

West Moors Town Council

NEXT OF KIN GUIDANCE



The consent from the immediate next of kin (NoK) of the deceased grave owner will be required.

Where the next of kin is deceased, the consent of successive family members will be required.
The next of kin for the purposes of a transfer for the Exclusive Right of Burial are:

Order of kinship is as follows:

1. Spouse or civil partner (see Civil Partnerships Act 2004)
2. All children and both parents
3. All grandchildren and grandparents
4. All brothers and sisters

The following will not be regarded as next of kin:

1. Divorced spouse
2. Unmarried partner

In instances where it may be difficult to obtain the necessary consents, please contact the office before you complete a form.

Next of kin unable to give consent	Where the next of kin are unable to give their consent personally, for example, on account of frailty or illness, written confirmation to that effect should be provided by a suitable person such as their doctor.
Power of Attorney	Where someone acts on behalf of the next of kin by virtue of a Power of Attorney, or as a Deputy, granted for the purposes of managing their affairs, evidence of their status (including confirmation that the Power has been registered with the Public Guardian Office) should be provided with the application.
Next of Kin not listed	If there is no legal document proving the next of kin, but a relative wish to claim the Rights of Burial, a Renunciation form needs to be filled out by any other existing relatives that are also of the same relation to the deceased. A Statutory Declaration will need to be filled out to request this ownership.
Missing next of kin	If no contact can be achieved for any next of kin, the transfer from the deceased will not be possible.

If you have any questions, please contact:

West Moors Town Council, 4 Park Way, West Moors, BH22 0HL

Tel: 01202 861044 or email: office@westmoors-tc.gov.uk