

1937

c 216 Legitimation Act

Ontario

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CHAPTER 216.

The Legitimation Act.

1. If the parents of any child heretofore or hereafter born out of lawful wedlock have heretofore intermarried or hereafter intermarry such child shall for all purposes be deemed to be and to have been legitimate from the time of birth. R.S.O. 1927, c. 187, s. 1.

Subsequent marriage of parents.

2. Notwithstanding the provisions of section 1, a child born while its father was married to another woman or while its mother was married to another man shall not inherit in competition with the lawful children of either parent. R.S.O. 1927, c. 187, s. 2.

Children born out of wedlock to married persons.

3. The parents and brothers and sisters of any child legitimized by this Act shall inherit upon his death as though he had been legitimate. R.S.O. 1927, c. 187, s. 3.

Inheritance from legitimized child.

4. Nothing in this Act shall affect any right, title or interest in or to property if such right, title or interest has been vested in any person,

Rights of property not prejudiced.

(a) prior to the 1st day of July, 1921; or

(b) in the case of marriage after the 1st day of July, 1921, prior to such marriage. R.S.O. 1927, c. 187, s. 4.

5. When a second marriage has taken place in the *bona fide* belief of the death of a former spouse and under such circumstances that the crime of bigamy has not been committed, the issue of such marriage conceived before knowledge of the fact that the former spouse is living shall in the case of intestacy of the father or mother inherit the estate of the father or mother equally with lawful children. R.S.O. 1927, c. 187, s. 5.

Children of innocent second marriage while former spouse living.