

No. 28

5th Session, 14th Legislature, Alberta
11 Elizabeth II

BILL 28

A Bill to amend The Cemeteries Act

HON. DR. ROSS

Explanatory Note

2. This new section is a re-enactment of section 20 of The Vital Statistics Act, 1959. No change in the law is being made; the section is merely being moved to a more appropriate place.

3. Authority is given to crematories to dispose of unclaimed ashes.

4. Section 40, which authorizes the Lieutenant Governor in Council to make regulations on different matters relating to cemeteries, mausolea and crematories is amended by adding five new clauses which are self-explanatory.

BILL

No. 28 of 1963

An Act to amend The Cemeteries Act

(Assented to _____, 1963)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Cemeteries Act*, being chapter 12 of the Statutes of Alberta, 1960, is hereby amended.

2. The following heading and section are added after section 9:

Disinterment

9a. Disinterment of a body shall not take place until an application for disinterment in the prescribed form, together with the certificate of death, showing the cause of death, is given to the Director of Vital Statistics, who, in his discretion, if he deems it necessary or advisable, may issue under his signature a permit for disinterment upon receipt of the prescribed fee.

3. The following section is added after section 24:

24a. Where the remains of a cremated body are not claimed within one year from the date of the cremation and if the owner of the crematory has been unable to arrange for disposal by a responsible relative of the deceased, he may dispose of the remains at his own discretion in such a manner as not to be offensive or to create a nuisance.

4. Section 40 is amended

(a) by adding the following after clause (b):

(b1) respecting the location, construction, maintenance and operation of cemeteries and the approval of the location of proposed cemeteries by the Provincial Board of Health,

(b) by adding the following after clause (c):

(c1) respecting the depth to which graves shall be dug,

(c) by adding the following after clause (o):

(o1) requiring and prescribing the submission to the Division of Vital Statistics, by persons in charge of cemeteries, mausolea and cre-

5. See note to clause 2 of this Bill.

6. Commencement of Act.

matories, of periodic returns, covering burials or interments or cremations,

(d) by adding the following after clause (r) :

(r1) respecting the licensing of cemeteries, crematories, columbaria and mausolea, and setting the licence fee thereof,

(e) by adding the following after clause (t) :

(t1) respecting the disposal of fetuses and the bodies of newborn infants who have died under twenty-eight days of age, subject, in each case, to the parents' or guardian's request,

5. Section 20 of *The Vital Statistics Act, 1959*, being chapter 94 of the Statutes of Alberta, 1959, is repealed.

6. This Act comes into force on the day upon which it is assented to.

No. 28

FIFTH SESSION
FOURTEENTH LEGISLATURE
11 ELIZABETH II
1963

BILL

An Act to amend The Cemeteries Act

Received and read the

First time

Second time

Third Time

HON. DR. ROSS
