

APPOINTMENTS, &c.

No. 56.—His Excellency the Governor has been pleased to appoint, under section 9 (4) of the Liquors Consolidation Ordinance, 1931, Ordinance No. 36 of 1931, Messrs. HUGH BLACKWELL LAYARD DOWBIGGIN, O.B.E., J.P., and JOHN OWEN HUGHES, J.P., to be members of the Licensing Board for a further period of three years, with effect from 10th December, 1932.

24th January, 1933.

No. 57.—His Excellency the Governor has been pleased to appoint the Rev. Fr GEORGE BYRNE, D.Ph., to be a Member of the Board of Education for a further period of two years, with effect from 28th February, 1933.

24th January 1933.

No. 58.—His Excellency the Governor has been pleased to appoint Mr. NORMAN LOCKHART SMITH to be Director of Education, with effect from 25th January, 1933.

25th January, 1933.

No. 59.—His Excellency the Governor has been pleased to appoint, under section 4 of the Education Ordinance, 1913, Ordinance No. 26 of 1913, Dr. WONG HOK-NIN to be Inspector of Schools, with effect from the 24th January, 1933.

25th January, 1933

NOTICES.

No. 60.

COLONIAL SECRETARY'S DEPARTMENT.

The following is published for general information.

W. T. SOUTHOBN,
Colonial Secretary.

25th January, 1933.

Rules for the Chinese Permanent Cemetery at Aberdeen.

WHEREAS by two Deeds of Appropriation dated respectively the 16th day of June 1913 and the 22nd day of August 1929 certain pieces or parcels of ground situate at Aberdeen in the Colony of Hong Kong and registered in the Land Office as ABERDEEN INLAND LOT No. 78 were set apart for the purpose of a PERMANENT CEMETERY FOR CHINESE permanently resident in the said Colony;

AND WHEREAS the said Cemetery was placed under the control of the Board of Management subject to the conditions and obligations contained in the said deeds and subject also to such rules as should be made by the Board with the written approval of His Excellency the Governor and published in the Hong Kong Government Gazette;

AND WHEREAS the said Cemetery at Aberdeen has already been laid out in accordance with the provisions of the said deeds and the costs incidental thereto have been duly paid in the manner provided in the said deeds;

AND WHEREAS certain rules and regulations relating to the Cemetery at Aberdeen were made by the Board of Management on the 16th day of June 1913 and after being approved in writing by His Excellency the Governor were published in the said Gazette on the 25th day of July 1913;

AND WHEREAS the Board of Management desire to revise the said rules and regulations and to make new rules which shall apply not only to the said Cemetery at Aberdeen but also to any other Cemetery which may be placed under their control;

NOW IT IS HEREBY DECLARED by the Board of Management with the approval of His Excellency the Governor that the said Rules and regulations made in the year 1913 as aforesaid and any other rules which may at any time have been made by the said Board are hereby rescinded and the following rules are substituted therefor

RULE I.

The Cemetery shall be named as "The Aberdeen Chinese Permanent Cemetery".

RULE II.

"The Board of Management" is the Board appointed under the Deeds of Appropriation to control the Aberdeen permanent Cemetery.

The Board having already raised the sum necessary for laying out the Cemetery at Aberdeen shall before laying out any other Cemetery which may be placed under their control and the utilization thereof as a place of burial obtain from Chinese permanently resident in the said Colony the sum specified in the Deed of Appropriation of any such Cemetery such sum to be used by the Board for the following purposes:—

- (a) To fulfil the terms and conditions of the Deed of Appropriation of such Cemetery.
- (b) To erect the necessary buildings thereon.
- (c) To carry out all such works and do all such things as may be considered necessary for the utilization and maintenance of the same as a Cemetery.

RULE III.

Every subscriber who has subscribed or shall subscribe a sum of not less than \$500 shall be entitled to certain privileges with regard to the free allotment and reservation of a certain number of sites in the Cemetery to which he has subscribed for burial purposes but the exact nature and extent of such privileges and the number of free burial sites to be allotted and reserved and the manner of such allotment shall be determined and defined by the Board.

RULE IV.

The Board of Management may erect such buildings in the said Cemeteries as it may think fit provided the same are necessary for the use of the Cemeteries as places of burial and may engage servants, sextons workmen and overseers and do all such things as are essential or incidental to the proper management and maintenance of the said Cemeteries.

RULE V.

