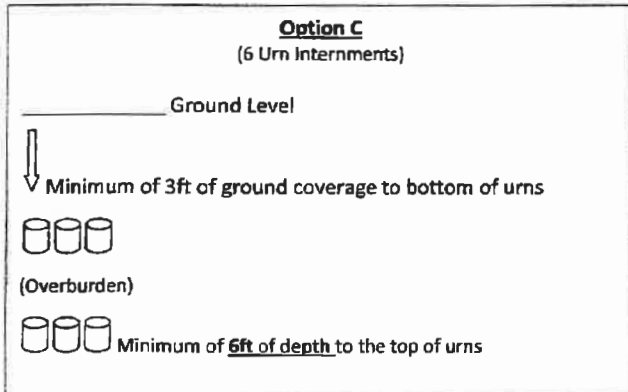
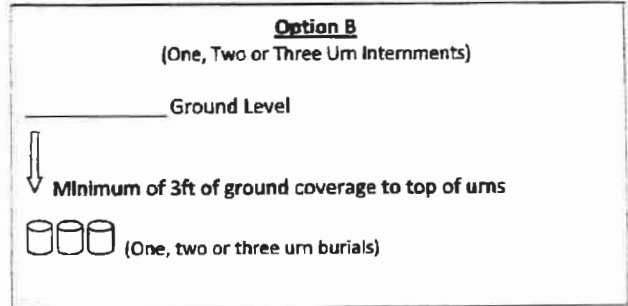
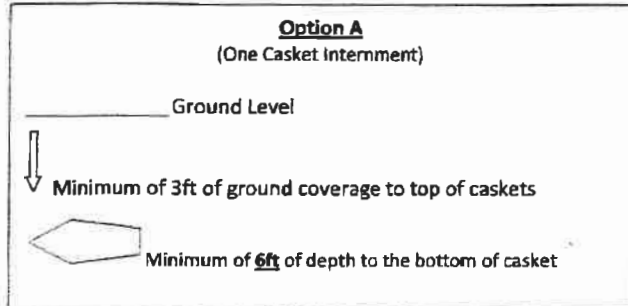
Read a 3<sup>rd</sup> and final time and adopted  
 This 11<sup>th</sup> day of October, 2023

*Shauna-Lee Bertram*  
 Administrator

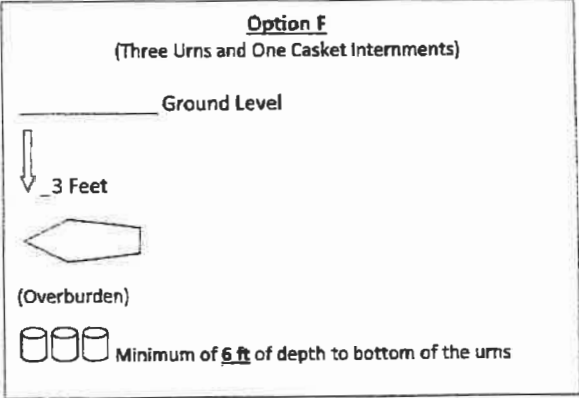
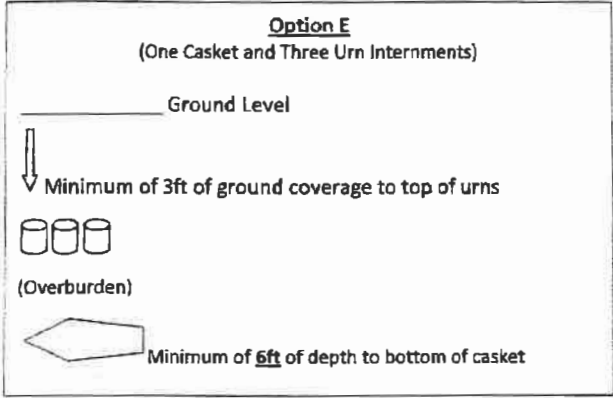
*Certified a True Copy of Original  
 Bylaw No. 2023-08 passed by  
 resolution of Council at their  
 regular meeting held October 11, 2023*

*Shauna-Lee Bertram  
 Administrator*

**EXHIBIT "A"**  
**CEMETERY BURIAL GUIDELINES**

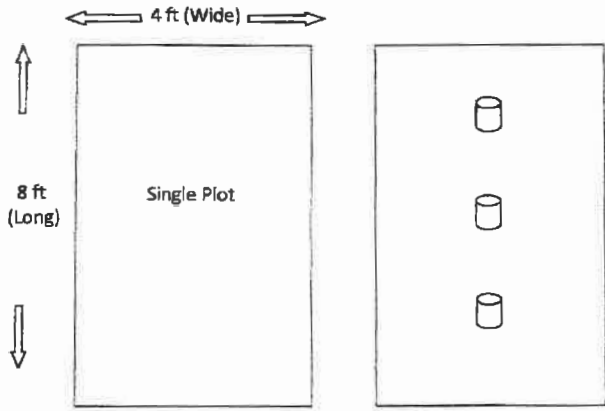


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Single Plot Dimensions

Urn Internment Placement  
(Centred Lengthwise)



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