

The Anatomy Act

Repealed
by Chapter P-37.1 of the *Statutes of Saskatchewan, 1994*
(effective January 1, 1997).

Formerly
Chapter A-19 of the *Revised Statutes of Saskatchewan,*
1978 as amended by the *Statutes of Saskatchewan,*
1984-85-86, c.16.

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER A-19

An Act respecting Anatomy

Short title

1 This Act may be cited as *The Anatomy Act*.

Notice to Deputy Minister of Health respecting unclaimed bodies

2(1) Where the body of a dead person is found publicly exposed, or where a person who immediately before death was a patient in a hospital approved under *The Hospital Standards Act* or any former *Hospital Standards Act* or in a hospital for mental diseases, and is unclaimed for twenty-four hours by relatives or *bona fide* friends entitled to claim the body, the person in charge of the hospital or the coroner acting in the premises, as the case may be, shall forthwith give notice in writing to the Deputy Minister of Health or to such person as the deputy minister may appoint for the purpose of receiving such notice and forwarding it to him.

(2) The notice shall contain the name, age, sex, birthplace and religious belief of the deceased, the date and cause of death and a description of the body, insofar as such information can be given, together with full details of clothing and effects.

R.S.S. 1978, c.A-19, s.2.

Control by Deputy Minister of Health

3(1) The body shall thereupon be under the control of the Deputy Minister of Health.

(2) Nothing in this Act shall limit or abridge the powers and authority of a coroner.

R.S.S. 1978, c.A-19, s.3.

Delivery to relative or friend for burial

4 The Deputy Minister of Health shall order the body to be handed over to any relative or *bona fide* friend who satisfies him respecting relationship or friendship, and that the body will be properly interred.

R.S.S. 1978, c.A-19, s.4.

Delivery of unclaimed bodies for anatomical purposes

5(1) Unless directions to the contrary were left by the person before he died, the Deputy Minister of Health shall issue an order for the delivery of the body to:

- (a) the professor or other person in charge of the department of anatomy of The University of Saskatchewan;
- (b) the person in charge of any other school of medicine approved by the Lieutenant Governor in Council to be used for scientific or instructional purposes; or

- (c) any registered medical practitioner who satisfies the Deputy Minister of Health as to his need for the body.
- (2) A person to whom a body is delivered under subsection (1) shall use it solely for the advancement of anatomical science or instruction.

R.S.S. 1978, c.A-19, s.5.

Further period for claim by relatives or friends

- 6(1) The person to whom a body is delivered under section 5 shall have it embalmed but shall keep it otherwise intact for a period of not less than thirty days.
- (2) If within the said period a relative or *bona fide* friend claims the body and satisfies the Deputy Minister of Health respecting the relationship or friendship and that the body will be properly interred, the body shall be delivered to the claimant upon payment of \$10 to cover the costs of embalming and keeping the body and that sum shall be paid over to the person mentioned in subsection (1).

R.S.S. 1978, c.A-19, s.6.

Burial of unclaimed bodies

- 7(1) When the purpose for which a body has been received under section 5 is served, the person so receiving it shall suitably dispose of it in accordance with the recorded religious belief and shall forthwith notify the Deputy Minister of Health of the time and place of interment.
- (2) If no relative or friend claims the body and it is not required for the purpose mentioned in subsection (2) of section 5, the Deputy Minister of Health shall forthwith release the body for burial and give notice to the authority responsible for the burial of the body.

R.S.S. 1978, c.A-19, s.7.

Sale and exportation prohibited

- 8 No person to whom a body is delivered under this Act shall sell it, or cause it to be transported out of the province except only for the purpose of burial.

R.S.S. 1978, c.A-19, s.8.

Records

- 9(1) Every person who gives notice to the Deputy Minister of Health or to his appointee in accordance with subsection (1) of section 2 shall keep a record of the information given under subsection (2) of that section and of the method of disposal of the body.
- (2) Similar records shall be kept by the Deputy Minister of Health and by every person to whom a body is delivered for anatomical instruction or study.
- (3) The records of the Deputy Minister of Health shall be open at all reasonable hours for the inspection of any person who desires to inspect those records, on payment of a fee of fifty cents.

R.S.S. 1978, c.A-19, s.9.

Acknowledgment of receipt of body

10 On receipt of a body on the order of the Deputy Minister of Health the person receiving it shall give a receipt therefor to the person in charge of the hospital or to the coroner, as the case may require.

R.S.S. 1978, c.A-19, s.10.

Security for proper burial

11 Every practitioner who receives a body for anatomical study under section 5 shall give security in the sum of \$100 for the decent interment of the body in accordance with the recorded religious belief.

R.S.S. 1978, c.A-19, s.11.

Disposal of fees

12 All fees received by the Deputy Minister of Health under this Act shall be paid into the consolidated fund.

R.S.S. 1978, c.A-19, s.12.

Penalty

13 A person violating any provision of this Act is guilty of an offence and liable on summary conviction to a fine of not less than \$50 nor more than \$100.

R.S.S. 1978, c.A-19, s.13; 1984-85-86, c.16, s.2.

