

**MOGALE CITY LOCAL MUNICIPALITY:
BY LAWS RELATING TO CREMATORIA AND CREMATIONS**

The Municipal Council hereby, in terms of Section 13 of the Local Government: Municipal Systems Act 32 of 2000 and Section 84(1)(p) of Local Government: Municipal Structures Act, 117 of 1998 publishes the By-Laws set forth hereinafter, which have been approved by the Council in terms of Sections 11 and 12 of the said Act.

These By-Laws are divided into sections relating to the following matters respectively:

- SECTION 1 DEFINITIONS
- SECTION 2 ESTABLISHMENT OF A CREMATORIUM
- SECTION 3 ADVERTISEMENT OF INTENTION TO ESTABLISH A
CREMATORIUM
- SECTION 4 POWER OF COUNCIL IN RELATION TO APPLICATION IN
TERMS OF SECTION 2
- SECTION 5 REGISTRATION OF A CREMATORIUM
- SECTION 6 REGISTRATION OF AN EXISTING CREMATORIUM
- SECTION 7 ADVERTISEMENT OF INTENTION TO CONTINUE WITH
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- SECTION 8 POWER OF ADMINISTRATOR IN RELATION TO APPLICATION
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- SECTION 9 APPOINTMENT OF MEDICAL REFEREE
- SECTION 10 APPLICATION FOR AUTHORITY TO CREMATE
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FURNACE CHAMBER AND PERFORMANCE OF A CREMATION
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SECTION 1 DEFINITIONS

1. In these by-laws, unless the context otherwise indicates:
 - (i) “Council” means the Mogale City Local Municipality which is a Municipal Council as defined in the Local Government Municipal Structures Act, 2000 (Act No. 32 of 2000).
 - (ii) “medical officer of health” means a person appointed as such under Section 22 or 25 of the Health Act, 1977 (Act No. 63 of 1977) and includes a person appointed under Section 22(4)(b) of the said Act, to act as medical officer of health
 - (iii) “medical practitioner” means a person registered as such under the medical, Dental and Supplementary Health Service Professions Act, 1974, (Act No.56 of 1974)
 - (iv) “medical referee” means a medical referee or deputy medical referee appointed in terms of section 9.
 - (v) “ordinance” means the Crematorium Ordinance, 1965 (Ordinance No. 18 of 1965);

and any other word or expression to which a meaning has been assigned in the Ordinance must, when used in these by-laws, bear that meaning.

SECTION 2 ESTABLISHMENT OF A CREMATORIUM

2. Application for authority to establish and maintain a crematorium and to regulate and control the use thereof in terms of Section 2(1) of the Ordinance, and for approval of the site, plans and specifications of such crematorium in terms of Section 3(1) of the Ordinance, must be made simultaneously by the applicant, in writing, addressed to the Council and must be accompanied:
 - (a) by the full name and address of the proprietor of the proposed crematorium;
 - (b) by a plan of the locality drawn to a scale of not less than 1:200, showing the exact position of the site of the proposed crematorium in relation to the boundaries of the land upon which it is proposed to establish it and indicating all public roads, streets, thorough fares and public places and all privately owned land situated within a distance of 500m of the aforesaid site;
 - (c) by detailed plans and specifications of the proposed crematorium, together with complete information as to the equipment and appliances to be used in connection with such crematorium and the methods to be employed in the performance of cremations
 - (d) by the consent, in writing, to the establishment of such crematorium, given by every owner and occupier of land situated within a distance of 180m of the site of the proposed crematorium, unless:
 - (i) the proposed crematorium is to be established in a public cemetery under the management and control of the proprietor of such crematorium; or

- (ii) authority is obtained from the Council to dispense with the consent of one or more or all of such owners and occupiers; and
- (e) by proof of the nature of the title under which the land, upon which the proposed crematorium is to be established, is held and whether such land is subject to any mortgage or other encumbrance.

