STATUTORY INSTRUMENTS

1969 No. 1811

REGISTRATION OF BIRTHS, DEATHS, MARRIAGES, ETC.

ENGLAND AND WALES

The Registration of Births, Deaths and Marriages (Amendment) Regulations 1969

Made - - - 17*th December* 1969

Coming into Operation 1*st January* 1970

The Registrar General in exercise of his powers under section 20 of the Registration Service Act 1953(**a**), section 9, section 10 (as amended by section 27 of the Family Law Reform Act 1969(**b**)), section 39 of the Births and Deaths Registration Act 1953(**c**), section 2 of the Welsh Language Act 1967(**d**) and all other powers enabling him in that behalf, with the approval of the Secretary of State for Social Services hereby makes the following regulations :—

PART I

RE-REGISTRATION OF BIRTHS

Title and commencement

1.—(1) These regulations may be cited as the Registration of Births, Deaths and Marriages (Amendment) Regulations 1969 and shall come into operation on 1st January 1970.

(2) These regulations and the Registration of Births, Deaths and Marriages Regulations 1968(**e**) shall be construed as one and may be cited together as the Registration of Births, Deaths and Marriages Regulations 1968 and 1969.

Interpretation

2.—(1) The Interpretation Act 1889(**f**) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(2) In these regulations—

"the principal regulations" means the Registration of Births, Deaths and Marriages Regulations 1968 ;

"the Act of 1969" means the Family Law Reform Act 1969.

Officers before whom written statements may be made

3. The officer before whom a written statement for the purposes of section 27(4) of the Act of 1969 may be made shall be—

(*a*) in a case where not more than 3 months have elapsed since the date of the birth of the child, any registrar of births and deaths other than the registrar of births and deaths for the sub-district in which the birth occurred ; or

(*b*) in any other case, any superintendent registrar.

(**a**) 1953 c. 37.
(**b**) 1969 c. 46.
(**c**) 1953 c. 20.
(**d**) 1967 c. 66.
(**e**) S.I. 1968/2049 (1968 III, p. 5522).
(**f**) 1889 c. 63.

Re-registration on joint information of parents

4. Where under section 27(2)(*a*) of the Act of 1969 the Registrar General authorises the re-registration of the birth of an illegitimate child at the joint request of the mother and the person acknowledging himself to be the father of the child—

(*a*) if the parents attend, pursuant to the authority of the Registrar General, before the registrar for the sub-district in which the birth occurred, within 3 months after the date of the birth, to give information for the re-registration of the birth, the registrar shall—

(i) ascertain from the parents the particulars to be registered concerning the birth and enter them in spaces 1 to 13 in the register in the presence of the parents in accordance with the authority of the Registrar General ;

(ii) call upon the parents to verify the particulars entered and to sign the entry in space 14 ;

(iii) enter the date on which the entry was made and add the words "On the authority of the Registrar General" ;

(iv) sign the entry in space 16 and add his official description.

(*b*) if the parents attend, pursuant to the authority of the Registrar General, within 3 months after the date of the birth before any other registrar, or after 3 months have elapsed since the date of the birth, before any superintendent registrar, that officer shall—

(i) call upon the parents to make and sign a declaration in the form of Schedule 1 ;

(ii) attest the declaration and deliver it to the registrar of the sub-district in which the birth occurred.

(*c*) upon receiving the authority of the Registrar General to re-register a birth under paragraph (*b*) of this regulation and the declaration made in pursuance thereof, the registrar for the sub-district in which the birth occurred shall—

(i) copy the particulars recorded in the spaces of the declaration into the corresponding spaces of the entry and shall call upon the parents to sign the entry in space 14 of the register or, if they are not present, shall enter in space 14 the names of the parents in the form in which they are signed in the declaration and shall add the words "by declaration dated....." inserting the date on which the declaration was made and signed ;

(ii) enter the date on which the entry was made and add the words "On the authority of the Registrar General" ;

(iii) if not more than 3 months have elapsed since the date of birth of the child, sign the entry in space 16 of the register and add his official description ;

(iv) if more than 3 months have elapsed since the date of birth of the child, make the entry in the presence of the superintendent registrar of the district in which the birth occurred and the superintendent registrar and the registrar shall sign the entry and add their official descriptions.

Re-registration on mother's information and father's statutory declaration

5.—(1) Where under section 27(2)(*b*) of the Act of 1969 the Registrar General authorises the re-registration of the birth of an illegitimate child at the request of the mother of the child—

(*a*) a declaration in the form of Schedule 2 shall be made by the mother before one of the officers specified in regulation 3 or, if not more than 3 months have elapsed since the date of the birth of the child, before the registrar of the sub-district in which the birth occurred;

(*b*) the declaration shall be attested by the officer before whom it was made;

(*c*) where the declaration is attested by a superintendent registrar, or a registrar other than the registrar for the sub-district in which the birth occurred, the officer who attested it shall deliver it to that registrar together with the authority of the Registrar General and a statutory declaration made by the person who is to be shown in the register as the father, acknowledging himself to be the father of the child.

