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# NATIONAL ASSEMBLY

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FIRST SESSION

THIRTY-FOURTH LEGISLATURE

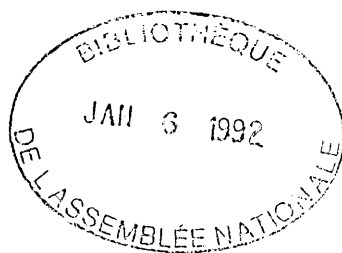
Bill 297  
(Private)

## **An Act respecting Les cimetières catholiques romains de l'archidiocèse de Gatineau-Hull**

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### **Introduction**

**Introduced by  
Mr Robert Lesage  
Member for Hull**



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## **Bill 297**

(Private)

### **An Act respecting Les cimetières catholiques romains de l'archidiocèse de Gatineau-Hull**

WHEREAS cemeteries situated in the archdiocese of Gatineau-Hull are presently held and administered by the Roman Catholic archbishop of the diocese;

Whereas it is expedient that such cemeteries be administered by a separate and distinct corporation;

Whereas it is expedient that such corporation have the powers necessary for the pursuit of its objects;

#### **THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:**

**1.** A corporation is hereby established under the name: "Les cimetières catholiques romains de l'archidiocèse de Gatineau-Hull".

**2.** The corporate seat of the corporation is situated at Gatineau.

**3.** The objects of the corporation are the holding and administration of Roman Catholic cemeteries situated in the archdiocese of Gatineau-Hull. The corporation may also provide any form of funeral services including interment, disinterment, cremation, burial, thanatopraxy and any method of disposal recognized by the rites and customs of the Roman Catholic Church.

**4.** The corporation is a corporation within the meaning of the Civil Code, and is vested with the general powers of such a corporation and the special powers conferred upon it by this Act.

It is constituted and operated exclusively for non-profit purposes and is exempt from tax within the meaning of Chapter IV of Title I of Book VIII of the Taxation Act (R.S.Q., chapter I-3).

**5.** Subject to this Act, the corporation is governed by Divisions V, VI, VII and VIII of the Act respecting Roman Catholic cemetery corporations (R.S.Q., chapter C-69).

**6.** In addition to the powers conferred upon him by the Act respecting Roman Catholic cemetery corporations, the archbishop of the archdiocese of Gatineau-Hull is also deemed to be the visitor of the corporation.

**7.** The corporation is administered by a board of directors composed of not less than seven persons appointed by the archbishop, the exact number being determined by the latter.

**8.** The archbishop may, at any time and without giving reasons, dismiss any director from office.

**9.** Section 23 of the Act respecting Roman Catholic cemetery corporations (R.S.Q., chapter C-69) is amended for the corporation by replacing paragraph *d* by the following paragraph:

“(d) to acquire, establish, possess, maintain, administer and manage cemeteries, chapels, burial vaults and other structures related to its objects;”.

**10.** Section 27 of the said Act is amended for the corporation by adding the following subparagraph:

“(e) the conditions governing the concession or lease of space in a mausoleum, columbarium, burial vault, monument or other structure designed to receive ashes and mortal remains that are not interred.”

**11.** Section 31 of the said Act is amended for the corporation by replacing the words “meeting of delegates who” by the words “board of directors, which”.

**12.** Section 32 of the said Act is repealed for the corporation.

**13.** Section 33 of the said Act is amended for the corporation by replacing the word “delegates” by the word “directors”.

**14.** Section 43 of the said Act is amended for the corporation by replacing the third paragraph by the following paragraphs:

"When such authorization is granted, it shall be for the archbishop to designate the clergyman or any other person for keeping such registers.

Any person other than a clergyman who is designated for keeping the registers is, in that respect, vested with the same powers as a clergyman and the acts of burial he receives are authentic."

**15.** Section 44 of the said Act is amended for the corporation by striking out the words "of which it is a member" in the fourth line.

**16.** Section 45 of the said Act is amended for the corporation by striking out the words "of which it is a member" in the fourth and fifth lines.

**17.** Section 46 of the said Act is amended for the corporation by replacing the first paragraph by the following paragraph:

**"46.** The corporation may transfer the whole of its property with the obligation of paying its liabilities, to a corporation constituted under this Act, to the archbishop or to a corporation he designates."

**18.** Section 48 of the said Act is amended for the corporation

(1) by repealing subparagraph c of the first paragraph;

(2) by replacing the words "delegate of a member" in subparagraph d of the first paragraph by the words "member of the board of directors".

**19.** For the purposes of the Act respecting Roman Catholic cemetery corporations, the words "bishop of the place" mean the archbishop of the archdiocese of Gatineau-Hull.

**20.** Until the adoption by the corporation of by-laws concerning the management and administration of cemeteries and other property that may have been transferred to it by the archbishop or any other parochial body, the by-laws adopted by the Roman Catholic archbishop of Gatineau-Hull shall continue to apply to the corporation.

**21.** For the purposes of the Act respecting Roman Catholic cemetery corporations, this Act constitutes the letters patent of the corporation.

**22.** This Act comes into force on (*insert here the date of assent to this Act*).