SECTION 3 ADVERTISEMENT OF INTENTION TO ESTABLISH A CREMATORIUM

- 3. (1) Upon receipt of the application in terms of section 2, the Council may, if it deems it expedient to do so, require the applicant to advertise in a newspaper, at his own cost, in such form as may be approved by the Council and at such times as the Council may determine, his intention to establish a crematorium on the site concerned
- (2) Such advertisement must state that any objection or representations on the part of a person having a direct interest in the establishment of a crematorium upon the site concerned must be submitted, in writing, to the Council within a period of 30 days from the date on which the advertisement appeared for the first time.

SECTION 4 POWER OF COUNCIL IN RELATION TO APPLICATION IN TERMS OF SECTION 2

- 4. If after consideration of the application in terms of section 2, and any objection which may have been lodged, the Council is satisfied that the establishment and use of the proposed crematorium will not be likely to interfere with any public amenity or give rise to any nuisance or endanger the public health, it may grant the authority mentioned in Section 2(1) of the Ordinance and it may approve the site plans and specifications in terms of Section 3(1) of the Ordinance,

whereafter the establishment of the crematorium may be proceeded with in accordance with such plans and specifications.

SECTION 5 REGISTRATION OF A CREMATORIUM

5. After completion of a crematorium, the proprietor thereof must make application, in writing, addressed to the Council for a certificate of registration in respect of the crematorium as required in terms of Section 3(2) of the Ordinance.

SECTION 6 REGISTRATION OF AN EXISTING CREMATORIUM

- 6 Application for a certificate of registration in respect of an existing crematorium, as required in terms of Section 5(1) of the Ordinance, must be made by the proprietor thereof, in writing, addressed to the Council and must be accompanied:
 - (a) by the full name and address of the proprietor of the crematorium concerned;
 - (b) by a plan of the locality drawn to a scale of not less than 1:200, showing the exact position of the crematorium in relation to the boundaries of the land upon which it is situated and indicating all public roads, streets, thorough fares and public places and all privately owned land situated within a distance of 180 m of such crematorium;
 - (c) by detailed plans and specifications of the crematorium, together with complete information as to the equipment and appliances used in connection with the crematorium and the methods employed in the performance of cremations; and
 - (d) by proof of the nature of the title under which the land, upon which the crematorium is situated, is held and whether such land is subject to any mortgage or other encumbrance.

SECTION 7 ADVERTISEMENT OF INTENTION TO CONTINUE WITH CREMATIONS

7. (1) Upon receipt of an application in terms of Section 6, the Council may, if it deems it expedient to do so, require the applicant to advertise in a newspaper at his own cost, in such form as may be approved by the Council and at such times as the Council may determine, his intention to continue with the performance of cremations in the crematorium concerned.
- (2) Such advertisement must state that any objection or representations on the part of a person having a direct interest in the continued performance of cremations in the crematorium must be submitted, in writing, to the Council within a period of 30 days from the date on which the advertisement appeared for the first time.

SECTION 8 POWER OF ADMINISTRATOR IN RELATION TO APPLICATION IN TERMS OF SECTION 6

8. If, after consideration of the application in terms of Section 6, and any objection which may have been lodged, the Council is satisfied that the continued performance of cremations in the crematorium concerned will not be likely to interfere with any public amenity or give rise to any nuisance or endanger the public health, it may authorise the continued performance of cremations in such crematorium in accordance with the plans and specifications approved by it and it may grant a certificate of registration of such crematorium in terms of Section 5(2) of the Ordinance.

SECTION 9 APPOINTMENT OF MEDICAL REFEREE

9. (1) Subject to the provisions of subsection (3), the proprietor of every crematorium must appoint a medical referee and also not more than two deputy medical referees (to act in the absence of the medical referee or in any case in which the medical referee

has been the medical attendant of the deceased), who must be medical practitioners of not less than five years standing and he may remunerate them for their services.