(2) Upon receiving the documents specified in the foregoing sub-paragraph the registrar for the sub-district in which the birth occurred shall—

(*a*) copy the particulars recorded in the spaces of the declaration made by the mother into the corresponding spaces in the register;

(*b*) call upon the mother to verify the particulars as entered and to sign the entry in space 14 or, if she is not present, shall enter her name in space 14 in the form in which it is signed in the declaration made by her and add the words "by declaration dated....." inserting the date on which her declaration was made and signed;

(*c*) add in space 14 the words "Statutory declaration made by..... on ....." inserting the full name of the person acknowledging himself to be the father and the date on which the statutory declaration was made and signed by him;

(*d*) enter the date on which the entry was made and add the words "On the authority of the Registrar General";

(*e*) if not more than 3 months have elapsed since the date of birth of the child, sign the entry in space 16 and add his official description;

(*f*) if more than 3 months have elapsed since the date of the birth, make the entry in the presence of the superintendent registrar of the district in which the birth occurred and the superintendent registrar and registrar shall sign the entry and add their official descriptions.

Noting of entries

6. The superintendent registrar or registrar having custody of the register in which the birth was previously registered shall, when so directed by the Registrar General, note the previous entry relating to the birth with the words "Re-registered under section 27 of the Family Law Reform Act 1969 on....." inserting the date of the re-registration and make a certified copy of that entry, including a copy of the note, and send the copy to the Registrar General.

Welsh version

7.—(1) Where a regulation specified in column (1) of Schedule 5 to these regulations requires the use of a form of words set out in column (2), the form of words set out opposite thereto in column (3) shall be used in any Welsh version.

(2) In relation to a birth registered or re-registered in Wales or Monmouthshire references in these regulations to Schedules 1 and 2 shall have effect as if they were references to Schedules 3 and 4 respectively.

PART II

AMENDMENT OF THE PRINCIPAL REGULATIONS

Signatures

8. There shall be substituted for regulation 20(2) of the principal regulations (signatures), the following paragraph :—

"(2) If, in pursuance of section 10 of the Act as amended, an entry has been made of the name of the person acknowledging himself to be the father, and that person is present, the registrar shall call first upon that person and then upon the mother to sign the entry ; if that person is not present and there is produced to the registrar a statutory declaration and declaration in pursuance of the said section 10, the registrar shall call upon the mother to sign the entry in space 14, and shall add after her signature the words "Statutory declaration made by ..... on ....." inserting the full name of the person acknowledging himself to be the father and the date on which the statutory declaration was made and signed by him".

Declarations

9.—(1) There shall be substituted for regulation 24(6)(*b*) of the principal regulations (making of declaration under section 9 of the Act), the following paragraph—

"(*b*) with respect to space 14 (signature of informant)—

(i) any name of a declarant in a declaration required by this sub-paragraph to be written in space 14 shall be written in the form in which it is signed by the declarant in the declaration ;

(ii) if the declaration was made by one informant only the registrar shall write the name of that informant and shall add the words "by declaration dated ....." inserting the date on which the declaration was made and signed ;

(iii) if the declaration was made by the father and mother of an illegitimate child, the registrar shall write the names of the father and mother and shall add the words "by declaration dated ....." inserting the date on which the declaration was made and signed ;

(iv) if the declaration was made in pursuance of section 10 of the Act by the mother and by a statutory declaration by the person acknowledging himself to be the father of the child, the registrar shall write the name of the mother and shall add the words "by declaration dated ....." inserting the date on which her declaration was made and signed and shall add the words "Statutory declaration made by ..... on ....." inserting the full name of the person acknowledging himself to be the father and the date on which the statutory declaration was made and signed.".

(2) Paragraphs (7) and (8) of regulation 24 and the references to those paragraphs in paragraph (6), shall be re-numbered (8) and (9) respectively and the following paragraph shall be inserted—

"(7) If not more than 3 months have elapsed since the date of the birth of the child, the registrar shall sign the entry and add his official description."

Signature in entry after declaration

10. In regulation 30(1) of the principal regulations there shall be inserted between the words "space 14" and "the words" the words "the name of the declarant in the form in which it is signed in the declaration and shall add".

