

WESTERN AUSTRALIA.



ANNO QUINTO

GEORGII QUINTI REGIS,

IV.

No. 4 of 1914.

AN ACT to amend the Registration of Births, Deaths, and Marriages Act, 1894.

[Assented to 8th August, 1914.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Registration of Births, Deaths, and Marriages Act Amendment Act, 1914*, and shall be read as one with the Registration of Births, Deaths, and Marriages Act, 1894, hereinafter referred to as "the principal Act." Short title.

2. Section six of the principal Act as amended by the Registration of Births, Deaths, and Marriages Amendment Act, 1907, is further amended by the addition of a subsection, as follows:— Amendment of Section 6.

(6) The Governor may by Order in Council vest in the Registrar General the power to appoint and remove district registrars, deputy district registrars, assistant district registrars, and deputy assistant district registrars.

3. Section thirty-one of the principal Act is repealed, and the following is enacted in place thereof:— Amendment of Section 31.

Registration of
name subsequently
to registration of
birth.

31. If a child whose birth has been registered and whose name (commonly called the Christian name), if any, by which it was registered has been altered, whether by baptism or otherwise, or if a child has been registered without a name being inserted in the Register, and a name has been subsequently given to such child, whether by baptism or otherwise, the parent or guardian of such child, or the person procuring such name to be altered or given, may, within sixty days next after the alteration or giving of such name, procure and deliver to the district registrar in whose custody the registry of the birth of such child then happens to be a certificate in the form in the Sixth schedule, or in such other form as may be prescribed by regulations made under this Act, signed by the minister or other person who has altered or given such name; and such minister or other person shall deliver such certificate, whenever demanded, on payment to him of the fee of one shilling; and the district registrar shall, upon receipt of such certificate together with the fee of two shillings and sixpence, without any erasure or alteration of the original entry forthwith register thereon, in the column provided for the purpose, that the child was baptised by such name or had such name or altered name given to it, and shall thereupon transmit to the Registrar General a certified copy of the additional entry so made.

Provided always that a registration under this section shall not be made more than once.

Amendment of
Section 34.

4. Section thirty-four of the principal Act as amended by section eleven of the Registration of Births, Deaths, and Marriages Amendment Act, 1907, is further amended by the addition of the following words:—

Provided that whenever by reason of special circumstances it is shown to the satisfaction of the Registrar General, or the district registrar concerned, that there existed a good reason for the omission to register such death within the prescribed time, and that the circumstances of the case would not admit of a compliance with the provisions of the Act, then, in such case, the Registrar General, or such district registrar, all the particulars required for such registration having been duly furnished within such time as may reasonably be found necessary to enable such registration to be effected, may, in his discretion, grant authority for the registration of, or register such death, without requiring the informant to make the statutory or solemn declaration before mentioned.

5. Section thirty-five of the principal Act is amended by striking out the words "Registrar General," in the tenth line, and inserting the words "district registrar."

Amendment of
Section 35.

6. Section one of the Registration of Births, Deaths, and Marriages Amendment Act, 1907, is amended by inserting immediately before the word "Births," in the third line thereof, the words "Registration of."

Amendment of
1907, No. 19,
Section 1.

7. When a birth or death is not duly registered, and any person whose duty it was to cause the district registrar to be informed of such birth or death is convicted for failing to do so, the justices may, on such conviction, make an order directed to the person convicted of such offence, ordering such person to cause the district registrar to be informed of such birth or death, and to give the prescribed particulars, and to pay the prescribed fee, within a certain time, to be stated in the order; and if, at the expiration of such time, such order is not obeyed, the person to whom such order shall have been directed may be proceeded against for neglecting such order, and shall be liable on conviction to a penalty not exceeding twenty pounds; and on any such conviction from time to time it shall be lawful for the convicting justices to renew the said order, and any further breach of any such order after a previous conviction for any such breach shall be punishable in like manner.

Penalty for
continuing offence.
See 42 Vic., No.
13, s. 19.

8. When an order of adoption has been made under the Adoption of Children Act, 1896, the district registrar having the custody of the registry of the birth of such child shall, on an application being made in the prescribed form, and on payment of the prescribed fee, make an entry on the register in the prescribed manner of the surname of the adopting parent conferred on the child.

Registration of
name of adopted
child.