

Submission  
No 78

**INQUIRY INTO CEMETERIES AND CREMATORIA  
AMENDMENT REGULATION 2018**

**Name:** Name suppressed

**Date Received:** 30 August 2018

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Partially  
Confidential

I would submit that should this legislation be passed that it not be applied to existing burials and interments on the following grounds; When the contract for burial was struck the plot was sold as a merchantable product and when purchased by relatives etc. there was no view that it would revert to the cemetery owner at any time in the future, that is, the right was in perpetuity. My submission is that should the legislation proceed that it only apply to new burial plots that when purchased the contract clearly indicates that in 25 years the plot will revert to the cemetery owners.

I placed substantial monuments on my parents graves so that family members now and in the future could find and visit my parents in respect. No indication has been given in the legislation as to compensation for these monuments, or is it simply a given that they belong to the family so the family has to retrieve them. If this is so, then not good enough.

I would suggest that the cemetery operators and government proposing this insult, create new cemeteries to cater for the dead and stop trying to profit maximize the land they hold. There are plenty of Crown reserves available for cemetery use, and should be used to do this public service. I can imagine the public outcry if one of our famous citizens of the past, their final resting place was dug up for recycling to some one else, or, as I suspect will there be exceptions for this, and if so, why??

This legislation should not be applied retrospectively to existing rights, and only be applied to newly created rights after the date of assent.