

1991, chapter 44

**AN ACT TO AMEND THE ACT RESPECTING
THE DETERMINATION OF THE CAUSES AND
CIRCUMSTANCES OF DEATH AND THE PUBLIC
HEALTH PROTECTION ACT**

Bill 160

Introduced by Mr Claude Ryan, Minister of Public Security

Introduced 16 October 1991

Passage in principle 17 October 1991

Passage 31 October 1991

Assented to 31 October 1991

Coming into force: 31 October 1991

Acts amended:

Public Health Protection Act (R.S.Q., chapter P-35)

Act respecting the determination of the causes and circumstances of death (R.S.Q., chapter R-0.2)



CHAPTER 44

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

[Assented to 31 October 1991]

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

c. R-0.2,
s. 37, am.

1. Section 37 of the Act respecting the determination of the causes and circumstances of death (R.S.Q., chapter R-0.2) is amended by replacing paragraph 1 by the following paragraph:

“(1) in a reception centre classified as a rehabilitation centre within the meaning of the Act respecting health services and social services (R.S.Q., chapter S-5) and the regulations made thereunder;”.

c. R-0.2,
s. 43, am.

2. Section 43 of the said Act is amended by replacing the first paragraph by the following paragraph:

Notice to
the coroner

“43. The person who is required to transport into Québec the body of a person who died outside Québec shall first notify the coroner of the place where the body is to be buried or cremated if the death occurred in obscure or violent circumstances, the identity of the deceased person is unknown or the probable causes of death could not be established.”

c. R-0.2,
s. 44.1,
repealed

3. Section 44.1 of the said Act is repealed.

c. R-0.2,
Chap. III,
heading,
am.

4. The heading of Chapter III of the said Act is amended by striking out the words “BY A CORONER”.

c. R-0.2,
s. 78, am.

5. Section 78 of the said Act is amended by striking out the second paragraph.

c. R-0.2,
chap. III.1,
repealed **6.** Chapter III.1 of the said Act, consisting of sections 103.1 to 103.6, is repealed.

c. R-0.2,
s. 163, am. **7.** Section 163 of the said Act is amended by replacing the last line by the words “or part-time coroners.”

c. R-0.2,
s. 165, am. **8.** Section 165 of the said Act is amended by striking out the words “or assistant coroners’ ” in the second line of the first paragraph.

c. R-0.2,
s. 168, am. **9.** Section 168 of the said Act is amended

(1) by striking out the words “and assistant coroners” in the first and second lines of subparagraph 1 of the first paragraph;

(2) by replacing the words “, coroners or assistant” in the second line of subparagraph 2 of the first paragraph by the word “or”.

c. R-0.2,
Sched. 1,
am. **10.** Schedule I to the said Act is amended

(1) by striking out the words “OR ASSISTANT CORONER” in the heading;

(2) by striking out the words “(or assistant coroner)” in the second line of the oath or solemn affirmation.

c. P-35,
s. 47, am. **11.** Section 47 of the Public Health Protection Act (R.S.Q., chapter P-35) is amended

(1) by striking out the words “or, where the case is within the competence of an assistant coroner, by the assistant coroner” in the fourth, fifth and sixth lines of the third paragraph;

(2) by inserting, after the third paragraph, the following paragraph:

Body
transported
into Québec “When the body of a person who died outside Québec is transported into Québec, the declaration of death must be made by the funeral director transporting the body, unless the case is within the competence of the coroner.”

c. P-35,
s. 52, am. **12.** Section 52 of the said Act is amended by replacing the first paragraph by the following paragraphs:

Transporta-
tion of
body out of
Québec **“52.** Nobody other than a funeral director may make arrangements for the transportation into Québec of the body of a person who died outside Québec or for the transportation of a body out of Québec.

Body
transported
into Québec

A dead body is transported into Québec in accordance with the conditions fixed by regulation and, where required by the Act respecting the determination of the causes and circumstances of death, with the authorization of the coroner.”

Coming into
force

13. This Act comes into force on 31 October 1991.