

## Release and Indemnity - for Works where Monument already exists

**Cemetery:** \_\_\_\_\_

**Ref No:** \_\_\_\_\_

**Deceased name:** \_\_\_\_\_

**Location of burial place:** \_\_\_\_\_

- A. I \_\_\_\_\_ (the Holder of Right of Interment/Authorising Person) as the person with the exclusive right of burial in the above burial place (the "Burial Place"), or as the person with the authority to sign the *Application for Approval to Inter Cremated Human Remains/Application for Interment Authorisation*, have applied to the Southern Metropolitan Cemeteries Trust for permission to allow a grave/vault to be dug in the Burial Place.
- B. A monument or tombstone is already erected on the Burial Place which may be structurally inadequate or not constructed to a standard which is currently acceptable.
- C. The existing monument or tombstone may suffer movement or damage as a result of re-opening the grave/vault, or the works associated with the re-opening (referred to below as the '**Works**').

### Therefore:

I, as Authorising Person:

1. acknowledge that the existing monument or tombstone may be adversely affected as a result of the Works and release Southern Metropolitan Cemeteries Trust from all and any liability, loss, damage, cost or expense Southern Metropolitan Cemeteries Trust would otherwise suffer or incur as a result of the Works (except for damage caused by our negligence or that of our contractors). This release may be pleaded by Southern Metropolitan Cemeteries Trust as an absolute bar to any action for any liability as described; and
2. confirm that, I have the full authority of all the relevant persons including spouses and next of kin, to authorise the Works and will indemnify and keep indemnified the Southern Metropolitan Cemeteries Trust and its servants and agents and hold them harmless from and against all claims, actions, liability, loss, damage or expense arising as a result of any such person making any claim that I, as Authorising Person, was not authorised take the action set out in this deed.

### Signed, sealed and delivered by the Authorising Person

\_\_\_\_\_  
\_\_\_\_\_  
**Date:**    /    /

### Witnessed by:

\_\_\_\_\_  
\_\_\_\_\_  
**Date:**    /    /



*The Southern Metropolitan Cemeteries Trust administers Brighton General, Bunurong Memorial Park, Cheltenham Memorial Park, Cheltenham Pioneer, Dandenong Community, Melbourne General, Springvale Botanical and St Kilda cemeteries*