

Terms of Consent for the erection of memorials

1. Grave spaces in Stanwick Cemetery whether with an exclusive right of burial or not, remain in the ownership of Stanwick Parish Council. A right of burial gives only a right to inter a body and no control over the surface of the grave.
2. No memorial, whether on a grave or not, may be placed in Stanwick Cemetery without the Consent of Stanwick Parish Council.
3. Stanwick Parish Council issues the Consent under Regulation 10 of the Local Authorities Cemeteries Order 1977 for a period of up to one hundred years. The period of the Consent will not exceed the expiration of the Grant of Right of Burial previously issued for this grave space.
4. Consent granted under Regulation 10 of the Local Authorities Cemeteries Order 1977 constitutes a legal right which passes to the heirs of the person to whom it was originally granted.
5. For the duration of the period of the Consent the memorial erected is owned by the person with the benefit of the Consent and their heirs.
6. For the duration of the Consent, the person with the benefit of the Consent and their heirs, are responsible for the ongoing maintenance of the memorial to which the Consent refers.
7. Those persons or their heirs that own the memorials are responsible for their condition and are liable to the Council for the cost of any safety work. The Council reserves the right to enforce this condition as a contract.
8. It is a condition of this Consent that the memorials are maintained in a tidy and attractive manner.
9. The Council will periodically undertake an assessment of all memorials to determine the safety and condition of the memorial.
10. In the case of urgent safety issues the Council will act promptly to remove the risk and will then recover the costs incurred from the owner of the memorial. Removal of risk does not require the Council to restore the memorial to its original condition.
11. Where the Council identifies a potential safety risk the Council will advise the owners of the memorial and require them to put it in a safe condition or remove it.
12. Where the owner of a memorial fails to carry out safety work or other conditions in this Consent the Council will take reasonable steps to recover the costs or enforce the conditions.
13. At the end of the Consent the owner may remove the memorial from the Cemetery.
14. At the end of the Consent, if the owner does not remove the memorial the Council may remove it to another place in the Cemetery or destroy it after giving statutory notice.
15. The terms of this Consent should be read in conjunction to the Rules and Regulations of Stanwick Cemetery, with particular reference to section 7.