SCHEDULE 1

DECLARATION FOR THE REGISTRATION OF A BIRTH

Regulation 4(*b*)(i)

Births and Deaths Registration Act 1953, *ss.*6 *and* 9
Family Law Reform Act 1969, *s.* 27

CHILD	
1. Date and place of birth	
2. Name and surname	3. Sex
FATHER	
4. Name and surname	
5. Place of birth	
6. Occupation	
MOTHER	
7. Name and surname	
8. Place of birth	
9. (*a*) Maiden surname	(*b*) Surname at marriage if different from maiden surname
10. Usual address (if different from place of child's birth)	
INFORMANT	
11. Name and surname (if not the mother or father)	12. Qualification
13. Usual address (if different from that in 10 above)	

For use (*a*) *where the informants give information out of the sub-district of the child's birth or* (*b*) *in any case where more than 3 months have elapsed since the date of birth of the child.*

We....., being qualified under the Births and Deaths Registration Act 1953 to give information for the registration of the birth of the above-named child, DO SOLEMNLY DECLARE that the particulars above are those which are required to be registered concerning such birth, according to the best of our knowledge and belief, and request that the name of the father of the child be entered in the register of births as in space 4 above.

Signatures..... ..... Date.....

Signed and declared by the above-named declarants in the presence of.....

Registrar of Births and Deaths/Superintendent Registrar

.....Sub-district .....District

SCHEDULE 2

DECLARATION FOR THE REGISTRATION OF A BIRTH

Regulations 5(1)(*a*),8. *Family Law Reform Act* 1969, *s.* 27

CHILD	
1. Date and place of birth	
2. Name and surname	3. Sex
FATHER	
4. Name and surname	
5. Place of birth	
6. Occupation	
MOTHER	
7. Name and surname	
8. Place of birth	
9. (*a*) Maiden surname	(*b*) Surname at marriage if different from maiden surname
10. Usual address (if different from place of child's birth)	
INFORMANT	
11. Name and surname (if not the mother or father)	12. Qualification
13. Usual address (if different from that in 10 above)	

For use where the child is illegitimate and the mother produces a statutory declaration of paternity made by the father

I,.....DO SOLEMNLY DECLARE that I am the mother of the child the particulars of whose birth are specified above and that the person named in space 4 above is the father of the child; and I request that his name should be recorded as such in the register of births.

Signature..... Date.....

Signed and declared by the above-named declarant in the presence of.....
Registrar of Births and Deaths/Superintendent Registrar

.....Sub-district .....District

SCHEDULE 3

DECLARATION FOR THE REGISTRATION OF A BIRTH

Regulation 7(2)

Births and Deaths Registration Act 1953
Family Law Reform Act 1969

CHILD—Y PLENTYN

1. Date and place of birth
.....
Dyddiad a lle y ganwyd

2. Name and surname
Enw a chyfenw

3. Sex
.....
Rhyw

FATHER—TAD

4. Name and surname
Enw a chyfenw

5. Place of birth — Lle y ganwyd

6. Occupation — Gwaith

MOTHER—MAM

7. Name and surname
Enw a chyfenw

8. Place of birth — Lle y ganwyd

9. (*a*) Maiden surname
Cyfenw morwynol

(*b*) Surname at marriage if different from maiden surname
Cyfenw adeg priodi os yn wahanol i'r cyfenw morwynol

10. Usual address (if different from place of child's birth)
Cyfeiriad arferol (os yn wahanol i le geni'r plentyn)

INFORMANT—HYSBYSYDD

11. Name and surname (if not the mother or father)
Enw a chyfenw (os nad y tad neu'r fam)

12. Qualification
.....
Cymhwyster

13. Usual address (if different from that in 10 above)
Cyfeiriad arferol (os yn wahanol i'r hyn sydd yn 10 uchod)

For use (a) where the informants give information out of the sub-district of the child's birth or (b) in any case where more than 3 months have elapsed since the date of birth of the child.

I'w ddefnyddio (a) lle bo'r sawl sy'n cyflwyno hysbysiaeth yn gwneud hynny y tu allan i'r is-ddosbarth lle ganwyd y plentyn, neu (b) mewn unrhyw achos pan fo mwy na thri mis wedi mynd heibio oddi ar ddyddiad geni y plentyn.

We
Yr ydym ni } .....

being qualified under the Births and Deaths Registration Act 1953 to give information for the registration of the birth of the above-named child, DO SOLEMNLY DECLARE that the particulars above are those which are required to be registered concerning such birth, according to the best of our knowledge and belief, and request that the name of the father of the child be entered in the register of births as in space 4 above.

gan ein bod yn gymwys dan Births and Deaths Registration Act 1953, i roi gwybodaeth ar gyfer cofrestru genedigaeth y plentyn a enwyd uchod YN CYHOEDDI YMA O DDIFRIF mai'r manylion uchod yw'r rhai y mae'n rhaid eu cofrestru ynglŷn â'r enedigaeth hon, hyd eithaf ein gwybodaeth a'n cred, a dymunwn i enw tad y plentyn gael ei gofnodi yn y gofrestr genedigaethau fel yn 4 uchod.

Signatures..... Date .....
Llofnodau..... Dyddiad.....

