

# RIGHT OF INTERMENT

W I T H

**DENMAN ISLAND MEMORIAL SOCIETY – FOR INTERMENT IN THE DENMAN ISLAND NATURAL BURIAL CEMETERY**  
 6400 Denman Rd., Denman Island, B.C. V0R 1T0      email: dinaturalburial@gmail.com      250-335-1786

This RIGHT OF INTERMENT AGREEMENT is entered into between the **Denman Island Memorial Society** (the "Memorial Society") and the **undersigned Purchaser**, and is binding on the signatory parties, their heirs, successors, personal representatives and permitted assigns. Signed copies of this document should be prepared for the Purchaser and for the Memorial Society.

**PURCHASER** (please print)

<b>Name</b>	<b>Age</b>
<b>Mailing Address</b>	
<b>Phone</b>	<b>Cell</b>
<b>Email</b>	

**DESIGNATION OF USE:** The burial plot(s) itemized in the Agreement below shall be for the personal use of the person(s) listed below. A Purchaser may acquire burial plots for no more than 6 such designated users. For each user, the Purchaser should circle P (pre-need) or A (at-need) and circle S (Standard Plot) or F (grave within a Family Plot).

<b>Name</b>	<b>Relationship to Purchaser</b>	<b>Age:</b>	<b>S or F</b>
<b>Mailing Address</b>			<b>P or A</b>
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<b>Mailing Address</b>			<b>P or A</b>

**BURIAL PLOT(S) BEING PURCHASED:** The Memorial Society shall provide the burial plot(s) listed at the costs indicated below. Note that 25% of the burial plot fee represents the Care Fund contribution of \$\_\_\_\_\_.

1. (Insert #) ____ of Standard Burial Plot(s) @ \$_____/plot	
2. One Family Burial Plot for ____ graves@ \$_____/grave	
<b>TOTAL</b> (Plot fees are tax-free. Payment in full is required)	

The **Purchaser** and the **Memorial Society** acknowledge and agree to the following.

1. **CONTRACT ENTITLEMENT:** This Contract, upon payment of all costs and any applicable fees, shall entitle the **Purchaser** to have the human remains or cremated remains of each designated person interred in the Cemetery. This Right of Interment does not vest the Purchaser any title or interest in the land or in a particular burial plot.
2. **LOCATION OF THE BURIAL PLOT:** For interment in a standard burial plot or for the first interment in a family burial plot, the Memorial Society shall assign, only at the time of use, the specific burial plot to be used for the interment.

**RIGHT OF INTERMENT** (Continued from page 1)

3. **PROVISION OF BURIAL SERVICES:** The Memorial Society provides limited services at the time of interment. Once the date of the burial is set, the Memorial Society will arrange for the Opening and Closing of the grave and for the ordering and mounting of the Memorial Plaque. Payment for these services is separate from payment of the Plot Fee and is required prior to the burial. A current Schedule of Rates is attached (see page 3). When Rights of Interment are purchased on a Pre-need basis, the cost of Grave Opening and Closing and the Memorial Plaque will be subject to the Schedule of Rates in effect at the time of interment. On request, the Memorial Society may provide contact information about Denman Island residents willing to transport the remains of the deceased.
4. **CARE FUND:** Money paid into the Care Fund Trust of the Denman Island Memorial Society, as on page 1, shall be used for the care and maintenance of the Cemetery in accordance with the governing legislation of B.C. (the *Business Practices and Consumer Protection Act* and the *Cremation, Interment and Funeral Services Act*) and the Operational Bylaws and Operating Procedures of the Denman Island Memorial Society.
5. **CANCELLATION AND REFUNDS:** A Purchaser's unused Right of Interment for one or more standard plots may be surrendered to the Memorial Society provided that the then applicable administration fee is paid. Upon surrender, a refund equal to the purchase price will be issued to the Purchaser.
6. **RIGHT OF THE MEMORIAL SOCIETY TO RECLAIM BURIAL PLOTS** An unused Right of Interment may be reclaimed and resold by the Memorial Society if:
  - a) the Purchaser is at least 90 years of age or, if living, would be at least 90 years of age;
  - b) at least 50 years has passed since the date of purchase;
  - c) at least 90 days has passed since the date that the Memorial Society sent notice of its intention to reclaim and resell the right of interment to the last known address of the Purchaser, and the Memorial Society has not received a response from the Purchaser; and
  - d) the Memorial Society has made diligent attempts to contact the Purchaser but has not been able to contact or locate that person.
7. **PURCHASER'S RIGHT OF ASSIGNMENT:** The designated use of any unused Right of Interment may be transferred to another person providing all necessary assignment documentation is signed and the following costs are paid:
  - a) the then applicable administration fee, and
  - b) the amount of any increase in the cost of Rights of Interment at the Cemetery since the date of original purchase.
8. **QUALIFICATIONS FOR INTERMENT:** Those persons qualifying to have their bodies or cremated remains buried in the Cemetery are limited to:
  - a) an owner, past or present, of land on Denman Island,
  - b) a full or part-time resident, past or present, of Denman Island, and
  - c) a grandparent, parent, child, grandchild, spouse, or sibling of such an owner or resident.
9. **ACKNOWLEDGEMENT OF RECEIPT:** *The Purchaser acknowledges having been given a copy of this contract at the time of signing.*
10. **COLLECTION, USE AND PRIVACY OF PERSONAL INFORMATION:** *The Purchaser and the Memorial Society agree that:*
  - a) *the use of personal information by the Memorial Society regarding the Purchaser or a person designated to use a burial plot in the Cemetery shall be strictly controlled and will not be provided to another person or organization unless consented to by the Purchaser or required by legislation or court order;*
  - b) *the Memorial Society may, when requested, provide interment or memorial locations to cemetery visitors;*  
*and*
  - c) *the Memorial Society bears no responsibility or liability to control or prevent access to personal information that may be recorded on any marker or memorial installed for public display at the Cemetery.*
11. **CEMETERY BYLAWS:** The Right of Interment granted by this contract is subject to compliance with all the Cemetery Bylaws in effect from time to time.
12. **PRE-NEED TRUST ACCOUNT:** Fees applicable to a pre-need cemetery service will be deposited in a Trust Account at the Union Bay Credit Union and administered according to terms of the *Trustee Act*.

