
BIRTHS AND DEATHS REGISTRATION (AMENDMENT) ORDINANCE 2013

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SCHEDULE

NEW SCHEDULE ADDED TO BIRTHS AND DEATHS REGISTRATION ORDINANCE 1975

BIRTHS AND DEATHS REGISTRATION (AMENDMENT) ORDINANCE 2013

An Ordinance to amend the Births and Deaths Registration Ordinance 1975

J. S. WRIGHT
DEPUTY ADMINISTRATOR

6th September 2013.

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

1. Short title

This Ordinance may be cited as the Births and Deaths Registration (Amendment) Ordinance 2013.

2. Commencement

This Ordinance comes into force on 1 October 2013.

3. Meaning of principal Ordinance

In this Ordinance, “principal Ordinance” means the Births and Deaths Registration Ordinance 1975(a).

4. Births and Deaths Registration Ordinance 1975 amended

The principal Ordinance is amended in accordance with sections 5 to 39.

5. Section 2 amended (interpretation)

(1) Section 2 is amended by repealing the definition of “Registrar” and substituting the following definition—

““Registrar” means—

- (a) the Area Officer for the Area in which a birth or death takes place; or
- (b) in a case where a living new-born child is found exposed or a dead body is found and no information as to the place of birth or death is available, the Area Officer for the Area in which the child or dead body is found;”.

(2) Section 2 is amended by repealing the definition of “Superintendent Registrar”.

- (3) Section 2 is amended by inserting the following definition in its appropriate alphabetical order—

““table” means the table of fees in the Schedule”.

6. Section 3 amended (particulars of births to be registered)

Section 3(1) is amended by omitting “area” wherever the word occurs and substituting “Area” in each case.

7. Section 5 amended (provision for early notification of birth)

- (1) Section 5(1) is amended by omitting “area” and substituting “Area”.
- (2) Section 5(3) is amended by omitting “area” and substituting “Area”.
- (3) Section 5(4) is repealed.
- (4) Section 5(5) is amended by omitting “twenty-five pounds” and substituting “€854”.

8. Section 7 amended (Registrar’s power to require information concerning a birth)

Section 7(a) is amended—

- (a) by omitting “area” and substituting “Area”;
- (b) by omitting “three months” and substituting “12 months”.

9. Section 8 amended (registration of births free of charge)

Section 8 is amended—

- (a) by omitting “three months” and substituting “12 months”;
- (b) by repealing the proviso.

10. Section 10 repealed

Section 10 is repealed.

11. Section 11 amended (registration after 12 months from date of birth)

- (1) Section 11(2) is repealed and the following subsection substituted—
 - “(2) On the registration of a birth under this section, the informant must pay to the Registrar the fee set out in the table.”
- (2) Section 11(3) is repealed.

12. Section 12 repealed

Section 12 is repealed.

13. Section 14 amended (special provision as to registration of still-birth)

Section 14(3) is amended by omitting “the prescribed fee” and substituting “the fee set out in the table”.

14. Section 15 amended (certificates as to registration of birth)

- (1) Section 15(1) is amended by omitting “the Superintendent Registrar or Registrar, as the case may be, shall if so required by the informant of the birth and upon payment to him by the informant of a fee not exceeding fifty mils” and substituting “the Registrar must”.
- (2) Section 15(2) is repealed and the following subsection substituted—
 - “(2) The Registrar must—
 - (a) upon registering the birth give to the informant without fee 1 certificate of birth in the prescribed form;
 - (b) upon the application of any person and upon payment of the fee set out in the table give to the applicant a certificate of birth in the prescribed form.”

15. Section 16 amended (registration or alteration of name)

Section 16 is amended—

- (a) by omitting “or Superintendent Registrar, as the case may be,”;
- (b) by omitting “a fee of ten pounds” and substituting “the fee set out in the table”.

16. Section 17 amended (re-registration of births of legitimated persons)

- (1) Section 17(1) is amended by omitting “or the Superintendent Registrar”.
- (2) Section 17(3) is amended by omitting “there shall be charged in respect of the re-registration such fees, not exceeding in the aggregate five hundred mils, as may be prescribed” and substituting with “the fee set out in the table is to be charged”.

