

**BILL.**

An Act to permit of disinterments in certain cases,  
and for other purposes therein mentioned.

**W**HEREAS there is no provision of law for the permis- Preamble.  
sion of the disinterment in certain cases of bodies  
buried in churches, chapels or burial-grounds, in that part of  
the Province of Canada, known as Lower Canada, and it  
5 is proper to make provision in that respect ;

Be it enacted, &c., That it shall be lawful for any Judge of  
the Superior Court or of the Circuit Court for Lower Canada,  
on a petition being presented to him, either in term or in  
vacation, by the *Curé*, Rector, Minister or ecclesiastical per-  
son performing the duties of *Curé*, or by the *Marguilliers*,  
10 of a parish or mission, or by any other person, praying for  
leave to disinter a body or bodies buried in any Church, Chapel,  
or burial-ground, with a view to the erection, repair or aliena-  
tion of a Church, Chapel or burial-ground, or with a view to  
15 re-interment in another Church, Chapel or burial-ground or to  
the reconstruction or repair of the tomb or coffin in which a  
body has already been buried, and indicating, in the case of a  
proposed removal of any body or bodies the burial-ground or  
the Church, or Chapel to which it is proposed to effect the  
20 removal, and on proof being made on oath to his satisfaction  
of the truth of the allegations contained in such petition, to  
ordain that the body or bodies shall be disinterred as prayed  
for, any law usage or custom to the contrary notwithstanding ;  
and such order sealed with the Seal of the Superior Court  
25 or of the Circuit Court as the case may be and signed by the  
Prothonotary or Clerk of the said Court being duly served  
upon or presented to the *Curé* or acting *Marguilliers* or to  
the person performing the duties of *Curé* in any parish shall  
be a sufficient authority for the disinterment prayed for and  
30 shall save harmless every person concerned or taking part in  
any such disinterment.

Judge of S.  
C. or C. C.  
may make or-  
der for disin-  
terment of  
dead bodies in  
certain cases.

II. It shall not be lawful to disinter the body of any per-  
son who died of a contagious disease until after the expiration  
of a year and a day from the interment of such body.  
Cases of death  
by contagious  
disease pro-  
vided for.