

TEMPLE SHOLOM FUNERAL AND INTERMENT RULES

Updated August 8, 2022

I DEFINITIONS

In these Rules and Regulations, unless there is something in the subject or context inconsistent therewith:

“Bylaws” means the Bylaws of Temple.

“Cemetery” means the lands, improvements and appurtenances thereto situated in the Municipality of Surrey, Province of British Columbia, and legally described as being Lot 27 of the North East Quarter of Section 22, Township 1, Plan 42442, New Westminster District.

“Cremation, Interment and Funeral Services Act (CIFS Act)” is the Act which concerns cemeteries as from time to time enacted and all amendments thereto and includes the Regulations thereunder.

“Gerim v’toshav” means the non-Jewish spouse of a Member and the non-Jewish children of a Member.

“Grave space” or “lot” or “plot” means a specific site or place for burial of human remains in the Cemetery and shown on an approved survey plan of the Cemetery.

“Grave marker” or “marker” means a plaque, headstone, plate or like marker for installation on a grave to identify and memorialize the deceased person interred there.

“Immediate family” means the spouse and dependents residing in the same household.

“Interfaith Section” means the specific designated section of the Cemetery where Gerim v’toshav may be interred. This section of the Cemetery is delineated from other sections by a path similar to other pathways in the Cemetery.

“Rules” means both these Temple Sholom Funeral and Interment Rules and earlier versions of them titled “Temple Sholom Funeral and Interment Rules and Regulations”

“Member” and “Member in good standing” will have the same meaning as set out in the Bylaws of Temple.

“Temple” means Temple Sholom, incorporated under the Societies Act of British Columbia, Certificate Number 7091, located at 7190 Oak St. Vancouver, BC.

“Temple Board” means the Board of Directors of Temple appointed and elected pursuant to the Bylaws of Temple.

II RULES

A. Cemetery

1. The Cemetery is a Jewish cemetery operated in accordance with the tenets and precepts of Reform Judaism as interpreted by Temple Sholom.

B. Interfaith Section

2. Gerim v’toshav may be interred in the Interfaith Section of the Cemetery, along with their Jewish spouse and/or their Jewish children. Should the Jewish spouse predecease the non-Jewish spouse of the Member and the non-Jewish children of the Member, the non-Jewish spouse of the Member and the non-Jewish children of the Member may be interred in the Interfaith Section whether or not they are Members at the time of their respective deaths.

C. Funeral Services and Rites of Interment

1. Funeral services and rites of interment in the Cemetery are available to Members in good standing of Temple as well as non-Members who have purchased the right to interment in a plot in the Cemetery.

- a) Individuals of the Jewish Faith

Funeral services and rites of interment in the Cemetery for individuals of the Jewish faith will be conducted in accordance with the practices and observances of Reform Judaism as interpreted by Temple.

- b) Gerim v'toshav

Temple clergy will officiate at funeral services for Gerim v'toshav at Temple or at the Cemetery. Such funerals will be non-religious in nature, except to the extent that the Jewish family members in mourning may be comforted by Jewish scriptural readings or customs. Specifically, *El Mahley Rachamim* will not be said but the *Mourners Kaddish* may be said by the Jewish bereaved.

Non-Jewish clergy may not lead a funeral service or rite of interment at Temple or at the Cemetery. However, non-Jewish clergy may participate in a funeral service as a friend of the family with the permission of Temple's Senior Rabbi.

