

CHAPTER 165.

LEGITIMACY

Re-registration of Births of Legitimated Persons.

REGULATIONS

made by the Registrar General under paragraph 2 of the Schedule to the Ordinance and approved by the Governor in Council on the 3rd September, 1934, and amended on the 25th July, 1950.

Regs. 3rd
Sept. 1934.
20 of 1950.

1. These regulations may be cited as the Re-registration of Births (Legitimated Persons) Regulations, and shall be construed with the Regulations* for the Guidance of Superintendent Registrars of Births and Deaths, and Registrars of Births and Deaths and their Deputies, which were approved by the Governor in Council on the 18th September, 1917, hereinafter referred to as the principal regulations.

Short title
and
construction.

2. In these regulations "informant" means a parent of a legitimated person whose duty it is to give information with a view to the re-registration of the birth of such person.

Meaning of
"informant."

3. Before the Registrar General authorises the re-registration of the birth of a legitimated person the informant shall forward to him,—

Information
to be for-
warded by
informant.

(a) A certified copy from the register of the entry of the birth of the legitimated person,

(b) A certified copy from the original marriage register or from the Duplicate Original Marriage Register of the entry of the marriage of the parents, and

(c) A statutory declaration that the copy from the Register of Births at (a) relates to the person of the contracting parties in the copy from the Marriage Register at (b).

4. Where re-registration is authorised by the Registrar General, the informant, or, if there are two informants, such one of them as the Registrar General may direct, shall, subject as hereinafter provided, attend personally at the office of the registrar of births and deaths of the division in which the informant resides within such time as the Registrar General may specify.

Attendance
of informant
before Regis-
trar.

Manner and form of re-registration.

5. (1) (a) The registrar of the division in which the informant resides, on receiving the Registrar General's written authority to re-register the birth of a legitimated person, shall, in the presence of the informant, enter the birth in the birth register in the manner and form set out in these regulations, and the informant shall sign the register in column 7 of the entry in the presence of the registrar.

(b) The registrar shall enter in columns 1 to 6 the particulars stated in the written authority as particulars to be entered in those columns on the information given to the Registrar General.

(c) The registrar shall append to the signature of the informant in column 7 the description and address of such informant as required by the written authority to be entered in that column.

(d) The registrar shall enter in column 8 the date on which the entry is made in the manner and form provided in regulation 71 of the principal regulations in respect of an entry of the date of registration, followed by the words "On the authority of the Registrar General".

(e) The registrar shall sign his name in column 9 adding the word "Registrar" after his signature.

Re-registration where no informant is living.

(2) Where re-registration is authorised by the Registrar General and no informant is living, then, if the legitimated person is an infant, his guardian may attend personally at the office of the registrar and sign the register in column 7 of the entry; and if the legitimated person is not an infant the registrar shall, if so directed in the written authority of the Registrar General, enter in column 7 the words "On the authority of the Registrar General," and omit such words from column 8.

(3) In this regulation the columns referred to are the columns in Form 1 of the first schedule to the Registration of Births and Deaths Ordinance.

Cap. 162.

Re-registration in case of removal out of the Colony. Regs. 20 of 1950.

6. (1) An informant who has removed before re-registration from the division in which the birth took place to some place out of the Colony may, with the consent of the Registrar General, instead of attending at the office of the registrar to sign the register, make and sign a declaration in writing of the particulars to be entered in the register on the information of such informant.

(2) In the case of an informant who is in any part of Her Majesty's Dominions, the declaration shall be made before a judge, court, notary public or person lawfully authorised to administer oaths in such part, and in the case of an informant

Regs. 20 of 1950.

who is in any foreign parts out of Her Majesty's Dominions, the declaration shall be made before one of Her Majesty's Consuls or Vice-Consuls.

(3) The declaration shall be in such form and shall contain such particulars as the Registrar General may require, being particulars to be entered in the register on the information of such informant.

Regs. 20 of 1950.

(4) Upon receipt of the declaration duly attested, the Registrar General may send it, together with his written authority for re-registration to the registrar of the division in which the birth took place.

Regs. 20 of 1950.

(5) The registrar of the division in which the birth took place on receiving the Registrar General's written authority for re-registration together with a declaration made and signed in pursuance of this regulation, shall enter the birth in the register in the manner hereinbefore provided, notwithstanding that no informant is present, and in column 7 he shall write the name of the informant as signed in the declaration, followed by the description and address of the informant as stated in the written authority, and append the words " as per declaration dated " and the date on which the declaration was made and signed.

Regs. 20 of 1950.

7. The registrar on making the entry in the register shall forthwith make and deliver to the Registrar General a certified copy of such entry; and shall, on delivering to the superintendent registrar a certified copy of entries of births registered by him during the preceding three months for transmission to the Registrar General, deliver with such certified copy to the superintendent registrar, all written authorities received from the Registrar General with reference to any re-registered entries contained in such certified copy; and the superintendent registrar shall deliver such authorities to the Registrar General.

Copies of entries and authorities to be sent to Registrar General.

8. (1) The Registrar General having the custody of the register in which the birth was previously entered shall, or the registrar having the custody of such register shall, when so directed by the Registrar General, cause the previous entry of the birth to be marked in the margin with the words " Re-registered under the Legitimacy Ordinance in the Division of District on

Reference to re-registration to be made in previous entry.

and the registrar when he has the custody of such register shall forthwith make a certified copy of such previous entry, including a copy of the marginal note, and deliver such copy to the Registrar General.

Cap. 162.

(2) The marginal note shall be deemed to be part of the entry and a certified copy of the entry given under the provisions of the Registration of Births and Deaths Ordinance shall include the marginal note.

Certified
copies of
entries of
re-registra-
tion.

9. Where application is made for a certified copy of the entry of the birth of a person whose birth has been re-registered, the Registrar General or the registrar, as the case may be, shall supply a certified copy of the entry of re-registration; and no certified copy of the previous entry shall be given except under the direction of the Registrar General.