- (2) If qualified as required in terms of subsection (1), a medical officer of health or an assistant medical officer of health or a regional director of state health services or an assistant regional director of state health services or a government pathologist or an assistant government pathologist or a district surgeon or an assistant district surgeon may be appointed as medical referee or deputy medical referee.
- (3) No appointment of a medical referee or deputy medical referee shall be made except with the prior approval of the Council.
- (4) Application for approval as required in terms of subsection (3), must be made by the proprietor of the crematorium concerned, in writing, addressed to the Council and the said proprietor must furnish the full name, residential address and qualifications of the medical practitioner whom he intends appointing as medical referee or deputy medical referee.

SECTION 10 APPLICATION FOR AUTHORITY TO CREMATE

10. (1) Application for authority to have a deceased person cremated must be made to the proprietor of the crematorium concerned in the form prescribed in Schedule A hereto, and the particulars stated therein must be confirmed by a sworn affidavit or a solemn declaration as provided therein.
- (2) Such application must be signed and the declaration must be made by the surviving spouse or by the nearest surviving relative of the deceased person: Provided that the application may be signed and the declaration may be made by some other person if a satisfactory reason be advanced why the application

is not made by the surviving spouse or by the nearest surviving relative.

SECTION 11 ADDITIONAL DOCUMENTS REQUIRED

11. Every application made in terms of Section 10, must be accompanied:
 - (a) by a burial order issued in terms of the provisions of the Births and Deaths Registration Act, 1992 (Act No. 51 of 1992);
 - (b) by a certificate in the form prescribed in Schedule B hereto, given by a medical practitioner, if any, who attended the deceased during his last illness, saw and identified his body after death and who can certify as to the cause of death; and
 - (c) if a certificate has been given in terms of paragraph (b), by a confirmatory medical certificate in the form prescribed in Schedule C hereto, given after examining the body, by another medical practitioner who must possess the qualifications prescribed in Section 12; or
 - (d) in lieu of the certificates required in terms of paragraphs (b) and (c) by a certificate in the form prescribed in Schedule D hereto, given after a post-mortem examination of the body by a medical practitioner who is a specialist in pathology, or who is associated with a department of pathology of a university, or who is associated with a state institution where he is required to undertake post-mortems, or who is a district surgeon. The proprietor of the crematorium or a magistrate must designate such medical practitioner.

SECTION 12 CONFIRMATORY MEDICAL CERTIFICATE

12. The confirmatory medical certificate required in terms of Section 11(c) must be given by a medical practitioner of not less than five years standing who is neither, a relative of the deceased nor a relative, partner or assistant of the medical practitioner furnishing the certificate required in terms of Section 11(b).

SECTION 13 WRITTEN AUTHORITY TO CREMATE

13. No cremation may be performed, unless written authority has been granted to the proprietor of the crematorium concerned by the medical referee in the form prescribed in Schedule E hereto.

SECTION 14 PROVISIONS RELATING TO COFFIN, ADMISSION TO FURNACE CHAMBER AND PERFORMANCE OF A CREMATION

14. (1) No person may present human remains for cremation or perform a cremation unless the remains are closed in a coffin constructed in accordance with the provisions of subsection (2), or are covered in some other decent and sufficient covering, and such remains must be so enclosed or covered as to be totally obscured.
- (2) The coffin may be polished, may have the usual fittings and must conform to the following requirements:
- (a) It must not exceed 2,1 m in length, 82,5 cm in width and 50 cm in depth;
 - (b) It must be constructed of readily combustible wood;
 - (c) It must not contain any metal nails or screws or pitch or sawdust in any form;

- (d) the handles and nameplates thereof, if any, must, unless consisting of a readily combustible material, be so attached as to be easily removed;
 - (e) there must be no cross-pieces or projections of any kind under the base or bottom thereof and all wooden pegs on this part must be countersunk; and
 - (f) if necessary a zinc lining of not more than 26 standard gauge or 0,5 mm thick may be inserted therein, but no metal other than zinc may be used for this purpose.
- (3) The proprietor of a crematorium is entitled to refuse to proceed with a cremation if the coffin containing the remains or the covering mentioned in subsection (1) does not comply with the requirements of subsection (1) or (2).
- (4) (a) Nothing in this by-laws contained, may prevent the use of an outer coffin of any material to enclose an inner coffin complying with the requirements of subsections (1) and (2), or a covering complying with the requirements of subsection (1), if the consent, in writing, of the surviving spouse or nearest surviving relative of the deceased or other person responsible for the payment of the cremation expenses, and in the case of an infectious disease of the medical officer of health or a regional director of state health services to the use of such outer coffin is furnished to the proprietor of the crematorium, which consent must also state that such person knows that such outer coffin is not to be incinerated and agrees to it being returned to the supplier thereof or other person specified in the consent.