2. Only Jewish funeral and interment organizations will be used for individuals of the Jewish faith, unless otherwise authorized by the Senior Rabbi of Temple, .
3. All funeral services and rites of interment will be conducted by Temple clergy, or from time to time by other Jewish clergy with the consent of the Senior Rabbi of Temple.
4. A funeral and rite of interment will be conducted as soon as is practicable after the death, ideally within 24 hours. Funerals and interments will not be conducted on a Sabbath or Jewish festival.
5. Funeral and interment service may be combined and held at graveside.
6. Contributions to charity are encouraged as a mark of respect and remembrance – flowers are not appropriate, either at a funeral or an interment service.
7. K'riah – the tearing of garments – is marked by the use of cut black ribbons or the rending of garments and is not obligatory.
8. No distinction will be made in funeral or interment practices and observances based on the cause of death.
9. All may participate in funerals and rites of interment without distinction as to categories of Jews (Kohanim, Levites, and Israelites) or gender.
10. No cremated remains will be interred in the Cemetery.
11. Interment will be in respect of human remains only and will be below ground level only.
12. Only one interment will be permitted in each grave space in the Cemetery except in grave spaces in the Cemetery designated for two interments.
13. Grave markers of individuals of the Jewish faith will be of a standard size and type as determined by the Cemetery Committee and will be inscribed with a Mogen David (Jewish star) along with the Hebrew and English names of the deceased, their dates of birth and death and an epitaph.

14. Grave markers of Gerim v'toshav will be the same standard size and type as those of individuals of the Jewish faith but will be inscribed only with the English names of the deceased, their dates of birth and death and an epitaph approved by Temple clergy. No other inscriptions or iconography will be permitted.
15. Grave markers may be set at any time after the thirty-day period following interment (shloshim). This usually takes place during the first year following death. A service of unveiling may be held but is not mandatory.
16. There is reserved the right for the Cemetery workers and those individuals necessary to the performance of normal cemetery operations to enter upon or cross over any grave space in the Cemetery in the performance of their duties.
17. The Cemetery Committee and all employees and other individuals involved in the management operation of the Cemetery assume no liability for damage, actual or mental anguish, in the performance of the normal operations of the Cemetery or loss by vandalism or any act or circumstance beyond their reasonable control.

D. Preparation of Remains

1. Preparation of the bodies of individuals of the Jewish faith in accordance with Jewish tradition is encouraged.
2. Preparation of the bodies of Gerim v'toshav will not be carried out in accordance with Jewish tradition, but will be carried out with standards of comparable dignity and respect.
3. Watching of the bodies of individuals of the Jewish faith from the time of death until the funeral is encouraged.
4. Watching of the bodies of Gerim v'toshav will not take place.
5. Embalming of the body is not permitted.
6. The body will be garbed in shrouds or ordinary clothing.
7. Coffins will be simple and of a standard form as approved by the Cemetery Committee.
8. Coffins of individuals of the Jewish faith will be inscribed with a Mogen David (Jewish star) on the top.
9. Coffins of Gerim v'toshav will have no inscriptions or decorations.
10. Viewing of the body during funeral and interment services is not in accordance with Jewish practice and the coffin will remain closed during these services.
11. Autopsies are permitted.
12. Donation of organs are permitted.

E. Cemetery Committee

1. The management of the Cemetery will be vested in the Cemetery Committee which will manage, supervise and administer the use and operation of the Cemetery subject to the general principles and policies in respect thereto fixed by Temple Board.
2. Subject as aforesaid, in order that the Cemetery may be operated in a manner responsive to the exigencies of death and otherwise in a proper and efficient manner, the Cemetery Committee, or the Senior Rabbi of Temple when consultation with the Cemetery Committee is impractical in the circumstances, is vested with the power, capacity and authority to exercise all powers of Temple in circumstances not expressly or adequately provided for in these rules as they in their discretion may reasonable deem necessary or advisable.

