



COURIER: 321-3600 Uptown Blvd. Victoria, BC V8Z 0B9
MAIL: PO Box 9244 Victoria, BC V8W 9J2
FAX: 250.920.7181 P: 604.320.1664 TF: 1.888.564.9963
www.consumerprotectionbc.ca

CEMETERY AND FUNERAL SERVICES

DISINTERMENT / EXHUMATION REQUEST

TO BE COMPLETED BY OPERATOR OF PLACE OF INTERMENT

This form only applies where human remains will be disinterred and removed from the place of interment. Prior to exhuming or disinterring human remains, the Cremation, Interment and Funeral Services Act (CIFSA) requires that an operator apply to Consumer Protection BC for authorization.

We the operator of \_\_\_\_\_, in accordance with the CIFSAs and subject to our rules and regulations, request to disinter and transfer the remains of:

(Print Name in Full) Date of Birth Date of Death

From \_\_\_\_\_ at \_\_\_\_\_ and to: (interment space) (place of interment name)

reinter the remains in \_\_\_\_\_ at \_\_\_\_\_ or, (interment space) (place of interment name)

cremate the remains \_\_\_\_\_ or, (name of crematorium)

ship the remains out of province \_\_\_\_\_ (indicate shipping location)

Name of Funeral Provider receiving remains and handling transfer Licence #

Address

Telephone Number Email Address

We have received a request from, and obtained and verified the authority of the person with the right to control disposition under Section 5 of the CIFSA to direct the disinterment/exhumation of the remains of the deceased as indicated above.

I/we hereby certify that the information supplied in this form is complete and true to the best of my knowledge and belief.

Signature

Dated

Print name in full

Title

Signature of Director, Consumer Protection BC

Date Approved

## **Cremation, Interment and Funeral Services Act**

### **Control of disposition of human remains or cremated remains**

- 5 (1) Subject to this section and section 8 (3) (b) (i) [*requirement for authorization before funeral services or disposition*], the right of a person to control the disposition of the human remains or cremated remains vests in, and devolves on, the following persons in order of priority:
- (a) the personal representative named in the will of the deceased;
  - (b) the spouse of the deceased;
  - (c) an adult child of the deceased;
  - (d) an adult grandchild of the deceased;
  - (e) if the deceased was a minor, a person who was a legal guardian of the person of the deceased at the date of death;
  - (f) a parent of the deceased;
  - (g) an adult sibling of the deceased;
  - (h) an adult nephew or niece of the deceased;
  - (i) an adult next of kin of the deceased, determined on the basis provided by sections 89 and 90 of the [Estate Administration Act](#);
  - (j) the minister under the [Employment and Assistance Act](#) or, if the official administrator under the *Estate Administration Act* is administering the estate of the deceased under that Act, the official administrator;
  - (k) an adult person having a personal or kinship relationship with the deceased, other than those referred to in paragraphs (b) to (d) and (f) to (i).

### **Exhumation and disinterment**

- 16 (1) In this section, "**health region**" means a region designated under section 4 of the [Health Authorities Act](#).
- (2) Subject to this Part, an operator of a cemetery or mausoleum must not exhume or disinter human remains from the cemetery or mausoleum until
- (a) the operator receives a written request to do so from the person who, under section 5 [*control of disposition of human remains and cremated remains*], has the right to control the disposition of the remains,
  - (b) a director approves the exhumation or disinterment, and
  - (c) if the human remains are those of a person who, at the time of death, was known to have had an infectious or contagious disease or other disease dangerous to public health, the operator gives written notice to and receives permission from a medical health officer for the area of the health region in which the cemetery or mausoleum is located.
- (3) An operator of a cemetery or mausoleum may apply to a director for approval to exhume or disinter human remains by submitting
- (a) the information required by the director, in the form and manner required by the director, and
  - (b) the fee required by the regulations.
- (4) Subsection (2) (a) and (b) does not apply if human remains are to be exhumed or disinterred
- (a) on the authority of an order of a court, or
  - (b) under the [Coroners Act](#).
- (5) Subsection (2) (b) does not apply if human remains are to be disinterred from one lot and interred in another lot in the same cemetery or mausoleum.