- (b) The supplier must remove such outer coffin from the crematorium thereof or by the person who applied for such cremation immediately after such cremation has been performed.
 - (c) The action that has been taken in regard to the outer coffin must be endorsed on the application for the cremation form required in terms of Section 10, by the registrar appointed in terms of Section 21, or by a senior official of the crematorium nominated by him.
- (5) Subject to the provisions of subsection (4), and the Public Health Act, 1977 (Act No. 63 of 1977), where applicable, no human remains may be removed from any coffin or covering and no coffin or covering containing such remains may be opened at the crematorium except if so required by the proprietor of the crematorium or an authorised official of the crematorium or an inspector or any police officer duly authorised thereto.
- (6) Subject to the provisions of any other law, no person other than an inspector or a police officer performing his lawful duties or the proprietor or an official of a crematorium, may be allowed in the furnace chamber of a crematorium at any time, unless the prior written permission of the proprietor or an authorised official of the crematorium has been obtained.
- (7) The said registrar or a responsible official of a crematorium must be present at the crematorium at all times during the performance of a cremation

SECTION 15 WHEN CREMATIONS MUST NOT BE AUTHORISED

15. (1) The medical referee must not authorise the performance of any cremation:
- (a) if the deceased left a written document indicating that his remains were not to be cremated; or
 - (b) if the remains in respect of which application for cremation is made, have not been identified; or
 - (c) if the burial order required in terms of Section 11(a), is not produced; or
 - (d) unless he has ascertained, after examination, that the application form for cremation and the certificates relating thereto conform to the requirements of Sections 10 and 11 respectively and that the enquiries made by the persons giving the certificate have been adequate, for which purpose he may himself make such enquiries with regard to the application and certificates as he may deem necessary; or
 - (e) unless he is satisfied that the application for cremation is made by the surviving spouse or the nearest surviving relative of the deceased or, if made by any other person, that a satisfactory reason is advanced why the application is not made by such spouse or relative and that the person making the application is a proper person to do so; or
 - (f) unless he is satisfied that the fact and cause of death have been definitely ascertained; or
 - (g) if he has reason to believe that the death of the deceased is due to violence or the result of or arising from some

other physical or chemical factor, with or without complications, or where an act of commission or omission on the part of the deceased or some other person has played a role or where the death comes within the scope of section 56 of the Health Professions Act, 1974 (Act No. 56 of 1974) unless the requirements of section 2 of the Inquests Act, 1959 (Act No. 58 of 1959), have been complied with and a certificate in terms of section 17 of the Births and Deaths Registration Act, 1992 (Act No. 51 of 1992) has been issued in respect of the particular case.

- (2) If the medical referee refuses to grant authority for a cremation, he may not unreasonably refuse to state his reasons for such refusal.

SECTION 16 PERSONS DYING OUTSIDE THE JURISDICTIONAL AREA OF THE COUNCIL

16. In the case of an application for authority to cremate a person who has died in any place outside the Municipal borders of the Council, the medical referee may accept a sworn affidavit or a solemn declaration containing the particulars in the form of application set out in Schedule A hereto, if it is made before any person having authority in that place to administer an oath or take such declaration, and he may accept certificates in the forms set out in Schedule B, C and D hereto if such certificates be signed by medical practitioner who are shown to his satisfaction to possess qualifications substantially equivalent to those prescribed for medical practitioner issuing such certificates in terms of Section 11.