Signed and declared by the above-named declarants in the presence of
Wedi ei lofnodi a'i ddatgan gan y personau a enwyd uchod fel datganwyr ac yng ngŵydd } .....

Superintendent Registrar/Cofrestrydd Arolygol

Registrar of Births and Deaths/Cofrestrydd Genedigaethau a Marwolaethau

..... { Sub-district / Is-ddosbarth } ..... { District / Dosbarth }

SCHEDULE 4

DECLARATION FOR THE REGISTRATION OF A BIRTH

Regulation 7(2)

Births and Deaths Registration Act 1953
Family Law Reform Act 1969

CHILD—Y PLENTYN

1. Date and place of birth
.....
Dyddiad a lle y ganwyd

2. Name and surname
Enw a chyfenw

3. Sex
.....
Rhyw

FATHER—TAD

4. Name and surname
Enw a chyfenw

5. Place of birth — Lle y ganwyd

6. Occupation — Gwaith

MOTHER—MAM

7. Name and surname
Enw a chyfenw

8. Place of birth — Lle y ganwyd

9. (*a*) Maiden surname
Cyfenw morwynol

(*b*) Surname at marriage if different from maiden surname
Cyfenw adeg priodi os yn wahanol i'r cyfenw morwynol

10. Usual address (if different from place of child's birth) — Cyfeiriad arferol (os yn wahanol i le geni'r plentyn.

INFORMANT—HYSBYSYDD

11. Name and surname (if not the mother or father)
Enw a chyfenw (os nad y tad neu'r fam)

12. Qualification
.....
Cymhwyster

13. Usual address (if different from that in 10 above) — Cyfeiriad arferol (os yn wahanol i'r hyn sydd yn 10 uchod)

For use where the child is illegitimate and the mother produces a statutory declaration of paternity made by the father

I'w ddefnyddio lle bo'r plentyn yn anghyfreithlon a'r fam yn cyflwyno datganiad statudol a wnaied gan y tad i'r perwyl mai ef yw'r tad

I,
Yr wyf i, } .....

DO SOLEMNLY DECLARE that I am the mother of the child the particulars of whose birth are specified above and that the person named in space 4 above is the father of the child; and I request that his name should be recorded as such in the register of births.

YN CYHOEDDI YMA O DDIFRIF mai myfi yw mam y plentyn y rhoddwyd uchod fanylion am ei enedigaeth, ac mai'r person a enwyd yn 4 uchod yw tad y plentyn; a dymunaf i'w enw gael ei gofnodi felli yn y gofrestr genedigaethau.

Signature
Llofnod } ..... Date .....
Dyddiad.....

Signed and declared by the above-named declarant in the presence of
Wedi ei lofnodi a'i ddatgan gan y person a enwyd uchod fel datganwr ac yng ngŵydd } .....
Superintendent Registrar/Cofrestrydd Arolygol
Registrar of Births and Deaths/
Cofrestrydd Genedigaethau a Marwolaethau

..... { Sub-district / Is-ddosbarth ..... { District / Dosbarth

SCHEDULE 5

Regulation 7(1)

(1) Regulation	(2) Form of words required	(3) Welsh Version
Reg 4(*a*)(iii)	"On the authority of the Registrar General"	Dan awdurdod y Cofrestrydd Cyffredinol
Reg 4(*c*)(i)	"by declaration dated"	trwy ddatganiad dyddiedig y.....
Reg 4(*c*)(ii)	"On the authority of the Registrar General"	Dan awdurdod y Cofrestrydd Cyffredinol
Reg 5(2)(*b*)	"by declaration dated"	trwy ddatganiad dyddiedig y.....
Reg 5(2)(*c*)	"Statutory declaration made by.....on....."	Datganiad Statudol a wnaethpwyd gan .....ar y.....
Reg 5(2)(*d*)	"On the authority of the Registrar General"	Dan awdurdod y Cofrestrydd Cyffredinol
Reg 6	"Re-registered under Section 27 of the Family Law Reform Act 1969 on....."	Ail-gofrestrwyd dan Adran 27 Family Law Reform Act 1969 ar y.....

Given under my hand on 17th December 1969.

Michael Reed.
Registrar General.

I approve.

R. H. S. Crossman.
Secretary of State for Social Services.

17th December 1969.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Section 27 of the Family Law Reform Act 1969 makes further provision for the entry in a register of births of the name of the person acknowledging himself to be the father of an illegitimate child. Part I of these Regulations provides for the re-registration of the birth of such a child and prescribes the manner in which that person's name shall be entered. The forms to be used for this purpose are also prescribed (Schedules 1 to 4).

Part II, by amendment of the principal regulations, makes similar provisions for the initial registration of the birth of an illegitimate child.

Regulation 7 and Schedules 3, 4 and 5 provide for the entry of particulars in Welsh in registrations and re-registrations in Wales and Monmouthshire.