



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

Bill 224

(Private)

An Act respecting the adoption of Rémi Julien

Introduced 20 May 1997

Passage in principle 19 December 1997

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Assented to 19 December 1997

**Québec Official Publisher
1997**

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(Private)

AN ACT RESPECTING THE ADOPTION OF RÉMI JULIEN

WHEREAS Rémi Julien was born in the city of Québec on 2 June 1959, but the act of birth drawn up at the time of his baptism contained neither the name of his father nor that of his mother;

Whereas in the fall of 1971, Paul-Émile Naud and his spouse, Laurette Hamelin, acting as a foster family, took Rémi Julien in and thereafter assumed parental responsibility in his respect, and whereas all three lived together as father, mother and son;

Whereas that situation was never the subject of a decision of the court;

Whereas Paul-Émile Naud died on 17 February 1994;

Whereas on 20 December 1994, Laurette Hamelin filed a motion with the Youth Division of the Court of Québec to have the adoption of Rémi Julien by herself and Paul-Émile Naud granted (file No. 200-43-000168-944);

Whereas in a judgment dated 24 February 1995, the Court of Québec granted the motion for adoption by Laurette Hamelin but refused the motion for adoption by Paul-Émile Naud, on the ground that Paul-Émile Naud could not be considered to be an applicant because he had died before the filing of the motion;

Whereas it is nevertheless clear from the judgment that the judge acknowledged the fact that Paul-Émile Naud had acted as a parent to Rémi Julien from the time the boy was twelve years old;

Whereas Laurette Hamelin considers that it is in the interest of Rémi Julien that his act of birth be changed to show that Paul-Émile Naud was his father in the same manner as it now shows that Laurette Hamelin is his mother;

Whereas, having regard to the principle of testamentary freedom set out in article 703 of the Civil Code of Québec, this Act does not have material financial implications;

Whereas Rémi Julien consents to passage of this Act;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

- 1.** The adoption of Rémi Julien by Paul-Émile Naud is hereby granted.

The adoptee is authorized to exercise his civil rights under his original surname and given name, Rémi Julien.

The Secretary of the National Assembly shall forward a certified copy of this Act to the registrar of civil status who, on receiving the document, shall make the entries and changes required by law in the case of an adoption.

- 2.** This Act comes into force on 19 December 1997.