SECTION 17 CREMATION MORE THAN ONE YEAR AFTER BURIAL

17. Sections 10, 11, 12, 13, 15 and 16 may not apply to the cremation of a person who has already been buried for not less than one year and such cremation must only be performed with the prior approval of the Administrator and subject to such conditions as he may impose.

SECTION 18 STILLBORN CHILD

18. Notwithstanding the provisions of Sections 11, 12, 15 and 16, the medical referee may authorise the cremation of a still-born child if it be certified to be still-born by a medical practitioner after examination of the enquiries as he may deem necessary, is satisfied that it was still-born and that there is no reason for further examination.

SECTION 19 BODY DELIVERED TO SCHOOL OF ANATOMY

19. (1) Notwithstanding the provisions and regulations 10, 11, 12, 15 and 16, whenever it is desired to cremate a body delivered to an authorised school of anatomy, in terms of the Human Tissue Act, 1983 (Act No. 65 of 1983) application for cremation must be made in writing, by an inspector of anatomy, appointed in terms of the said Act, to the proprietor of the crematorium concerned.
- (2) Such application must be accompanied:
- (a) by a burial order issued in terms of the provisions of the Births and Deaths Registration Act, 1992 (Act No. 51 of 1992);
 - (b) by a certificate issued by the inspector of anatomy authorising the cremation; and

- (c) by a statement by the inspector of anatomy containing the particulars mentioned in Section 7(2) of the Human Tissue Act, 1983 (Act No. 65 of 1983)
- (3) If the medical referee is satisfied that the requirements of subsections (1) and (2) have been complied with, he may authorise the performance of the cremation.

SECTION 20 DISPOSAL OF ASHES

20. (1) After a cremation the ashes must be given into the charge of the person who applied for the cremation, if he so desires, and if not the ashes must be retained by the proprietor of the crematorium and, in the absence of any specific arrangement for burial or preservation thereof, it must be decently buried in a burial ground designated by the Council for such purposes.
- (2) If ashes left temporarily in the charge of the proprietor or an official of a crematorium at such crematorium, are not removed within a reasonable time, fourteen days' notice must be given to the person who applied for the cremation before such ashes are buried.

SECTION 21 APPOINTMENT OF REGISTRAR AND KEEPING OF REGISTER

21. (1) The proprietor of every crematorium must appoint a registrar, who must keep a register containing the particulars prescribed in Schedule F hereto, of all cremations performed in the crematorium.
- (2) The registrar must make entries relating to each cremation immediately after the cremation has been performed, except the last three entries, which he must make as soon as the ashes have been disposed of.

- (3) The registrar must when so required by the district registrar appointed in terms of the Births and Deaths Registration Act, 1992, submit such register for inspection.

SECTION 22 PRESERVATION OF DOCUMENT

22. (1) Every application, certificate, declaration and other document relating to any cremation must be marked with a number corresponding to the number allotted to the cremation concerned in the register required in terms of Section 21, must be filed in numerical order and must be preserved by the proprietor of the crematorium for a period not less than 100 years after which it will be lodged with the National Archives.
- (2) Every such register, certificate, declaration and other document must be open to inspection, at any time reasonable for the purpose, by a police official as defined by Section 1 of the Criminal Procedure Act, 1977 (Act No. 51 of 1977)

SECTION 23 MAINTANANCE OF CREMATORIUM AND STAFF

23. (1) Every crematorium and all equipment, appliances and fittings used in connection therewith, must at all times be maintained in good and proper working order and be constantly kept in a clean and orderly condition.
- (2) The proprietor of every crematorium must provide and maintain an adequate staff for the crematorium to ensure that every cremation is performed in a seemly and becoming manner