17. Section 18 amended (particulars of deaths to be registered)

Section 18 is amended by omitting “area” wherever the word occurs and in each case substituting “Area”.

18. Section 19 amended (information concerning death in a house)

Section 19(1)(b) is amended by omitting “area” and substituting “Area”.

19. Section 22 amended (power of Registrar to require information concerning death)

Section 22(1)(a) is amended by omitting “area” and substituting “Area”.

20. Section 23 amended (registration of deaths free of charge)

Section 23 is amended by repealing the proviso.

21. Section 24 amended (registration of deaths after 12 months)

- (1) Section 24(2) is repealed and the following subsection substituted—
 - “(2) When any death is registered under this section upon the giving of information by a qualified informant, the informant must pay to the Registrar the fee set out in the table.”
- (2) Section 24(3) is repealed.

22. Section 25 amended (certificates of cause of death)

- (1) Section 25(1) is amended by omitting “and send at the same time a copy to the Superintendent Registrar”.
- (2) Section 25(3) is amended by omitting “section 32 of the Coroners Ordinance” and substituting “section 12 of the Coroners (Consolidation and Extension) Ordinance 1989**(b)**”.
- (3) Section 25(4) is amended by omitting “area” and substituting “Area”.

23. Section 26 amended (furnishing of information by Coroner)

Section 26(3) is amended by omitting “section 4 of the Coroners Ordinance” and substituting “section 12 of the Coroners (Consolidation and Extension) Ordinance 1989”.

24. Section 27 amended (certificates as to registration of death)

- (1) Section 27(1) is amended by repealing the second proviso.
- (2) Section 27(2) is amended by omitting “the prescribed fee” and substituting “the fee set out in the table”.
- (3) Section 27(4) is amended by omitting “the prescribed fee” and substituting “the fee set out in the table”.
- (4) Section 27(7) is repealed and the following subsection substituted—
 - “(7) The Registrar must—

- (a) upon registering the death give to the informant without fee 1 certificate of death in the prescribed form;
- (b) upon the application of any person and upon payment of the fee set out in the table give to the applicant a certificate of death in the prescribed form.”

25. Section 29 repealed

Section 29 is repealed.

26. Section 30 repealed and substituted

Section 30 is repealed and the following section substituted—

“30. Returns by Registrars to Registrar General

A Registrar must, at such intervals as the Registrar General may require in writing, send to the Registrar General a certified copy of all entries of live-births, still-births or deaths made in the registers kept by the Registrar for the preceding period.”

27. Section 31 amended (custody of registers, etc)

Section 31(1) is amended by omitting “Every Superintendent Registrar and every Registrar” and substituting “A Registrar”.

28. Section 32 amended (correction of errors in registers)

Section 32(3) is amended by omitting “a fee of five pounds” and substituting “the fee set out in the table”.

29. Section 33 amended (entry in register as evidence of birth or death)

- (1) Section 33(2)(a) is amended by omitting “, not being an entry signed by a person professing to be a Superintendent Registrar,”.
- (2) Section 33(3) and the proviso that follows it are repealed and the following subsection substituted—

“(3) Where more than 12 months have intervened between the date of the birth of any child or the date when any living new-born child was found exposed and the date of the registration of that child, the entry or a certified copy of the entry of the birth of the child in the register, or in a certified copy of the register, is not evidence of the birth unless the entry purports to have been made with the authority of the Registrar General.”

30. Sections 33A and 34 repealed

Sections 33A and 34 are repealed.

31 Section 35 amended (penalties for failure to give information, etc)

Section 35 is amended by omitting “twenty pounds” and substituting “€854”.

32. Section 36 amended (penalty for forging certificate, etc)

Section 36 is amended by omitting “he shall be liable to a fine not exceeding two hundred pounds” and substituting “the person is liable on conviction to imprisonment for a term not exceeding 10 years or a fine not exceeding €8,543 or to both”.

33. Section 37 amended (prosecution of offences)

Section 37 is amended—

- (a) by omitting “Superintendent”;
- (b) by omitting “Legal Adviser” and substituting “Attorney-General and Legal Adviser”.

