



# **BILL NO. 61**

*Private Bill*

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*2nd Session, 62nd General Assembly  
Nova Scotia  
63 Elizabeth II, 2014*

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**An Act to Amend Chapter 197  
of the Acts of 1901,  
An Act to Incorporate the Trustees  
of the Onslow Cemetery Company**

CHAPTER 61  
ACTS OF 2014

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR  
NOVEMBER 20, 2014**

The Honourable Karen Casey  
*Colchester North*

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*Halifax, Nova Scotia  
Printed by Authority of the Speaker of the House of Assembly*

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**An Act to Amend Chapter 197  
of the Acts of 1901,  
An Act to Incorporate the Trustees  
of the Onslow Cemetery Company**

Be it enacted by the Governor and Assembly as follows:

**1 Section 2 of Chapter 197 of the Acts of 1901, *An Act to Incorporate the Trustees of the Onslow Cemetery Company*, is amended by**

- (a) striking out “and” immediately after the comma in the second line; and**
- (b) adding “and any other person who meets the membership requirements prescribed by the by-laws of the corporation” immediately after “cemetery” in the third line.**

**2 Section 4 of Chapter 197 is repealed and the following Section substituted:**

4 (1) The trustees may make policies or by-laws not inconsistent with this Act respecting

- (a) the management and care of the cemetery;
  - (b) the ornamenting, improving, laying out and disposing of lots;
  - (c) the regulation of all matters essential to the management of the cemetery.
- (2) The trustees may make by-laws increasing the number of trustees.
- (3) The trustees shall make by-laws prescribing
- (a) the requirements that must be met in order to become a member of the corporation;
  - (b) the manner of advertising annual and special meetings.
- (4) The by-laws are of no effect until approved by the members of the corporation.

**3 Section 5 of Chapter 197 is amended by adding “or such greater number as may be prescribed by the by-laws of the corporation” immediately after “three” in the first line.**

**4 Section 6 of Chapter 197 is amended by**

- (a) striking out “on the first Tuesday of April of each year, at a time and place to be named in an advertisement posted up in three public places in Onslow” in the second, third and fourth lines and substituting “by the end of April each year, at the date, time and place determined by the trustees and advertised in the manner prescribed by the by-laws of the corporation”; and**

**(b) striking out “posted in three public places in Onslow” in the second last line and substituting “advertised in the manner prescribed by the by-laws of the corporation”.**

**5 Section 7 of Chapter 197 is amended by**

**(a) striking out “lot holders” in the second line and substituting “members”; and**

**(b) striking out “lot holder” in the third line and substituting “member”.**

**6 Section 9 of Chapter 197 is amended by striking out “, but such assessment upon the lot holders shall not exceed the sum of five dollars per lot in any year” in the eleventh, twelfth and thirteenth lines.**

**7 Section 11 of Chapter 197 is amended by striking out “a committee of three persons appointed at an annual or special meeting” in the second and third lines and substituting “the trustees”.**

**8 Section 12 of Chapter 197 is amended by striking out “his” in the first and the second lines and substituting in each case “his or her”.**

**9 Section 13 of Chapter 197 is amended by striking out “his lot to any person by written transfer” in the fourth and fifth lines and substituting “his or her lot by written transfer to any person, in accordance with any policies of the trustees or by-laws of the corporation made for that purpose”.**

**10 Section 14 of Chapter 197 is amended by striking out “secretary” in the first line and substituting “trustees”.**

**11 Section 18 of Chapter 197 is repealed and the following Section substituted:**

18 Subject to the policies of the trustees and the by-laws of the corporation, a lot holder may ornament his or her lot, including by erecting monuments and setting out plants on his or her lot.

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