

## SCHEDULES

### SCHEDULE 15

#### BURIAL GROUNDS: REMOVAL OF HUMAN REMAINS AND MONUMENTS

##### *Removal of remains*

- 2 (1) In the case of remains in relation to which paragraph 1(1) applies, the nominated undertaker shall issue a licence for the removal of the remains if—
- (a) it receives an application in writing from a relative or personal representative of the deceased, and
  - (b) the application is received before the end of the 56 days after the day on which notice relating to the remains is first published under paragraph 1(1)(a).
- (2) In the case of remains in relation to which paragraph 1(3) applies, the nominated undertaker shall issue a licence for the removal of the remains if—
- (a) it receives an application in writing from a relative or personal representative of the deceased, and
  - (b) the application is received before the nominated undertaker has removed the remains under paragraph 3(1).
- (3) For the purposes of sub-paragraphs (1) and (2), a person shall be taken to be a relative or personal representative of the deceased if the nominated undertaker is satisfied that he is or the county court has declared that he is.
- (4) A licensee under this paragraph may remove the remains to which the licence relates and reinter them elsewhere or cremate them.
- (5) The reasonable costs of removal and reinterment or cremation under this paragraph shall be paid by the nominated undertaker.
- (6) An application for a declaration for the purposes of sub-paragraph (3) shall be made to the county court for the district in which the remains are interred.
- (7) In this paragraph, references to a relative of the deceased are to a person who—
- (a) is a husband, wife, parent, grandparent, child or grandchild of the deceased, or
  - (b) is, or is a child of, a brother, sister, uncle or aunt of the deceased.