(2007) 9 Ecc LJ 238–245 © The Ecclesiastical Law Society

CASE NOTES

EDITED BY JUSTIN GAU
Barrister, Deputy Chancellor of the Diocese of Lincoln
AND RUTH ARLOW
Barrister, Deputy Chancellor of the Diocese of Chichester

Re Small, Deceased

Manchester Consistory Court: Tattersall Ch, October 2005
Memorials – churchyard regulations

S had chosen and paid for the memorial stone that he wished to have placed on his grave when he was diagnosed with a terminal illness. A family member had returned a signed copy of the churchyard regulations before his death. After his death permission was sought to erect the stone. It had been made but, as it was heart-shaped, was contrary to the regulations. The petitioners stated that they did not realise the memorial offended against the churchyard regulations and identified other heart-shaped memorials already erected in the churchyard as justification for the application. The chancellor was satisfied that the petitioners had in fact been made aware of the churchyard regulations and was also satisfied that, as the other memorials were few in number, illegal and erected very many years previously there was no precedent set to allow the petition, accordingly the petition was refused. [JG]

doi: 10.1017/S0956618X07000518

Re St Nicholas, Remenham

(Oxford Consistory Court: Bursell Ch, January 2006)
Memorials – photographs

P applied for a faculty for the erection of a memorial to her son, which included a ceramic plaque with a black and white photograph of the deceased scanned on to it. The memorial was to be erected close to a similar memorial to P's husband, which had been erected without a faculty in 1988. The chancellor refused that part of the faculty relating to the ceramic plaque on the grounds that such a memorial did not comply with the diocesan churchyard rules and that there

https://doi.org/10.1017/S0956618X07000518 Published online by Cambridge University Press