**IN WITNESS WHEREOF** the parties executed this agreement on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signature of Purchaser

\_\_\_\_\_  
Signature for the Memorial Society

\_\_\_\_\_  
Print Name of Purchaser

\_\_\_\_\_  
Print Name of Memorial Society Representative

Purchase Agreement No: \_\_\_\_\_

**SCHEDULE OF FEES**  
**FOR THE DENMAN ISLAND NATURAL BURIAL CEMETERY**

**6400 Denman Road, Denman Island, B.C. V0R 1T0    [dinaturalburial@gmail.com](mailto:dinaturalburial@gmail.com)**

January 1, 2017

1. <i>Right of Interment</i>		
a) At-need or Pre-need Plot Fee per grave <sup>1,2,3</sup>		\$1000
b) Administrative Fee for a <i>Right of Interment</i> purchased pre-need <sup>2</sup>		\$120
2. <i>Permission to Scatter</i> (for the cremated remains of one person)		\$ 100
3. Interment Services (per grave)		
a) Human Remains		
i) Opening and Closing	\$ 450 plus tax: \$22.50 (GST)	\$472.50
ii) Opening only	\$ 210 plus tax: \$10.50 (GST)	\$220.50
b) Cremated Remains		
i) Opening and Closing	\$ 150 plus tax: \$7.50 (GST)	\$157.50
ii) Opening only	\$ 75 plus tax: \$3.75 (GST)	\$78.75
4. Memorial Plaque <sup>4</sup>	\$240	\$240
5. Return or Transfer of a <i>Right of Interment</i> <sup>5,6</sup>		\$ 100
6. Disinterment		
a) Human Remains		\$ 1000
b) Cremated Remains		\$ 100

Notes

1. The *Right of Interment* Plot Fee provides for one Standard Burial Plot, which contains one grave, or for one grave in a Family Burial Plot, which contains up to six graves depending on the specification at the time the *Right of Interment* is purchased. Whether in a Standard Burial Plot or a Family Burial Plot, a grave is intended for the human remains of one person or the cremated remains of one person.
2. At the time of interment, twenty-five percent (25%) of the *Right of Interment* Plot Fee and of the Pre-Need Administrative Fee (if applicable) is deposited into the Care Fund Trust of the Denman Island Memorial Society, as required by the provincial government, and is held in trust for cemetery maintenance in the event of abandonment or insolvency.
3. A *Right of Interment*, whether purchased on a pre-need basis or at-need basis, does not include the cost of Opening and Closing the Grave or of the Memorial Plaque. Fees for these services are paid prior to interment.
4. The fee for a Memorial Plaque includes the cost of the plaque, delivery and installation, plus \$10 for the Care Fund Trust. A Memorial Plaque is a requirement with all burials, but is optional with the scattering of cremated remains.
5. A successful applicant for the return of a *Right of Interment* will be paid an amount equal to the original *Right of Interment* fee.
6. A successful applicant for the transfer of a *Right of Interment* will also be required to pay an amount equal to any increase in the cost of a *Right of Interment* since the date of the original purchase. Twenty-five percent (25%) of this amount is deposited into the Care Fund Trust.