3. Without limiting the generality of the foregoing, the Cemetery Committee may recommend, enact and administer rules or regulations and/or act in respect of the following matters (provided they do so in compliance with the requirements of the *Cremation, Interment and Funeral Services Act*, and regulations thereunder, and any successor legislation thereto):
 - a) fees and charges in connection with the sale, transfer or repurchase of grave spaces, interment, care of graves, and other matters, facilities and services in relation to the Cemetery, including different rates or tariffs as between members of Temple, non-members of Temple, or other classes of individuals, provided all fees and charges required to be shown on a schedule or tariff of rates and filed pursuant to the *Cremation, Interment and Funeral Services Act* will be so filed;
 - b) allowing for elimination or reduction of charges for grave space and other services for persons in financial need or others in special circumstances deemed appropriate by the Cemetery Committee;
 - c) establishing minimum requirements for the upkeep, condition and care of grave spaces and the Cemetery generally;
 - d) the receipt, use, investment, administration and expenditure of gifts and donations received for Cemetery purposes but not forming part of payment of any fee or charge for specific services;
 - e) the preparation of a plan or plans and specifications of the Cemetery and its grave spaces and its improvements and fixing a policy in respect of timely and orderly or progressive use and development of burial areas in the Cemetery and requiring all burials or other activities be conducted in accordance with such plans, policies and specifications and the *Cremation, Interment and Funeral Services Act*;
 - f) the standards of construction, design, erection and arrangement of grave markers to be permitted in the Cemetery and any fees to be paid in respect of such markers;
 - g) designating and reserving grave spaces within the Cemetery for particular groups and organizations or for particular purposes;
 - h) the construction, maintenance and alteration of lawns, hedges, ground covering, roads, pathways, trees and other like matters affecting landscaping in the Cemetery;
 - i) determining the size of grave spaces including fixing different sizes of grave spaces for adults, infants and children;
 - j) the location, construction and use of any chapel or other buildings at the Cemetery;
 - k) the conduct of funerals and memorial services or other activities at the Cemetery;
 - l) the terms and conditions upon which individuals, if otherwise entitled, may acquire or reserve grave space in advance of need;
 - m) the hours during which the Cemetery will be open for interments, visiting and other activities; and
 - n) the use of automobiles and other vehicles in and about the Cemetery;
4. The Cemetery Committee will consist of such individuals (hereinafter sometimes referred to as the “Cemetery Committee Members”) appointed or elected as such in accordance with the provisions in that regard set forth in the general Bylaws of Temple. If there is no Cemetery Committee so elected or appointed, the Temple Board will act as a Cemetery Committee and the President of Temple will chair the Cemetery Committee. The Senior Rabbi of Temple Sholom shall be an ex-officio, non-voting member of the Cemetery Committee.
5. Any casual vacancy occurring in the Cemetery Committee may, provided a quorum of the Cemetery Committee remains in office, be filled by the Cemetery Committee.
6. The members of the Cemetery Committee will serve without compensation provided they will be entitled, where approved by the Temple Board, to be reimbursed for the proper out-of-pocket expenses incurred by them in carrying out their duties; provided nothing herein will in any way be deemed to oblige Cemetery Committee Members to advance or spend any of their own funds for maintaining and operating the Cemetery.

7. The Cemetery Committee Members and each of them acting honestly and in good faith hereunder will be fully protected and indemnified by Temple in respect of any claims or proceedings to which they or any of them may be a party by reason of being or having been a Cemetery Committee Member.
8. The Cemetery Committee may from time to time appoint, employ, remove and terminate such officers, employees and assistants as it deems necessary for its purposes and any such officer, employee or assistant need not be a member of the Cemetery Committee and may be a person holding another office or position with Temple.
9. The Cemetery Committee may meet for the dispatch of business, adjourn or otherwise regulate their meetings as they think fit.
10. The Cemetery Committee may appoint one or more sub-committees for such purposes and consisting of such individuals (who need not be members of the Cemetery Committee) as the Cemetery Committee deems necessary and expedient.
11. To facilitate and enable matters of an emergent nature to be dealt with and otherwise provide for the regular conduct of the business and affairs of the Cemetery during intervals between meetings of the Cemetery Committee:
 - a) the Cemetery Committee may delegate to a sub-committee or to any officer or officers of the Cemetery Committee such of its powers and authorities as the Cemetery Committee may from time to time deem necessary or advisable; and
 - b) Cemetery Committee Members may participate in a meeting of the Cemetery Committee or any sub-committee thereof by means of telephone or other communications facilities by means of which those purporting to participate in such meeting are enabled to communicate with each other person taking part; and
 - c) a resolution consented to in writing, whether by document, email or other method of transmitting legibly recorded messages, by a majority of not less than three-fourth of members of the Cemetery Committee will be as valid and effectual as if it had been passed at a meeting of the Cemetery Committee duly called and held. Such resolution consented to in writing may be in two or more counterparts which together may be deemed to constitute one resolution in writing.

