

R E P O R T

FROM THE

STANDING COMMITTEE

ON

LAW, AND COURTS OF JUSTICE, AND
LEGAL PROCEDURE,

ON THE

CREMATION BILL;

WITH THE

PROCEEDINGS OF THE COMMITTEE.

BIBLIOTHÈQUE
DU PALAIS
DE LA JUSTICE

*Ordered, by The House of Commons, to be Printed,
3 May 1901.*

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1901.

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1901.

STANDING COMMITTEE ON LAW, AND COURTS OF JUSTICE,
AND LEGAL PROCEDURE.

[Friday, 8th March 1901]:—Mr. Halsey further reported from the Committee of Selection; That they had nominated the following Members to serve on the Standing Committee for the consideration of all Bills relating to Law, and Courts of Justice, and Legal Procedure which may, by Order of the House, be committed to such Standing Committee:—

Committee nominated of—

The Lord Advocate.
Mr. Asquith.
Mr. Atherley-Jones.
Mr. Atkinson.
Mr. Barlow.
Mr. Bartley.
Mr. Beach.
Mr. Butcher.
Mr. Carew.
Lord Hugh Cecil.
Mr. Clancy.
Mr. Coghill.
Mr. Cripps.
Sir Savile Crossley.
Mr. Bromley-Davenport.
Sir Charles Dilke.
Mr. Dillon.
Mr. Tatton Egerton.
Mr. Arthur Elliot.
Mr. Samuel Evans.
Mr. Faber.
Sir George Fardell.
Mr. Flynn.
Mr. Vicary Gibbs.
Sir Frederick Godson.
Mr. Goulding.
Mr. Graham.
Mr. H. D. Greene.
Mr. Haldane.
Mr. Harwood.
Mr. T. M. Healy.
Mr. James Heath.
Mr. Helder.
Mr. Hemphill.

Mr. Henry Hobhouse.
Mr. Jacoby.
Mr. Brynmor Jones.
Mr. Jordan.
Mr. Lees Knowles.
Mr. W. F. Lawrence.
Sir Joseph Leese.
Mr. Loder.
Mr. A. K. Loyd.
Mr. Lyttelton.
Dr. Macnamara.
Mr. MacNeill.
Sir Henry Meysey-Thompson.
Colonel Milward.
Mr. Arthur Morton.
Mr. Lloyd Morgan.
Captain Norton.
Sir Francis Powell.
Colonel Pryce-Jones.
Sir Robert Reid.
Mr. Rentoul.
Mr. Secretary Ritchie.
Mr. Bryn Roberts.
Mr. Parker Smith.
Mr. Soames.
Mr. Solicitor General.
Mr. Ernest Spencer.
Mr. Stevenson.
Sir Benjamin Stone.
Mr. Ure.
Sir Howard Vincent.
Mr. Robert Wallace.
Mr. Warr.
Sir James Woodhouse.

[Monday, 1st April 1901]:—Cremation Bill [Lords].—read a second time:—Motion made, and Question put, "That the Bill be committed to the Standing Committee on Law, &c."—(Sir Walter Foster).—The House divided; Ayes 137, Noes 102.

Bill committed to the Standing Committee on Law, &c.

[*Friday, 19th April 1901*]:—Mr. Halsey further reported from the Committee; That they had added to the Standing Committee on Law, and Courts of Justice, and Legal Procedure, the following Fifteen Members in respect of the Cremation Bill [Lords]:—Mr. Banbury, Mr. Broadhurst, Sir Michael Foster, Sir Walter Foster, Mr. Jeffreys, Colonel Kenyon-Slaney, Mr. Lowe, Dr. MacDonnell, Mr. McCrae, Mr. Seton-Karr, Mr. Samuel Smith, Dr. E. C. Thompson, Mr. Tomlinson, Mr. Luke White, and Sir Frederick Wills.

[*Monday, 22nd April 1901*]:—Standing Committees (Chairmen's Panel).—Sir James Fergusson reported from the Chairmen's Panel; That they had appointed Lord Edmond Fitzmaurice to act as Chairman of the Standing Committee for the consideration of Bills relating to Law, and Courts of Justice, and Legal Procedure.

Sir James Fergusson further reported from the Chairmen's Panel; That they had agreed to the following resolution:—That any Member of the Chairmen's Panel be and he is hereby empowered to ask any other Member of the Chairmen's Panel to take his place in case of necessity.

Report to lie upon the Table.

[*Friday, 26th April 1901*]:—Standing Committees.—*Ordered*, That all Standing Committees have leave to print, and circulate with the Votes, the Minutes of their Proceedings and any amended Clauses of Bills committed to them.—(*Lord Edmond Fitzmaurice*.)

R E P O R T.

THE STANDING COMMITTEE ON LAW, AND COURTS OF JUSTICE, AND LEGAL PROCEDURE, to whom the CREMATION BILL (LORDS) was referred;—HAVE gone through the Bill, and made Amendments thereunto.

3 May 1901.

STANDING COMMITTEE ON LAW, AND COURTS OF JUSTICE,
AND LEGAL PROCEDURE.

Friday, 3rd May 1901.

MEMBERS PRESENT:

Lord EDMOND FITZMAURICE in the Chair.

Lord Hugh Cecil.
Mr. Faber.
Sir Michael Foster.
Sir Walter Foster.
Mr. Vicary Gibbs.
Mr. Graham.
Mr. H. D. Greene.
Mr. James Heath.
Mr. Jacoby.
Mr. Jeffreys.
Mr. Jordan.
Mr. Loder.
Mr. Lowe.
Mr. Lyttelton.

