

# Application for Burial – Land other than Council Cemetery

Please return completed application form to:

In Person: Kangaroo Island Council, 43 Dauncey Street, Kingscote  
Penneshaw Community Business Centre, 99 Middle Terrace, Penneshaw  
By Post: PO Box 121, Kingscote SA 5223  
Fax: 08 8553 2885  
Email: [kicouncil@kicouncil.sa.gov.au](mailto:kicouncil@kicouncil.sa.gov.au)  
Website: [www.kangarooisland.sa.gov.au](http://www.kangarooisland.sa.gov.au)

## Applicant / Authorised Person

Name:	<input type="text"/>		
Address:	<input type="text"/>		
Phone:	<input type="text"/>	Fax:	<input type="text"/>
Email:	<input type="text"/>		
Relationship to the Deceased ( <i>provide evidence</i> )	<input type="text"/>		

## Interment Location and Details

Address of Property:	<input type="text"/>		
GPS Coordinates Latitude:	<input type="text"/>	Longitude:	<input type="text"/>
General Description of the area to be used:	<input type="text"/>		
Interment Depth:	<input type="text"/>		

## Landowner Details

Name:	<input type="text"/>
Address:	<input type="text"/>

Email:

Phone:  Fax:

Relationship to Deceased (if any):

### Deceased Details

FULL Legal Name:

Last Known Address:

Date of Death:  Age:  Gender:

The deceased person died from natural causes: YES ☐ NO ☐

Authorisation for the Certificate of Identification was issued by:

### Funeral Company Details

Company:  Name:

Telephone:  Email:

Interment Date:  Interment Time:

*For the application to be assessed the following documents must be attached:*

- ☐ Evidence that the Applicant is the personal representative of relative of the deceased
- ☐ Written approval of the owner of the land on which the burial is to occur
- ☐ Plan/map of the property detailing the exact location of the burial and surrounding structures
- ☐ A copy of the Certificate of Title for the land on which the burial is to occur
- ☐ Written consent of anyone with an interest in the land on which the burial is to occur (i.e. Mortgagee or easement holder)
- ☐ A copy of the death certificate (or if not available, Doctor's Certificate of Cause of Death and Partial Certificate of Cause of Death)

It is a condition of application that in accordance with the Cemetery & Burial Policy 1993:

- (1) A person must not inter, or cause, suffer or permit the interment of, bodily remains in a cemetery or natural burial ground so that any of the remains are at a depth of less than 1 metre from the surface of the ground. **Maximum penalty: \$5 000.**
- (2) Subregulation (1) does not apply to the interment of bodily remains in a mausoleum or vault in accordance with regulation 18.

### Acknowledgement

*I acknowledge that I have read and understood my rights and responsibilities and declare that I am a person authorised to exercise the interment in accordance with the Burial and Cremation Act 2013 and the Burial and Cremation Regulations 2014*

Authorised Persons:

Signature:

Date:

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*This Application is not valid until approved by Council.*

### Office Use Only:

Authorised by:

Cemetery Officer

Date:

Fee (Inc. GST):

Customer Service  
Request:

Requisition Number:

## Burial & Cremation Act 2013

### ***8—Offence to dispose of bodily remains except in cemetery or natural burial ground***

- (1) Subject to subsection (2), a person must not, without the approval of the Attorney-General, inter bodily remains, or cause, suffer or permit bodily remains to be interred, except in a lawfully established cemetery or natural burial ground.

Maximum penalty: \$10 000 or imprisonment for 2 years.

- (2) A person may inter bodily remains in a prescribed area on land outside a cemetery or natural burial ground with the permission of the owner of the land and—

(a) in the case of land within a council area—

(i) with the approval of the council for the area in which the land is situated; and

(ii) in accordance with the regulations; or

(b) in any other case—in accordance with the regulations.

- (3) A person must not, without the approval of the Attorney-General, dispose of bodily remains by burial at sea, or cause, suffer or permit bodily remains to be disposed of by burial at sea.

Maximum penalty: \$10 000 or imprisonment for 2 years.

- (4) In this section—

**prescribed area** means—

(a) an area outside a township or Metropolitan Adelaide; or

(b) an area defined by the regulations.

## Burial & Cremation Regulations:

### ***Part 2—Disposal of human remains***

#### ***4—Interment of bodily remains in prescribed area outside cemetery or natural burial ground (section 8(2)(a)(ii) and (b) of Act)***

- (1) A person who inters bodily remains in a prescribed area on land outside a cemetery or natural burial ground must ensure that the remains are interred—

(a) at a depth of at least 1 metre from the surface of the ground; and

(b) at a distance of at least 20 metres from any building, structure or water well on the land.