



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-FOURTH LEGISLATURE

Bill 36

**An Act to amend the Act respecting
the determination of the causes and
circumstances of death**

Introduction

**Introduced by
Mr Sam L. Elkas
Minister of Public Security**



**Québec Official Publisher
1990**

EXPLANATORY NOTE

The object of this bill is to allow the coroner, in the performance of his duties, to order an establishment within the meaning of the Act respecting health services and social services or a health professional governed by the Professional Code to deliver or make available to him certain records relating to a deceased person.

Bill 36

An Act to amend the Act respecting the determination of the causes and circumstances of death

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Act respecting the determination of the causes and circumstances of death (R.S.Q., chapter R-0.2) is amended by inserting, after section 48, the following section:

“48.1 If the coroner believes that it is necessary in the performance of his duties to examine a deceased person’s record referred to in the first paragraph of section 7 of the Act respecting health services and social services (R.S.Q., chapter S-5) and held by an establishment within the meaning of that Act or a deceased person’s record held by a health professional governed by the Professional Code (R.S.Q., chapter C-26), he may order the holder of the record to deliver the record to him or make it available to him, within the time he fixes.

The coroner shall specify in his order, in accordance with the directives of the Chief Coroner, the time within which and the procedure according to which the record is to be delivered or made available to him.

The coroner shall ensure the safekeeping of every record delivered or made available to him and return it to its holder as soon as it is no longer required for the purposes of this Act.”

2. Section 67 of the said Act is amended by replacing the words “medical record” in the second and third lines by the words “record referred to in section 48.1”.

3. The provisions of this Act come into force on *(insert here the date of assent to this Act)*.