The Board shall have full and absolute power in the management of the said Cemeteries and in the control and disposal of the funds, fees, charges, income fines and all moneys collected or received in respect of or in connection with the said Cemeteries. Provided always that no expenditure of the Funds

in the possession of the Board shall be deemed to be valid or permissible unless it be for the general purposes and requirements of the Cemeteries, their laying out, upkeep, maintenance, extension and improvement, and for the fulfilment of the terms and conditions contained in the said Deeds of Appropriation.

RULE VI.

The number of members of the Board shall not be less than 12 or more than 20.

RULE VII.

The Secretary for Chinese Affairs, the Director of Public Works and the Head of the Sanitary Department shall be permanent ex-officio members of the Board, the remaining members shall be elected from amongst themselves by Chinese permanently resident in the Colony who have subscribed to the cost of making and laying out the said Cemeteries or any of them, in open meeting assembled.

RULE VIII.

Any subscriber who has been appointed a member of the Board shall hold office for life unless or until one of the following events occur:—

- (a) Voluntary resignation.
- (b) Being of unsound mind.
- (c) Absence from the Colony for more than 12 months at any one time when he shall cease to be a Member until re-appointed.
- (d) Three quarters of the numbers of the Board voting for his retirement.

RULE IX.

The surviving or continuing Members of the Board shall have power to appoint New Members to fill any vacancies on the Board. Provided however that whenever or wherever possible preference shall be given in such appointments to the subscribers.

RULE X.

The Board shall meet twice in a year and oftener when necessary for the transaction of business. In all meetings Nine Members shall form a quorum and the decision of the majority of Members present shall prevail in all matters except as is provided in Rule VIII (d).

RULE XI.

The Board shall annually elect or re-elect one of its Members to act as Chairman and another as Vice-Chairman. It shall also annually appoint or re-appoint a Treasurer and a Secretary from among its Members.

RULE XII.

The Board shall, subject as hereinafter mentioned, have power to make and from time to time vary and amend or revoke and annul all rules in respect of the following matters:—

- (a) The size and dimensions of the graves.
- (b) The manner in which the graves are to be plotted out.
- (c) The levying of fees for graves and the making of other charges.
- (d) The manner in which the graves are to be disposed or reserved.

1. Among or for the subscribers being Members of the Chinese Community who are permanently resident in this Colony.
 2. Among or for the Members of the Chinese Community who are permanently resident in this Colony.
- (e) The regulation of cracker firing, burning of sacrificial papers, incense sticks or candles, the preservation of flowers, plants, trees, turfs, tomb-stones, monuments, buildings, and other structures, property and things within the said Cemeteries.
- (f) The imposition of fines for the violation of any rule of the said Cemeteries.
- (g) The engagement and dismissal of sextons and other servants or employees of the said Cemeteries and the definition and allotment of their duties.
- (h) The improvement and extension of the Cemeteries and the erection of a pier near any of the Cemeteries and when erected its regulation and upkeep.
- (i) And all other matters incidental and conducive to the well being, upkeep and maintenance of the said Cemeteries. Provided always that no rules relating to the said Cemeteries shall have any force or effect if they are contrary to any laws, rules or regulations for the time being in force in the Colony and until such rules shall have been first submitted to His Excellency the Governor for approval and his consent thereto in writing has been obtained.

RULE XIII.

Terraces shall be laid out in the same manner as in the Colonial Cemetery with a site reserved for a mortuary, servants quarters, latrines or any other buildings or erections as may be deemed necessary by the Board for the administration of the said Cemeteries.

RULE XIV.

The size and dimension of each grave space shall be 8 feet by 4 feet. All grave spaces other than those areas allotted to subscribers shall be used for the burial of coffins only, not of urns.

RULE XV.

Fees chargeable for grave spaces including the charge for head stones and cost of retaining wall will be as follows; namely:—

For the first grave space	\$ 50
For the 2nd grave space	\$ 85
For the 3rd grave space	\$155
For the 4th grave space	\$295

No more than 4 grave spaces may be allotted for the burial of one coffin. Other charges for digging &c. shall be fixed from time to time by the Board and paid accordingly by the person to whom the grave spaces are allotted.

RULE XVI.

No person except a permanent resident of the Colony of Hong Kong or of the New Territories and his wife and his children, shall be permitted to be buried in the said Cemeteries. Any person who has resided continuously in the said Colony of Hong Kong or in the New Territories for a period of 8 years or more shall be deemed to be a permanent resident. Provided always that evidence of such residence shall be produced to and to the satisfaction of the Secretary.