SECTION 24 POWERS AND DUTIES OF AN INSPECTOR

24. (1) The Council, when appointing an inspector, must designate the area of jurisdiction in which such inspector must exercise the powers and perform the duties conferred or imposed upon him by the Ordinance and these by-laws.
- (2) Every inspector shall be conversant with the provisions of the Births and Deaths Registration Act, 1992, relating to or bearing upon matters referred to in the Ordinance and these regulations.
- (3) Every inspector must keep a record of every crematorium situated within his area of jurisdiction, with the name and address of the proprietor thereof, particulars of the certificate of registration granted in respect of every such crematorium and any condition imposed on the granting of such certificate.
- (4) Every inspector must periodically visit every crematorium situated within his area of jurisdiction and he must upon visiting a crematorium, inspect the certificate of registration and the structure and equipment and appliances used in connection therewith as well as every register and document required to be kept in terms of these by-laws.
- (5) Whenever as a result of an inspection by him of any crematorium, an inspector is of the opinion that the circumstances connected with any requirement in terms of these by-laws relating to cremations or crematoria or the proprietor or officials of any crematorium are such that such circumstances ought to be brought to the notice of the Council, or if he has knowledge that any condition imposed on the issue of a certificate of registration of a crematorium is not being observed or complied with, he must report to the Council accordingly.

SECTION 25 DUTY OF PROPRIETOR REGARDING INSPECTION

25. Every crematorium must be open to inspection by an inspector at all times reasonable for the purpose and the proprietor of such crematorium must afford such inspector every facility to enable him to carry out a proper inspection.

SECTION 26 OFFENCES AND PENALTIES

26. Any person who contravenes or fails to comply with any provisions of these by-laws will be guilty of an offence and liable on conviction to a fine not exceeding R10,000-00, in default of payment, to imprisonment for a period not exceeding six months, or in the case of a continuous offence, to a fine not exceeding R500 or, in default of payment, to imprisonment for a period not exceeding 1 month for every period of 24hours during which such offence continues.

27. Recommended

It is recommended to the Mayoral Committee:

- 1.1 That the By Law related to Crematoria be noted.
- 1.2 That the By-Law be referred for Council adoption.
- 1.3 That the Directorate of Corporate Services facilitates the publication of the By-Law in the Government Gazette by November 2005
- 1.4 That the Directorate of Public Safety legalise the fine determination for contraventions of the By Law through the local Magistrate by December 2005
- 1.5 That the Directorate of Integrated Environmental Management implements the By-Law from January 2006.

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MUNICIPAL MANAGER

DATE

MS. I. MOKATE

Recommended/ not recommended

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PORTFOLIO HEAD:

DATE

INTEGRATED ENVIRONMENTAL MANAGEMENT

CLLR: B. MANELI

Recommendation approved/ not approved due to the following reasons:

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THE EXECUTIVE MAYOR:

DATE

ADV. L. MOKGATLE

APPROVED/ NOT APPROVED

SCHEDULE A**APPLICATION FOR CREMATION**

I (name of applicant)_____

Address_____

Occupation_____

apply to the proprietor of (name of crematorium)_____

to undertake the cremation of (name of deceased)_____

_____ Identity No._____

Address_____

Occupation_____ age_____ sex_____

(whether married, widow, widower or single)_____

Delete whichever is inapplicable when furnishing the following information: -

1. (a) I am the nearest surviving relative of the deceased.
- (b) I am not the nearest surviving relative of the deceased, but my relationship to the deceased is_____ and the reason why the application is made by me and not by the nearest surviving relative is that_____
2. (a) The deceased left a written document as to the mode of disposal of his/her remains, namely_____
- (d) The deceased did not leave a written document as to the mode of disposal of his/her remains.
3. The race of the deceased was_____
4. The deceased was a resident of_____ (name of town) by virtue (a) of actual residence there at the time of his/her death; (b) of having been the owner of immovable property there for at least six months prior to his/her death, the stand number of the property being_____, situated at (full address)_____
5. (a) The surviving spouse or nearest surviving relative of the deceased

has/has not been informed of the proposed cremation

(b) The reason why the surviving spouse or nearest surviving relative has not been informed, is_____

6. (a) No near relative of the deceased has expressed any objection to the proposed cremation.

(b) A near relative of the deceased has expressed objection to the proposed cremation on the ground that_____

7. Date and hour of the death of deceased is _____

8. The deceased died at_____ (furnish address of place of death here and say whether own residence, lodging, hotel, hospital or nursing home).

