STATUTORY INSTRUMENTS

1969 No. 1432 (L. 25)

SUPREME COURT OF JUDICATURE, ENGLAND

The Enrolment of Deeds (Change of Name) (Amendment) Regulations 1969

Made - - -	1*st October* 1969
Laid before Parliament	13*th October* 1969
Coming into Operation	27*th October* 1969

The Master of the Rolls, in exercise of the powers conferred on him by section 218 of the Supreme Court of Judicature (Consolidation) Act 1925(a), hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Enrolment of Deeds (Change of Name) (Amendment) Regulations 1969 and shall come into operation on 27th October 1969.

(2) The Interpretation Act 1889(b) shall apply to these Regulations as it applies to an Act of Parliament.

2. For Regulation 8 of the Enrolment of Deeds (Change of Name) Regulations 1949(c), as amended(d), there shall be substituted the following Regulation:—

"8.—(1) The provisions of this Regulation shall apply in relation to a deed poll evidencing the change of name of a minor, notwithstanding anything in the foregoing Regulations.

(2) The statutory declaration referred to in Regulation 4 must state the period during which the householder has known the minor and his parent or parents respectively.

(3) If the minor has attained the age of 16, the deed poll must either—

(*a*) be signed by the minor in both his old and new names, or

(*b*) be executed on his behalf by a parent or legal guardian of his and be indorsed with the minor's signed and duly witnessed consent.

(4) If the minor is under the age of 16, the deed poll must be executed by a parent or legal guardian of his.

(5) The application for enrolment must be supported—

(*a*) by an affidavit showing that the change of name is for the benefit of the minor and—

(i) that the application is submitted by both of his parents; or

(ii) that it is submitted by one parent with the consent of the other; or

(a) 1925 c. 49. (b) 1889 c. 63. (c) S.I. 1949/316 (1949 I, p. 3997).
(d) The relevant amending instrument is S.I. 1951/377 (1951 II, p. 677).

(iii) that it is submitted by one parent without the consent of the other, or by some other person whose name and capacity are given, for reasons set out in the affidavit, and

(*b*) by such other evidence, if any, as the Master of the Rolls may in the particular circumstances of the case require.

(6) In relation to a minor in respect of whom parental rights are vested in a local authority pursuant to section 3(1) of the Children Act 1948(a), any reference in this Regulation to the legal guardian of the minor shall be construed as a reference to that local authority."

Dated 1st October 1969.

Denning, M. R.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations alter the procedure to be followed in cases where it is desired to enrol in the Central Office of the Supreme Court a deed poll evidencing the change of name of a minor. They specify by whom such an application is to be submitted and require that the change should be shown to be for the minor's benefit.

(a) 1948 c. 43.