

No. III.

An Act to prohibit Burials within the City of SYDNEY BURIAL GROUNDS. Sydney. [12th September, 1866.]

WHEREAS it is expedient for the protection of the public health Preamble.
that burials in any burial ground or place of burial in Sydney should be discontinued. Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

1. On and after the first day of January one thousand eight hundred and sixty-seven all burials in the burial grounds or places of burial within the City of Sydney shall be discontinued. Interments in burial grounds in Sydney to be discontinued after a particular day. Provided always that in case where there is on such day any exclusive right of interment in any vault or enclosure of any such burial grounds or places of burial purchased or acquired it shall be lawful for the Colonial Secretary on application being made to him and on his being satisfied that the exercise of such right will not be injurious to health to grant a license for the exercise of such right during such time and subject to such conditions and restrictions as he may think fit. Proviso.

2. If any person not having such license shall after the day mentioned in the preceding section knowingly and wilfully bury any body or in anywise act or assist in the burial of any body within the limits for which burials have by the last preceding section been prohibited every person so offending shall upon summary conviction thereof forfeit a penalty or sum not exceeding twenty pounds.

3. Every penalty imposed for any offence against this Act may be sued for and recovered in a summary way before any two Justices of the Peace.

4. This Act shall be styled and cited as the "Sydney Burial Short title. Grounds Act 1866."