F. Cemetery Caretaker

1. Temple may appoint and enter into a contract of hiring or employment with a person, firm or corporation or other organization as the caretaker (the "caretaker") of the Cemetery and the duties and responsibilities of a caretaker so appointed will include, unless otherwise agreed, the following:
 - a) the digging, preparation and opening and closing of graves as ordered or permitted by the Cemetery Committee or its designated officials;
 - b) the direction of funeral attendees to the correct grave site;
 - c) the installation of markers on graves and the construction of their foundation or base; and
 - d) the general work of the Cemetery, to maintain it in a neat and tidy condition and in a state of satisfactory repair, including maintenance of walls, fences, gates, paths and other Cemetery improvements.
2. All work in and about the Cemetery, whether in respect of the digging or opening of graves or otherwise, will be done by or under the supervision of the caretaker or by a person duly authorized by such caretaker or the Cemetery Committee.

G. Records and Finance

1. The Cemetery Committee will cause such records to be maintained as may be necessary to the administration and management of the Cemetery and in any event as may be required under the *Cremation, Interment and Funeral Services Act*.
2. The Temple will establish and maintain such bank account or accounts at a bank, trust company or credit union as required pursuant to the *Cremation, Interment and Funeral Services Act*.

H. General

1. Cut flowers, wreaths and floral offerings placed on or around the grave space or on the grave marker may be removed by the caretaker when their condition is considered by the caretaker to be detrimental to the beauty of the Cemetery.
2. Trinkets, mementos, flags, candles and other such non-perishable items, other than stones, placed on or around the grave space or on the grave marker are prohibited and will be removed and disposed of by the caretaker. These items become the property of Temple and will be disposed of by the caretaker.
3. No person will plant, remove, cut down or destroy, any trees, shrubs, plants, flowers, bulbs or rocks in the Cemetery, other than the caretaker, or another employee of the Cemetery. No physical structures of any kind, including, but not limited to, benches, tents and signs may be placed or erected in the Cemetery without the express written authorization of the Cemetery Committee. All physical structures placed or erected in the Cemetery without such express written authorization will be removed and disposed by the caretaker.
4. No person will damage or deface any grave space, grave marker, fence, gate or structure whatsoever in the Cemetery or any improvements therein.
5. All persons and funeral processions in the Cemetery will obey the reasonable instructions of Temple clergy, the caretaker and the Cemetery Committee, or its authorized representatives, and any person not behaving with proper decorum within the Cemetery or disturbing the quiet and good order of the Cemetery or any funeral or other proceedings taking place may be evicted there from by the Cemetery Committee or its appointed representatives including the caretaker.
6. No person will solicit funds within the Cemetery.
7. No person will solicit orders for markers, tablets, memorials, or like works within the Cemetery.
8. No person will enter the Cemetery after sunset without permission of the Senior Rabbi or caretaker.
9. Motor vehicles, including motorcycles, and bicycles, are prohibited from entering, traveling or parking in the Cemetery except at such places, if any, as may be expressly authorized for such purposes and then only in accordance with such rules and regulations as may be enacted in respect thereto; provided however that this restriction does not apply to motor vehicles authorized by the Cemetery Committee to participate in any funeral procession at the Cemetery nor to motor vehicles used by people with mobility issues, as authorized by a member of Temple clergy.
10. No person will disturb the quiet and good order of the Cemetery or act other than with the decorum which should characterize sacred grounds devoted to the interment of the dead.
11. Any person who fails to observe or perform any of the rules and regulations in respect of the Cemetery may, in addition to any other penalty be evicted from the Cemetery.
12. The discharge of firearms is prohibited at the Cemetery except at military funerals.

13. Any person found trespassing within the Cemetery will be liable to prosecution at the complaint of the Cemetery Committee, a Cemetery Committee Member, Temple or the caretaker.
14. All of the foregoing is subject to the authority of the Senior Rabbi of Temple or other member of Temple clergy officiating over funeral services and rites of interment to allow deviation from strict compliance with any of provisions of this document where, in their sole discretion, the circumstances require it and the non-compliance is consistent with the intent of these Rules.

Revised August 8, 2022