9. I know/do not know and I have reason/have no reason to suspect that the death of deceased was due to other than natural causes.

10. I have reason/have no reason whatever for deeming an examination of the remains of the deceased to be desirable.

11. The name and address of the usual medical attendant of the deceased is_____

12. The names and addresses of the medical practitioners who attended deceased during his/her last illness are _____

I swear/do hereby solemnly and sincerely declare in the conscientious belief of the same being true that all the particulars stated above are true, and that to the best of my knowledge and belief no material particular has been omitted.

Signature of deponent

*Sworn to/Declared before me at_____

this _____ day of _____ 19____ by the
Deponent who acknowledges that he/she knows and understands the contents
hereof.

Justice of the Peace
Commissioner of Oaths

*This declaration must be made before a Justice of the Peace or a Commissioner of
Oaths

SCHEDULE B
CERTIFICATE OF MEDICAL ATTENDANT

I am informed that application is about to be made for the cremation of (name of deceased)_____

Identity No._____

Address_____

Occupation_____

Having attended the deceased before death, and seen and identified the body after death, I furnish the following information. (Delete whichever is inapplicable):-

1. The deceased died at_____ (hour) and
on_____ (date)

2. The deceased died at_____ (furnish address here and say whether own residence, lodging, hotel, hospital or nursing home).

3. (a) I am a relative of the deceased, the relationship being

- (b) I am not a relative of the deceased.

4. (a) So far as I am aware, I have no pecuniary interest in the death of the deceased.

- (b) I have pecuniary interest in the death of the deceased.

5. (a) I was the ordinary medical attendant of the deceased for
_____ (state period).

- (b) I was not the ordinary medical attendant of the deceased.

6. I attended the deceased during his/her last illness for a period of
_____ (state period).

7. I last saw the deceased alive_____ hours/days before his death.

8. I saw the body _____ hours after death, and made the following examination _____
9. The cause of death was _____ (specify disease, injury, etc, and if possible, distinguish the primary from the secondary causes as in the death certificate).
10. The duration of the cause was _____ (years/months/days)
11. There was another cause, which contributed to or accelerated death, viz _____ (state it, and if more than one other cause, state them all).
12. The mode of death was _____ (say whether syncope, coma, exhaustion, convulsions, etc.) and its duration was _____ days/hours/minutes. (State how far statements Nos 11 and 12 are the result of your own observations, or are based on statements made by others. If a statement made by another, say by whom.)
13. The deceased did/did not undergo an operation during the final illness or within a year before death. (State nature of operation and name of person who performed it.) _____
14. During his/her last illness the deceased was nursed by _____ (State name and say whether professional nurse, relative, etc. If the illness was long one, reference should be made to the period of four weeks before the death)
15. At the time of death the following person/s was/were present _____
16. In view of my knowledge of the deceased's habits and constitution, I have doubt/have no doubt whatsoever as to the nature of the disease and of the cause of death.
17. I know/do not know and I have reason/have no reason to suspect that the death of the deceased was due to other than natural causes.
18. I have/have not given the certificate required for registration of death.

19. I identified the body to _____
(delete if not applicable).

I hereby certify that the statements made above are to the best of my knowledge and belief true and accurate, that there is no circumstance known to me which can give rise to any suspicion that the death was due wholly or in part to any other cause than disease/accident and that there is no circumstance of any sort known to me which makes it undesirable that the body should be cremated.

Signature _____

Address _____

Registered qualifications _____

Date _____

***NOTE:** This certificate must be handed or sent in a closed envelope by the medical practitioner who signs it to the medical practitioner who is to give the confirmatory medical certificate.

