

## DIOCESE OF DERBY

### RESERVATION OF A GRAVESPACE IN A CHURCHYARD

#### Notes to Intending Petitioners

1. Thank you for your recent enquiry about gravespace reservation. Please read these notes carefully before you decide to proceed, and then complete the Petition form on the pages following. Please keep these notes after lodging the Petition.

#### Right to Burial – Plot Reservation

2. You have a right to be buried in a Parish Churchyard if, at the time of your death you live in that Parish, or are on its Church Electoral Roll, or if you have died in the Parish (always provided that there is a churchyard with sufficient space). The only way to reserve a particular plot for a person's burial is to obtain a Faculty for that purpose. Faculties are granted at the discretion of the Consistory Court, and good cause must be shown. If you are acting on behalf of a minor, a person who is registered blind or disabled and for whom you hold a Power of Attorney, please indicate so clearly and provide a certified copy.

#### Seeking a Faculty

3. If you wish to reserve a gravespace, you should first contact the Incumbent or Priest-in-Charge responsible for the churchyard in question and through him/her seek the support of the Parochial Church Council. Then complete Part A of the Petition Form and after that take the form to the Incumbent or a Churchwarden, who is in a position to complete Part B of the form. When fully completed, send the form to the Diocesan Registry, accompanied by a copy of any PCC resolution in support certified by the PCC Secretary, Chair or Vice-Chair, and a copy of the churchyard plan with the space to be reserved marked on it. A fee will be payable (currently £327.40); you will be asked for this when your Petition has been considered.

#### Marking and Recording a Reserved Space

4. If a Faculty is granted, it will require the reserved space to be marked in such a way that it can be located when required. Responsibility for marking will lie with you as Petitioner, after you have agreed the method of marking with the Incumbent. You will be required to mark the space within one month of the granting of any faculty, and thereafter to ensure that the marker remains adequate for its purpose. Looking after the marker will not be the responsibility of the Incumbent, Churchwardens or PCC.
5. The normal method of marking is to place a durable wooden (or metal) stake at the head of the gravespace, marked with the initials of the person to be buried, followed by the year of reservation in brackets; e.g. 'A.B.C. (2021)'. If some other method of marking is in use in the churchyard in question, that method may be used provided it constitutes a permanent record and gives the same details. Other methods may only be used if approved by the Chancellor.
6. Markers should not be placed before a Faculty is granted. Such markers have no legal effect and may be removed during routine churchyard maintenance.

7. The Registry will write to the Parish Officers in due course about the making of an appropriate record on the Churchyard Plan.

### **Churchyard Maintenance**

8. The Parochial Church Council is responsible, so far as its funds allow, for the care and maintenance of an open churchyard. In this Diocese it is a customary condition of a gravespace reservation that the person(s) for whose benefit the gravespace is reserved should make a contribution to PCC funds for this purpose. A receipt by the appropriate Parish Office must be endorsed on the back of the Faculty to bring it into full effect. The level of contribution is settled by the Chancellor in each case, but the current standard figure per gravespace is as follows. (This is quite distinct from the Registry fee mentioned at 3 above, which is laid down by law and covers the costs of the Faculty procedure.)
  - i) where the reservation is in respect of a person who has no right of burial in the churchyard, £250 in respect of a grave space, or £200 in respect of a cremation plot
  - ii) where the reservation is in respect of a person who has such a right, £125 in respect of a grave space, or £100 in respect of a cremation plot.

### **Monuments**

9. Reservation of a gravespace does not authorise the placing of any monument over the grave after burial. Application must be made, when the time comes, to the Incumbent then in charge of the churchyard.

### **Duration of reservation**

10. Unless there are exceptional circumstances, the maximum period for which a gravespace may be reserved will be 30 years. At the end of that period an application can be made to extend the faculty if needed.

TO THE CONSISTORY COURT OF THE DIOCESE OF DERBY

PARISH OF: \_\_\_\_\_

PETITION FOR FACULTY FOR THE  
RESERVATION OF A GRAVESPACE IN A CHURCHYARD

*Petitioner(s) must complete PART A and then ask the Incumbent or Priest-in-Charge  
(or if unavailable a Churchwarden) to complete PART B*

*Petitioner(s) must then return the completed form to the Derby Diocesan Registrar  
at 1 The Sanctuary, Westminster, London SW1P 3JT*

I/WE, \_\_\_\_\_ the Petitioner(s)

Apply for a Faculty authorising the reservation of a gravespace in the churchyard

of \_\_\_\_\_

**PART A**

*Information to be supplied by the Petitioner(s)*

1. Full name(s): .....

Full Address (including postcode): .....

Age(s): .....

Email: .....

Telephone Number: .....

2. Relationship of Petitioners to each other: .....  
(If you are applying on behalf of someone else please state why the person concerned is unable to apply him/herself)

3. The reservation is for:

<i>(Tick the one which is appropriate)</i>	<i>For a full burial:-</i> <input type="checkbox"/> Single depth <input type="checkbox"/> Double depth <sup>1</sup>  <i>For the burial of cremated remains:-</i> <input type="checkbox"/> Single depth <input type="checkbox"/> Double depth <sup>2</sup> Other (please explain)..... .....
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4. Reasons for the application and connections of Petitioner(s) with the Parish

\_\_\_\_\_  
<sup>1</sup> For two people.

<sup>2</sup> For two people.

.....

.....

5. Is (Are) the Petitioner(s):

(a) Resident in the Parish? YES/NO: .....

(b) On the Church Electoral Roll? YES/NO: .....

(c) Attending the Church? YES/NO: .....

(d) Subscribing to Parish funds? YES/NO: .....

6. Does (Do) the Petitioner(s) have any other connection with the Church? If so, please give

details: .....

.....

7. Does (Do) the Petitioner(s) own property in the Parish, if so please give details:

.....

8. Does (Do) the Petitioner(s) have a relative buried in the churchyard? If so:

(a) Give name of relative: .....

(b) State relationship of relative to the Petitioner(s): .....

(c) Give position of grave of the relative: .....

*The statements in this Petition and the answers to the questions above are true to the knowledge and belief of each one of us.*

*Signature of Petitioner(s)*

.....

.....

.....

*Date* .....

## PART B

### *Information to be supplied by Incumbent, Priest-in-Charge or a Churchwarden*

1. For how many years do you think the space in the present churchyard will fulfil the needs of Parishioners? .....

*(If the answer to this question is less than 5 years, please state whether the PCC has any plan to extend the churchyard, or if not, what provision will be made for future burials – continue on a separate sheet if needed)*

2. Does the Parochial Church Council support this application? YES/NO

*(Please attach a copy of the relevant PCC Resolution, indicating whether it was passed unanimously or by a majority (with voting figures) and the total number of members of the PCC).*

3. Do you have a churchyard plan? YES/NO

4. Is a copy of your churchyard plan kept in the church to be easily available for visiting clergy, funeral directors and gravediggers? YES/NO

5. State the position of the gravespace to be reserved either:

(a) by reference to a number on the Churchyard Plan..... or

(b) by a description of its position.....

*(please attach a copy of the relevant part of the Churchyard Plan)*

6. What will be the number of this reservation in the Churchyard Plan? .....

7. What are the dimensions of the gravespace? .....

8. What is the population of the Parish (approx)? .....

9. What is the number of gravespaces now available for future burials? .....

10. Please give the average yearly number of burials in the churchyard for the last three years:

.....

Signature of Incumbent/Priest-in-Charge/Churchwarden: .....

Date: .....

### **Parish contact details:**

Name: .....

Address: .....

.....

Email: .....

Telephone No: .....