

(Mr. Bunny.)

# Wellington Burial-Ground.

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## A BILL INTITULED

### AN ACT to regulate Burial-Grounds in the City of Wellington.

**WHEREAS** it is expedient for the protection of the public health that burials should be discontinued in the several burial-grounds specified in the Schedule to this Act, and that other burial-grounds should be provided in lieu thereof :

**BE IT THEREFORE ENACTED** by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

1. The Short Title of this Act shall be "The Wellington Burial-Ground Act, 1873."
2. The term "Superintendent" throughout this Act shall mean the Superintendent of the Province of Wellington.
3. Whenever the Superintendent shall be of opinion that interments in any of the burial-grounds specified in the Schedule to this Act should be discontinued, it shall be lawful for him, at any time after he shall have purchased or acquired any burial-ground or grounds approved of by his Executive Council (which he is hereby authorized to purchase or acquire), and made such arrangements as he may think necessary for the interment of the dead therein, to declare, by Proclamation to be published in the Wellington Provincial Government Gazette, that interments shall be discontinued in any of the burial-grounds in the Schedule mentioned, subject to the following exception, viz. :—A husband or wife in the same grave with a wife or husband. From and after a day to be fixed in such Proclamation, any burial-ground so closed shall be set apart as a public reserve, and not diverted to any other purpose.
4. After the day so fixed, it shall not be lawful to bury the dead in any burial-ground in which interment has by any such Proclamation been ordered to be discontinued, except as herein mentioned, and any person who shall after such time as aforesaid bury any body or in anywise aid or assist in the burial of any body in any burial-ground in which burials are ordered to be discontinued by such Proclamation as aforesaid, except as aforesaid, shall forfeit and pay for any such offence any sum not exceeding one hundred pounds, to be recovered in a summary way.
5. The burial-grounds to be established under this Act shall be managed in manner provided by any Act of the Superintendent and Provincial Council of the Province of Wellington heretofore or hereafter to be passed for the management of public cemeteries.
6. It shall be lawful for the relatives of any deceased person, with the consent of the Superintendent, in writing, to cause the body of such deceased person to be removed from any of the burial-grounds

specified in the Schedule to this Act, and to be interred in any burial-ground provided under this Act.

Superintendent may  
sell surplus land.

7. It shall be lawful for the Superintendent from time to time to sell and dispose of any lands purchased by him under this Act which may not be required for a burial-ground, and which may not have been 5 used for the burial of the dead, and for completing and carrying any such sales into effect he may make sign and execute a conveyance of the land, and the signature thereof by the Superintendent shall be deemed to be a good valid and effectual execution, and a receipt for the purchase money therein shall be a discharge to the purchaser. 10 The money to arise from such sale and disposal shall be subject to appropriation by the Provincial Council of the Province of Wellington.

Right to take legal  
proceedings not to be  
barred.

8. Nothing in this Act contained shall take away from or deprive any person of the right to proceed by way of indictment for a nuisance, or to take any other legal proceedings he may think fit. 15

Schedule.

### SCHEDULE.

#### CHURCH OF ENGLAND CEMETERY.

ALL that piece or parcel of land and premises situate and being in the Town of Wellington, in the Province of Wellington, New Zealand, being part of the Cemetery Reserves Nos. 2 and 3: the said No. 2 being bounded on the North-east by Town Acres 474 and 473; on the South-east by Bolton Street; on the South-west by Town Acre No. 501 and the end of Difficult Road; and on the North-west by Public Cemetery No. 1, and containing three acres two roods and twenty-five perches, or thereabouts: and said No. 3 being bounded on the North by Cemetery Road; on the South-east by Town Acres Nos. 501, 499, 497, 495, 493; on the South by the Town Belt; and on the North-west by the Public Cemetery No. 5, and containing three acres two roods and thirty-two perches, or thereabouts.

#### PUBLIC CEMETERY.

All that piece or parcel of land in the Province of Wellington, in the Colony of New Zealand, containing by admeasurement three acres three roods and sixteen perches, more or less, being the allotment No. 1 in the Cemetery Reserve of the City of Wellington aforesaid. Bounded towards the North by the Town Section No. 502 on the plan of the said city, four hundred and twenty-one links and three hundred and twenty-nine links; towards the South-east partly by the Town Section No. 474, and partly by the Church of England Cemetery, two thousand two hundred and six hundred and sixty links; towards the South-west by the Cemetery Road, five hundred and forty-five links; and towards the North-west by Glenbervie Terrace, four hundred and thirty-two links and seventy-seven links. And also all that other piece or parcel of land situated at Wellington aforesaid, containing by admeasurement four acres three roods and twelve perches, more or less, being the allotment No. 5 of the said Cemetery Reserve. Bounded towards the North by Glenbervie Terrace, eight hundred and thirty-five links; towards the South-east by the Church of England Cemetery, three thousand nine hundred and ninety-five links; towards the South by the Wesley Road, five hundred and forty-five links; and towards the North-west by the Tinakori Road, eight hundred and twenty links.

#### ROMAN CATHOLIC CEMETERY.

All that piece or parcel of land situate in the Town of Wellington, in the Province of Wellington, in the Islands of New Zealand, containing two acres three roods and twenty perches, more or less. Bounded towards the North and North-east by Upland Road, four hundred and twenty links and one hundred and thirty-five links respectively; towards the East by Grave Yard Road, five hundred and thirty links and one hundred and seventy links respectively; and towards the South-west and North-west by the Town Belt, five hundred links and four hundred and twenty links respectively.

#### JEWISH CEMETERY.

All that piece or parcel of land and premises situate and being in the Town of Wellington, in the Province of Wellington, New Zealand, being the Cemetery Reserve No. 4, containing two roods and thirty-seven perches, or thereabouts; and bounded towards the West by Glenbervie Terrace, three hundred and fifty-six links; towards the North-east by Difficult Road, four hundred and forty-nine links; and towards the South by Cemetery Road, four hundred and forty-nine links.