

Island of  Guernsey

Ordinance of the States **XXI**

1968

Made 29th May, 1968.
Came into Operation 29th May, 1968.

**The Cremation (Amendment) Ordinance,
1968**

THE STATES, in pursuance of their Resolution of the twenty-seventh day of March, nineteen hundred and sixty-eight, and in exercise of the powers now vested in them under Article four of the Law entitled "Loi relative à la Crémation" registered on the first day of September, nineteen hundred and twenty-eight(a), and of all other powers thereunto them enabling, hereby order:—

1. The Ordinance entitled "Ordonnance relative à la Crémation" of the twelfth day of October, nineteen hundred and twenty-nine(b), as amended(c), is hereby further amended as follows, that is to say:—

Amendment
of Ordinance
of 1929.

- (a) sub-paragraph (j) of paragraph (3) of regulation six thereof is repealed and the following sub-paragraph is substituted therefor—
“(j) an appointed officer of a bank;”;

(a) Ordres en Conseil Vol. VIII, p. 209.

(b) Recueil d'Ordonnances Tome VIII, p. 43.

(c) Recueil d'Ordonnances Tome VIII, p. 58; Tome XIV, p. 130; No. V of 1967.

- (b) immediately after paragraph (4) of regulation six thereof there is inserted the following additional paragraph numbered “(5)”—

“(5) A Law Officer of the Crown may accept the application notwithstanding that it has not been verified in accordance with the provisions of paragraph (3) of this regulation if it is accompanied by a declaration by the applicant that all the particulars given therein are true to the best of his knowledge and belief, made before any person having authority in this Island to administer an oath.”;

- (c) paragraph (b) of regulation seven thereof is repealed and the following paragraph is substituted therefor—

“(b) a post-mortem examination has been made by two medical practitioners authorised to practise in this Island and appointed by a Law Officer of the Crown for the purpose and a certificate in Form D has been given by those medical practitioners;”;

- (d) in regulation eight thereof, the words from and including the words “In the case of the remains of a person” to and including the words “certificates under this Ordinance” are repealed;
- (e) immediately after regulation eight thereof there is inserted the following additional regulation numbered “8A” and the following marginal heading thereto—

“Applica-
tions for
cremation
in the case
of the
remains of
persons who
have died
in places
out of this
Island.

8A. In the case of the remains of a person who has died in any place out of this Island, a Law Officer may accept an application in Form A—

- (a) in the case where such person died in the Island of Alderney, if the application has been verified by being countersigned by any person described in paragraph (3) of regulation six of these regulations or by the Chairman or a Jurat of the Court of Alderney or by a Member of the States of Alderney, or if the application be accompanied by a declaration by the applicant that all the particulars given therein are true to the best of his knowledge and belief, made before any person having authority in the said Island of Alderney to administer an oath;
- (b) in the case where such person died in the Island of Sark, if the application has been verified by being countersigned by any person described in paragraph (3) of regulation six of these regulations or by the Seneschal, Prévôt, Greffier, Constable or Vingtenier of

Sark, or if the application be accompanied by a declaration by the applicant that all the particulars given therein are true to the best of his knowledge and belief, made before the Seneschal;

- (c) in the case where such person died in any other place out of this Island, if the application be accompanied by a declaration by the applicant that all the particulars given therein are true to the best of his knowledge and belief, made before any person having authority in that place to administer an oath or take a declaration;

and the Law Officer may, in any such case, accept certificates in Forms B, C and D if they be signed by a medical practitioner who is shown to the satisfaction of the Law Officer to possess qualifications substantially equivalent to the minimum qualifications required to be possessed by a medical practitioner practising in this Island.”;

- (f) in Form D in the Schedule thereto the words and brackets “(Signature of Medical Officer of Health)” are deleted and the following are substituted therefor—

“(Signature of Medical Practitioner)
(Address)
(Registered qualifications)”.

2. Paragraph (b) of section one of the Cremation (Amendment) Ordinance, 1965, is repealed. Repeal.

3. This Ordinance may be cited as the Cremation (Amendment) Ordinance, 1968, and this Ordinance and the Cremation Ordinances, 1929 to 1967, may be cited together as the Cremation Ordinances, 1929 to 1968. Citation.

R. H. VIDELO,
Her Majesty's Greffier.