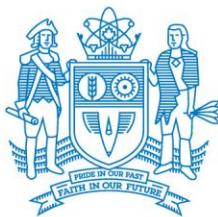


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MOTION – January 31, 2024

Moved by: Councillor Carolyn Parrish

Seconded by:

WHEREAS the Phap Van Centre is a religious and cultural centre for many of Mississauga's Vietnamese immigrants, originally known as "boat people"; and

WHEREAS the Phap Van Centre has suspended the interment of cremated human remains on its property since 2020 while it takes steps to bring its operations into compliance with the *Funeral, Burial and Cremation Services Act, 2002* (the "Act") and obtain a cemetery licence; and

WHEREAS the Act requires the Phap Van Centre to establish a Care and Maintenance Fund (the "Fund") to generate income to provide for the ongoing care and maintenance of the cemetery; and

WHEREAS when cemeteries become abandoned, the municipality in which they are located is statutorily required to assume responsibility for the cemetery and the City of Mississauga therefore has an interest in ensuring a Fund is maintained; and

WHEREAS there is a statutory requirement to pay a deposit of \$165,000 into the Fund unless the Registrar declares that it would not be contrary to the public interest for Phap Van Centre to pay a lower deposit, or no deposit; and

WHEREAS the Registrar will not exempt Phap Van Centre, or reduce the amount of the deposit, unless it is a non-profit cemetery; satisfies the Registrar the cemetery will be maintained in accordance with the Act; and provides evidence that the City of Mississauga consents; and

WHEREAS the Centre's source of funding is entirely based on donations from its hard working families.

NOW THEREFORE BE IT RESOLVED THAT:

1. Pursuant to s. 86(3)(b) of Ont. Reg. 30/11 made under the *Funeral, Burial and Cremation Services Act, 2002*, Council consents to the request by the Phap Van Centre for the Director to declare that it would not be contrary to the public interest for the Phap Van Centre to pay less than a \$165,000 deposit into the care and maintenance fund.

Carolyn Parrish