Mr. M'Crae.
Captain Norton.
Sir Francis Powell.
Colonel Pryce-Jones.
Mr. Rentoul.
Mr. Soames.
Mr. Solicitor-General.
Mr. Stevenson.
Dr. E. C. Thompson.
Mr. Tomlinson.
Mr. Ure.
Mr. Luke White.
Sir Frederick Wills.

CREMATION BILL [LORDS].

Clause 1, *agreed to*.

Clause 2

Amendment proposed, in page 1, line 13, after the words "for the," to insert the words "purpose of"—(*Mr. Solicitor-General*).—Question, That those words be there inserted,—put, and *agreed to*.

Another Amendment proposed, in page 1, line 13, to leave out the word "of"—(*Mr. Solicitor-General*).—Question, That the word "of" stand part of the Clause,—put, and *negatived*.

Another Amendment proposed, in page 1, line 13, after the word "remains," to insert the words "and shall include everything incidental or ancillary thereto"—(*Mr. Solicitor-General*).—Question, That those words be there inserted,—put, and *agreed to*.

Clause, as amended, *agreed to*.

Clause 3.

Amendment proposed, in page 1, line 14, after the word "powers," to insert the words "of a burial authority."—(*The Chairman*). Question, That those words be there inserted,—put, and *agreed to*.

Another Amendment proposed, in page 1, line 15, after the words "cemetaries," to insert the words "or anything essential, ancillary, or incidental thereto"—(*Mr. Solicitor-General*).—Question, That those words be there inserted,—put, and *agreed to*.

Another Amendment proposed, in page 1, line 15, to leave out the words "be deemed to," in order to insert the words "on the application of any such authority and with the sanction of the Secretary of State"—(*Mr. Luke White*).—instead thereof.—Question proposed, That the words proposed to be left out stand part of the Clause.

Amendment, by leave, *withdrawn*.

Another Amendment proposed, in page 1, line 19, at the end of the Clause, to add the words: "the crematorium has been certified by the proper officer of the Secretary of State to be complete and properly equipped for the purpose of the disposal of human remains by burning"—(*Mr. Tomlinson*).—Question proposed, That those words be there added.

Amendment proposed to the proposed Amendment, in line 2, to leave out the words "proper officer of," in order to insert the words "burial authority to"—(*Sir Francis Powell*).—instead thereof.—Question put, That the words proposed to be left out stand part of the proposed Amendment.—The Committee divided:

Ayes, 4.

Lord Hugh Cecil.
Mr. Vicary Gibbs.
Mr. Lowe.
Mr. Tomlinson.

Noes, 19.

Mr. Faber.
Sir Michael Foster.
Sir Walter Foster.
Mr. Graham.
Mr. James Heath.
Mr. Jacoby.
Mr. Jeffreys.
Mr. Jordan.
Mr. M'Crae.
Captain Norton.
Sir Francis Powell.
Lieutenant-Colonel Pryce-Jones.
Mr. Rentoul.
Mr. Soames.
Mr. Solicitor-General.
Dr. E. C. Thompson.
Mr. Ure.
Mr. Luke White.
Sir Frederick Wills.

Question, That the words "burial authority to" be there inserted,—put, and *agreed to*.

Question, That the Amendment, as amended, be there added,—put, and *agreed to*.

Clause, as amended, *agreed to*.

Clause 4.

Amendment proposed, in page 1, line 24, after the word "place," to insert the words "and also as to the registration of such burnings as have taken place"—(*Mr. Solicitor-General*).—Question, That those words be there inserted,—put, and *agreed to*.

Another Amendment proposed, in page 1, line 25, at the end of the Clause to add the words: "A copy of such regulations shall be laid before both Houses of Parliament, if Parliament be then sitting, or, if not, then within three weeks after the beginning of the next ensuing Session of Parliament"—(*Mr. Tomlinson*).—Question, That those words be there added,—put, and *agreed to*.

Another Amendment proposed, at the end of the last Amendment, to add the words: "And after such regulations have lain for forty days before Parliament, then, unless within such forty days an Address has been presented by one or other of the said Houses praying His Majesty to withhold His assent from such regulations, or any part thereof, such regulations shall have the same effect as if they were specified in this Act"—(*Mr. Tomlinson*).—Question put, That those words be there added.—The Committee divided:

Ayes, 17.

Lord Hugh Cecil.
Mr. Faber.
Sir Michael Foster.
Mr. Vicary Gibbs.
Mr. H. D. Greene.
Mr. Jeffreys.
Mr. Jordan.
Mr. Lowe.
Mr. Lyttelton.
Captain Norton.
Sir Francis Powell.
Mr. Rentoul.
Mr. Soames.
Mr. Solicitor-General.
Dr. E. C. Thompson.
Mr. Tomlinson.
Sir Frederick Wills.

Noes, 8.

Sir Walter Foster.
Mr. Graham.
Mr. James Heath.
Mr. Jacoby.
Mr. M'Crae.
Lieutenant-Colonel Pryce-Jones.
Mr. Ure.
Mr. Luke White.

Clause, as amended, *agreed to*.

Clause 5.

Amendment proposed, in page 2, line 2, to leave out the word "wilfully"—(Mr. Luke White)—
Question proposed, That the word "wilfully" stand part of the Clause.

Amendment, by leave, *withdrawn*.

Clause, *agreed to*.

Clause 6.

Amendment proposed, in page 2, line 13, after the word "payment," to insert the words "in
advance"—(Mr. Tomlinson).—Question proposed, That those words be there inserted.

Amendment, by leave, *withdrawn*.

Clause, *agreed to*.

Clauses 7—10, *agreed to*.

Ordered, To report the Bill, as amended, to the House.

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