SCHEDULE C
CONFIRMATORY MEDICAL CERTIFICATE

After the body of the deceased was identified to me by _____
 _____ of _____ as that
 of _____

and the relevant medical certificate checked by me, I have also made personal enquiry as revealed in the undermentioned statements (delete whichever is inapplicable):

1. I examined the body of the deceased _____
2. I have/have not made a post-mortem examination.
3. I have/have not had discourse with and have/have not questioned the medical practitioner who gave the above certificate.
4. I have/have not had discourse with and have/have not questioned another medical practitioner who attended the deceased.
5. I have/have not had discourse with and have/have not questioned any person(s) who nursed the deceased during his/her last illness or who was/were present at the death.
6. I have/have not had discourse with and have/have not questioned the relatives of the deceased.
7. I have/have not had discourse with and have/have not questioned another person.
8. I have identified the body to _____

Regarding statements 5, 6, 7 and 8 give hereunder names and addresses of persons with whom you have had discourse and say whether you spoke to them individually _____

I am satisfied that the cause of death was _____

And I certify that I know of no circumstance, which can give rise to any suspicion that death was due wholly or in part to any other cause than disease/accident and that there is no circumstance of any sort known to me which makes it undesirable that the body should be cremated.

Signature _____

Address _____

Registered qualifications _____

Office _____

Date _____

***NOTE:** This certificate and the medical certificate received in connection therewith must be handed or sent in a closed envelope to the medical referee by one or other of the medical practitioners by whom the certificates are given.

SCHEDULE D**CERTIFICATE AFTER POST-MORTEM EXAMINATION**

Name_____

Identity No._____

Address_____

Occupation_____

(complete Part A or Part B)

PART A

I hereby certify that I have conducted a post-mortem examination on the body of the above-mentioned person. The body has been identified to me

by_____

The result of the examination was as follows: -

I am convinced that death was due entirely to natural causes, viz.

and that no reason exists to notify this case in terms of Section 2 of the Inquests Act, 1959.

I have identified the body to_____

of_____

(delete if not applicable).

Signature_____

Address_____

Registered qualifications_____

Date_____

PART B

I hereby certify that I have, at the request of the magistrate of
_____ conducted a post-mortem
examination on the body of the above-mentioned person. The body was
identified to me by _____
of _____

(i) I am convinced that death was due entirely to natural causes, viz.

(ii) No death certificate can be issued in this case, as death was not due to
natural causes.

Signature _____

Address _____

Registered qualifications _____

Date _____

CERTIFICATE BY FUNERAL UNDERTAKER

I, _____ of the firm
_____ hereby certify that the body of
_____ to whom the attached Schedules
relate, has been identified to me by _____ and
that I will hand over this body or allow it to be handed over, together with completed
Schedule E, to the person responsible for cremation.

Date _____ Siganture _____

SCHEDULE E**AUTHORITY TO CREMATE**

Whereas application has been made for the cremation of the remains of:

Name _____

Identity No. _____

Address _____

Occupation _____

And whereas I have satisfied myself that all the requirements of the Crematorium Ordinance 1965, and of the regulations made in pursuance of that Ordinance have been complied with, *that the cause of death has been definitely ascertained, and that there exists no reason for any further enquiry or examination;

Now, therefore, I hereby authorise the proprietor of the _____
 _____ crematorium at _____
 to cremate the said remains.

Signature _____

Medical referee to the _____

Date _____

NOTE: This authority must be signed in duplicate, one copy to be retained with certificates and the other sent by the medical referee to the proprietor of the crematorium.

***In the case of a still-born child, in place of the name, address, etc. insert a description sufficient to identify the body, and in place of the words "that the cause of death has been definitely ascertain" insert the words "that the child was still-born".**

SCHEDULE F**REGISTER OF CREMATIONS REQUIRED IN TERMS OF SECTION 21**

The register must contain the following particulars:

1. Number of cremation_____
2. Name and full christian names of deceased_____

3. Identity No._____
4. Sex_____
5. Age_____
6. Last known address_____
7. Date of death_____
8. Cause of death_____
9. Place of death_____
10. Whether a body from an anatomy school or not_____

11. Date of written authority from the medical referee or of the approval of the
*Administrator*_____
12. Date of cremation_____
13. Method of disposal of ashes_____
14. Date of disposal of ashes_____
15. If ashes given to representative of deceased, name of person to whom
given_____
16. Date and place of issue of burial order_____
