

Transferring Grave Ownership - Exclusive Rights of Burial

Louth Town Council

Please Note: Exclusive Rights of Burial reserves are usually ONLY for 60 years from date of registration. Graves in the First Class Section of the Cemetery have no expiry.



The legal grave owner is still alive

A person may wish to transfer a grave for a number of reasons, often passing ownership to a younger member of the family so that they can look after it in years to come. It is important that the transfer is made using the correct procedure.

The legal grave owner has died

A person may be automatically buried into a grave that they have reserved. Once that person has been buried, the ownership of the grave needs to be transferred to a living owner so that a memorial headstone can be authorised, or permissions can be given for a further interment of ashes.

Is the legal owner alive?

Yes

No

Transfer using a
Form of Assignment

Did the owner leave a
Will?

Yes

No

The **Grant of Probate** (with seal) should be used to transfer the ownership to the Executor.

Yes

Were letters of
administration obtained?

No

Was Probate obtained?

Yes

A **Grant of Letters of Administration** (with seal) should be used to transfer the ownership to the executor.

A **Statutory Declaration** can be used (based on the Will) to transfer the ownership to the Executor of the Will.

No

A **Statutory Declaration** can be used to transfer the ownership to the next of kin. A form of Renunciation may also be required if there is more than one next of kin, so that ownership of the grave transfers to one person only.

All forms can be downloaded from our website
www.louthtowncouncil.gov.uk/louth-cemetery/
or by calling the office on 01507 355895