RULE XVII.

No person may apply for a grave space except for immediate burial and unless he shall have produced to the Secretary a burial permit from the Sanitary Board.

RULE XVIII.

Every subscriber to the said Cemeteries shall be required to erect, at his own expense, substantial retaining walls (where necessary) to support and generally to lay out, the grave site allotted to him.

RULE XIX.

A Register of all areas allotted for burial shall be kept by the Secretary to the Board and Certificates of allotment shall be signed by the Secretary and Treasurer. The Secretary shall also keep a Register of all graves from which the remains have been exhumed.

RULE XX.

Suitable receptacles shall be provided for cracker firing &c. Every person responsible for a grave space and all persons coming to the Cemeteries for the purpose of worship or otherwise shall be required to keep the Rules of the said Cemeteries.

RULE XXI.

Damage to property, trees &c. shall be made good by the person causing such damage.

RULE XXII.

The existing tombs belonging to the Nam Hoi and Tung Kun Districts within the Aberdeen area shall be left undisturbed.

RULE XXIII.

The Chairman, Secretary and Treasurer, together with such other members of the Board as may be appointed by the Board at its annual meeting, shall constitute a Committee of Inspection of the Cemeteries for the ensuing year.

RULE XXIV.

No tomb-stones, ornamental or other erections or structures higher than 6 feet shall be erected on any grave space or any part thereof or on land adjacent thereto without the consent in writing of the Board being first had and obtained. In the event of any tomb-stone or other erections or structures being erected on a grave site higher than 6 feet without permission of the Board, the Board shall give notice to the person responsible therefor requiring him to lower such height to 6 feet. Provided always that the Board shall have power to allow or permit such tomb-stone erection or structure to remain undisturbed under such terms and conditions as the Board shall think fit. Provided further that should the person responsible for the same fail to comply with the notice of the Board requiring him to lower the height of any structure belonging to him the Board may cause such structure to be removed or lowered at the cost and expense of the person responsible therefor who shall pay such cost and expense incurred by the Board. Such cost and expense shall be recoverable from the person responsible therefor as damages.

RULE XXV.

All persons responsible for a grave shall undertake to pay any fine that may be imposed by the Board under Rule XII. (f).

RULE XXVI.

When the remains in a grave have been exhumed and reburied, in urn, in the same grave that grave shall be deemed to be an urning ground. The person responsible for the same may with the permission of the Secretary bring urns containing the remains of his relatives from other Cemeteries in the Colony to be buried in the said grave provided that no more than 8 urns shall be buried in the same grave.

RULE XXVII.

No person entitled to a grave shall be permitted to assign or transfer his right of burial in a grave to another person, for valuable consideration or otherwise except by transmission at law to his personal representatives. A fee of \$2 shall be charged for the registration of Probate or Letters of Administration.

RULE XXVIII.

A grave after exhumation, if it is not used as an urning ground by the person responsible therefor and remains vacant for a period of 3 years after exhumation shall revert to the Board and may be reallocated by the Board as it shall think fit.

RULE XXIX.

In the event of any difference or dissension arising amongst the Members of the Board in respect of any matter connected with the proper administration of the Trust Fund such matter shall be referred to His Excellency the Governor whose decision shall be final and binding on all parties.

These rules shall come into force on the first day of February, 1933.

DATED and APPROVED this Twelfth day of January, One thousand nine hundred and thirty three.

(Sd.) W. PEEL,
Governor.

CHINESE PERMANENT CEMETERY COMMITTEE.

Hon. Secretary for Chinese Affairs.	—
Head of Sanitary Department.	—
Hon. Director of Public Works.	—
Hon. Dr. Ts'o Seen-wan, O.B.E., LL.D.	(允 善 曹)
Mr. Li Po-kwai	(葵 葆 李)
Mr. Li Ping	(炳 李)
Hon. Sir Shou-son, Chow, Kt.	(臣 壽 周)
Mr. Ip Lan-chuen	(泉 蘭 葉)
Mr. Wong Kwong-tin	(田 廣 黃)
Mr. Wong Iu-tung	(東 耀 黃)
Mr. Li Yik-mui	(梅 亦 李)
Hon. Dr. Robert Hormus Kotewall, C.M.G., LL.D.....	(和 旭 羅)
Hon. Mr. Chau Tsun-nin	(年 俊 周)