34. Section 40 repealed and substituted

Section 40 is repealed and the following section substituted—

“40. Assistant Registrars

- (1) A Registrar may appoint a public officer(c) as Assistant Registrar.
- (2) Any act or thing that is required by or under an Ordinance to be done by, to or before a Registrar may be done by, to or before an Assistant Registrar.”

35. Section 41 repealed

Section 41 is repealed.

36. Section 42 amended (Area registry office)

Section 42 is amended by omitting “Superintendent”.

37. Section 43 repealed

Section 43 is repealed.

38. Section 45 amended (regulations)

Section 45(a) is amended by omitting “Superintendent Registrars and”.

39. New Schedule added (table of fees)

The principal Ordinance is amended by adding the Schedule set out in the Schedule to this Ordinance.

40. Transitional provision

Despite the amendments made by this Ordinance to section 33 (entry in register as evidence of birth or death) of the principal Ordinance, that section applies to births and deaths registered before 1 October 2013 as if the amendments had not been made.

41. Repeals

The following Ordinances are repealed—

- (a) the Births and Deaths Registration (Amendment) (No. 1) Ordinance 1992(d);
- (b) the Births and Deaths Registration (Amendment) Ordinance 1999(e).

SCHEDULE

section 39

NEW SCHEDULE ADDED TO BIRTHS AND DEATHS REGISTRATION ORDINANCE 1975

“SCHEDULE

section 2

TABLE OF FEES

Provision	Service	Fee
Section 8	Registration of birth within 12 months	Free
Section 11(2)	Registration of birth after 12 months	€30
Section 14(2)	Registrar’s certificate of registration of still-birth	Free
Section 14(2)	Registrar’s certificate of receipt of notice of still-birth	Free
Section 14(3)	Duplicate of certificate under section 14(2)	€5
Section 15(1)	Registrar’s certificate of registration of birth	Free
Section 15(2)(a)	Certificate of birth (to informant at time of registration)	Free
Section 15(2)(b)	Certificate of birth (in any other case)	€5
Section 16	Registration of alteration of name within 12 months of registration	€51
Section 17(3)	Re-registration of birth of legitimated person more than 3 months after date of marriage of parents	€5
Section 23	Registration of death within 12 months	Free
Section 24(2)	Registration of death after 12 months	€30
Section 27(1)	Registrar’s certificate of registration of death	Free
Section 27(1)	Registrar’s certificate of receipt of notice of death	Free
Section 27(2)	Chief Officer’s certificate that registration of death is not required	€5
Section 27(4)	Duplicate certificate under section 27(1) or (2)	€5
Section 27(7)(a)	Certificate of death (to informant at time of registration)	Free
Section 27(7)(b)	Certificate of death (in any other case)	€5
Section 32(3)	Correction of register	€5

Notes

- (a) Ordinance 8/75. The Ordinance was amended by Ordinances 6/92 and 15/99, both of which are repealed by section 41 of this Ordinance.
(b) Ordinance 21/89, amended by Ordinances 38/02 and 24/13.
(c) “Public officer” is defined in Schedule 1 to the Interpretation Ordinance 2012.
(d) Ordinance 6/92.
(e) Ordinance 15/99.

EXPLANATORY NOTE

(This note does not form part of the Ordinance)

1. This explanatory note relates to the Births and Deaths Registration (Amendment) Ordinance 2013 (the “Ordinance”). It has been prepared by the Office of the Attorney-General and Legal Adviser in order to assist the reader of the Ordinance.
2. The Ordinance amends the Births and Deaths Registration Ordinance 1975 (the “principal Ordinance”). The principal changes made are as follows—
 - The Area Officer of each Sovereign Base Area becomes the Registrar for that Area, and the office of Superintendent Registrar is abolished.
 - It is no longer possible to request that the Registrar register births and deaths at the residence of an informant.
 - 1 birth certificate and 1 death certificate will be provided free of charge to an informant on registration.
 - Certain offences are repealed, and the penalties for other offences are increased.
 - New fees are set out in a table in the new Schedule to the principal Ordinance.
3. The Ordinance repeals the Births and Deaths Registration (Amendment) (No. 1) Ordinance 1992 and the Births and Deaths Registration (Amendment) Ordinance 1999.

