



**WHETSTONE PARISH COUNCIL ACTING AS THE BURIAL AUTHORITY.**

**Statutory Declaration – Exclusive Right of Burial**

**Section 1 – Details of person making the declaration**

I, (name) \_\_\_\_\_

of (address) \_\_\_\_\_

Do solemnly declare that (name) \_\_\_\_\_

of (address) \_\_\_\_\_

purchased the exclusive Rights of Burial of plot number \_\_\_\_\_ in Whetstone Cemetery and granted by deed number \_\_\_\_\_

**Section 2 – Details of declaration** (please give explanation of reason for making this request)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I HEREBY UNDERTAKE AND AGREE to indemnify Whetstone Parish Council acting as the Burial Authority, and all their officers from and against all actions, proceedings, losses, costs, damages, claims or demands it may hereafter sustain or be out to by reason of any claim, whether such claim shall be subsequently sustained or not, hereafter to be made by any persons to the exclusive right of burial in the said Burial or Garden of Remembrance plot, which may be brought about by the reason of the exercise of such right.

**Section 3 – Declaration in the presence of a Magistrate or Commissioner for Oaths.**

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declaration Act 1835.

Signed \_\_\_\_\_ Date \_\_\_\_\_

Declared at \_\_\_\_\_

In the City / County of \_\_\_\_\_

this \_\_\_\_\_ day of \_\_\_\_\_

Before me,

**\* Magistrate/Commisioner for Oaths.**

**Notes**

**Local Authorities Cemetery Order 1977 Section 10 paragraph 6**

No body shall be buried, or cremated remains interred or \*scattered, in or over any grave or \*vault in which an exclusive right of burial for the time being subsists except by, or with the consent in writing of, the owner of the right.

**Local Authorities Cemetery Order 1977 Section 10 Paragraph 1**

A burial authority may grant, on such terms and subject to such conditions as they think proper:

a) to any person

i) the exclusive right of burial in any grave space or grave, or the right to construct a walled grave or vault together with the exclusive right of burial therein ; or

ii) the right to one or more burials in any grave space or grave which is not subject to any exclusive right of burial:

b) to the owner of a right described above in a) (i) or (ii) ( or to any person who satisfies them that he is a relative of a person buried in the grave or vault, or is acting at the request of such a relative and that it is impractical for him, or such relative, to trace the owner of the right so described), the right to place and maintain, or to put any additional inscription on, a tombstone or other memorial on the grave space, grave or vault in respect of the right so described subsists.

\*nb. Please note that Whetstone Parish Council acting as the Burial Authority does not have any vaults or walled graves and does not permit the scattering of ashes.

**\*A Magistrate can be found at your local magistrates court.**

**\*A Commissioner for oaths can be found at your local solicitors office.**

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**For Office Use only**

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**Signed.....**

**Dated.....**