

Cemeteries and Cremation Act Review

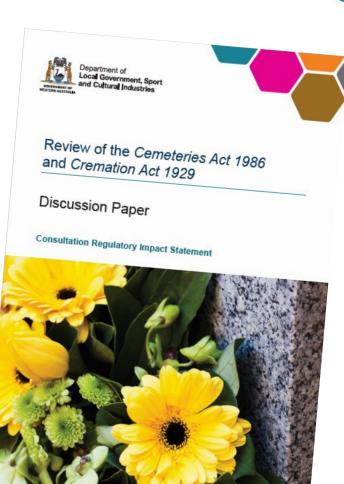
Update







- Review announced in Parliament September 2020
- Early targeted consultation
- Public consultation:
 16 November 2023 15 March 2024







Analysing the responses to the public consultation

Respondent Category	Number of respondents	Number of submissions
Community Member	50	126
Local Government	18	55
Interest Group/community organisation	11	15
Funeral Director	5	16
Industry Representative Group (incl. AFDA)	3	3
Cemetery Board	3	3
State Government Agency	2	2
Monumental Mason	2	3
Aboriginal Corporation	1	6
TOTAL	95	229





 Two pieces of legislation dealing with cemeteries and cremations, across two state government portfolios

- 1. Status quo
- 2. Combine into one single Act



Topic 2: Alternative methods of disposal of human remains – burials and cremations

- Legislation has no definitions for types of burials or cremations
- No legislative requirements for coffins, caskets, shrouds requirements vary between cemeteries
- No legislative provisions regarding unclaimed ashes.

- 1. Status quo
- 2. Provide definitions, provide alternative options and specify requirements





- Effectiveness of cemetery redevelopment schemes any need for amendments
- Other approaches to deal with space constraints in WA cemeteries
- Karrakatta Cemetery Redevelopment policies
 - Options:
 - Status Quo
 - Modify/enhance redevelopment policies



No central register of burials and not recorded on Certificate of Title

- 1. Status quo
- 2. Policy reforms
- 3. Legislative requirement





Currently, Minister may delegate the authorising of a burial outside of a proclaimed cemetery

- 1. Status quo
- 2. Senior Officer of Department to approve
- 3. Local Government to approve





- 1. Funeral directors and monumental masons are licenced in relation to a particular cemetery
- 2. A single permit can be issued for a particular funeral/grave

- 1. Status quo
- 2. Introduce single licensing system, centralised register, voluntary code of conduct
- 3. Funeral directors/monumental masons register their business details with a central authority, voluntary code of conduct





 What improvements to publicly owned crematoria services in WA could be considered?





7A: CEMETERY FORMS

- Cemeteries Act does not provide prescribed forms
- Forms determined by cemetery authorities' by-laws and local laws

7B: CREMATION FORMS

Forms for the regulation of cremations are prescribed

7C: FEES

- Cemetery authorities set their own fees
 - Options:
 - Status quo
 - Legislation to include forms and fees





- Analyse responses to public consultation
- Consultation Summary intent to publish by end of 2024





Contact DLGSC Local Government Policy and Legislation Team:

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