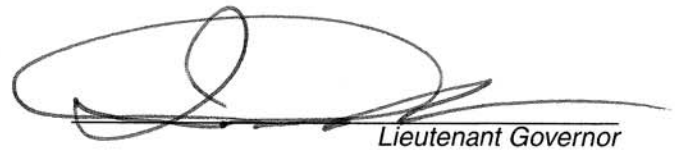


PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. **333**, Approved and Ordered **MAY 30 2007**


Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that, effective June 1, 2007, the Employment and Assistance Regulation, B.C. Reg. 263/2002, is amended as set out in the attachment.


Minister of Employment and Income Assistance
Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- Employment and Assistance Act, S.B.C. 2002, c. 40, s. 35

Other (specify):- oic 873/2002

May 2, 2007

SCHEDULE

1 Section 65 of the Employment and Assistance Regulation, B.C. Reg. 263/2002, is repealed and the following substituted:

Burial or cremation supplements

- 65** (1) In this section, “**funeral costs**” mean the costs of
- (a) transporting a deceased person’s body within British Columbia for purposes of an activity described in paragraphs (b) to (d),
 - (b) preparing a deceased person’s body for burial or cremation,
 - (c) using the facilities of a funeral provider, as defined in the *Cremation, Interment and Funeral Services Act*, or
 - (d) cremation or interment of a deceased person’s body or remains, including the cost of a casket or urn.
- (2) If neither the estate nor the spouse, nor, in the case of a minor, a parent, of a deceased person has the resources available to pay any of the following costs when payable, the minister may provide a supplement for those costs in the circumstances specified:
- (a) necessary funeral costs, if
 - (i) the person died in British Columbia, and
 - (ii) the burial or cremation is to take place or has taken place in British Columbia;
 - (b) necessary funeral costs and, with the prior approval of the minister, the necessary costs of preparing the deceased person’s body for transport to British Columbia and of transporting the body to British Columbia, if
 - (i) the person died in Canada but outside British Columbia,
 - (ii) immediately before the death, the deceased person was a recipient of income assistance, disability assistance or hardship assistance, and
 - (iii) the burial or cremation is to take place or has taken place in British Columbia;
 - (c) with the prior approval of the minister, the necessary costs of transporting the deceased person’s body within the province or territory in which the death occurred and necessary funeral costs, if
 - (i) the person died in Canada but outside British Columbia,
 - (ii) immediately before the death, the deceased person was a recipient of income assistance, disability assistance or hardship assistance, and
 - (iii) the burial or cremation is to take place in the province or territory in which the death occurred;
 - (d) necessary funeral costs, if
 - (i) the person died outside British Columbia, or in the case of a recipient of income assistance, disability assistance or hardship assistance, died outside Canada,

- (ii) immediately before the death, the person was ordinarily resident in British Columbia, and
 - (iii) the burial or cremation is to take place or has taken place in British Columbia.
- (3) For the purposes of subsection (2), funeral costs, costs of preparing a body for transport and transportation costs are necessary if the minister determines that
 - (a) the item or activity in relation to which a supplement is requested is a necessary item or activity,
 - (b) the item or activity is or was appropriate, and
 - (c) the cost for that item or activity is the lowest available.
- (4) The amount of a supplement paid under this section is a debt due to the government and may be recovered by it from the deceased's estate.