

Anatomy Act

CHAPTER 13 OF THE REVISED STATUTES, 1989

as amended by

2019, c. 6, ss. 37-39



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amended 2019, c. 6, ss. 37-39

**An Act Respecting
the Study of Anatomy**

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Short title

1 This Act may be cited as the *Anatomy Act*. R.S., c. 13, s. 1.

Interpretation

2 In this Act,

(a) “Inspector” means the Inspector of Anatomy appointed pursuant to this Act;

(b) “Minister” means the Minister of Health and Wellness. R.S., c. 13, s. 2; 1992, c. 14, s. 53; O.I.C. 2011-15.

Power of Minister

3 The Minister shall have supervision over the distribution and disposal of all bodies which come under this Act. R.S., c. 13, s. 3.

Inspector of Anatomy

4 (1) The Minister shall appoint a fit and proper person to be Inspector of Anatomy.

(2) A person who is connected with the anatomy department of any medical school or college shall not be eligible to be the Inspector. R.S., c. 13, s. 4.

5 *repealed 2019, c. 6, s. 37.*

Delivery of body

6 The person having charge of a dead body which is to be donated for use by a legally established medical school or college for the advancement of anatomical or pathological science may deliver the body to the Inspector who may give directions regarding the use and disposition of the dead body in accordance with the terms of its donation. R.S., c. 13, s. 6.

Duties of Inspector

7 (1) The Inspector shall keep a register in which shall be entered the receipt and disposal of all bodies coming into his charge and the particulars contained in the notice mentioned in Section 5.

(2) The Inspector shall preserve all bonds, certificates and other papers which come into his possession in connection with his office, and shall produce the same together with the register to the Minister when required so to do.

(3) The Inspector shall visit and inspect, at stated intervals, the rooms of any medical school or college which has received any such bodies, and shall require proper attention to be given by the authorities of the school or college to the preservation of the remains and their decent burial or cremation in accordance with the religious faith of the deceased in a cemetery, of the fact of which burial or cremation the Inspector shall be fully satisfied, and shall record the same in his register. R.S., c. 13, s. 7.

Bond

8 The Inspector of Anatomy shall not deliver up a body to a medical school or college unless the school or college has provided to the Inspector a bond to him, with sufficient sureties or executed by officers of the school or college thereunto authorized by the governing body of the college, in the penal sum of one thousand dollars conditioned that every body that is thereafter received by the school or college shall be used only within the Province for the promotion of medical science and after being so used the remains thereof shall be decently buried or cremated in the manner specified in this Act. R.S., c. 13, s. 8.

Register of bodies

9 (1) Every medical school or college shall keep a register, in which shall be entered the date of receipt of every body supplied to the school or college by the Inspector or pursuant to the *Human Organ and Tissue Donation Act* together with the name, sex, age, religion and nationality of the deceased, also the date of delivery for burial or cremation, with the name or description of the cemetery in which the body was buried or the place where the body was cremated.

(2) The register shall at all times be open to the inspection of the Minister. R.S., c. 13, s. 9; 2019, c. 6, s. 38.

Expenses and remuneration

10 (1) All expenses connected with the delivery or removal of any such body shall be paid by the college or medical school receiving the same, and not by the Province or any municipality or any officer or servant thereof.

(2) The medical school or college shall pay to the Inspector such remuneration for his services, as is determined by the Minister. R.S., c. 13, s. 10.

Penalty

11 (1) A superintendent, manager, keeper or officer in charge of an institution mentioned in Section 5, a medical examiner or an officer of a city, town or municipality who knowingly omits, neglects or refuses to comply with any provision of this Act is liable to a penalty of not less than one hundred dollars and not more than two hundred dollars.

(2) A medical school or college that receives in its premises, or permits upon its premises the dissection of, a body that has not been supplied to it by the Inspector or received with his permission, or has not been supplied pursuant to the *Human Organ and Tissue Donation Act* or other law is liable to a penalty of not less than one hundred dollars and not more than two hundred dollars. R.S., c. 13, s. 11; 2019, c. 6, s. 39.

Default of payment

12 In every case where a pecuniary penalty is imposed by this Act, and no provision is made for imprisonment in default of payment, the offender shall be liable on conviction and default of payment to imprisonment for a period of one day for every five dollars of the penalty imposed. R.S., c. 13, s. 12.

Body removed outside Province

13 Except with the written permission of the Inspector, no person shall send or take a body out of the Province for surgical or anatomical purposes, and every person violating this Section shall, for each offence, be liable to a penalty of one hundred dollars. R.S., c. 13, s. 13.

Unclaimed body

14 Subject to this Act, any unclaimed human body found dead within the limits of any city, town or municipality, shall be buried or cremated at the expense of the city, town or municipality, but the expense may be recovered from the estate of the deceased. R.S., c. 13, s. 14.

Distribution of Act

15 The Minister shall cause a copy of this Act to be sent to every person who is under the provisions hereof required to notify the Inspector of any dead body being in his possession, charge or control. R.S., c. 13, s. 15.