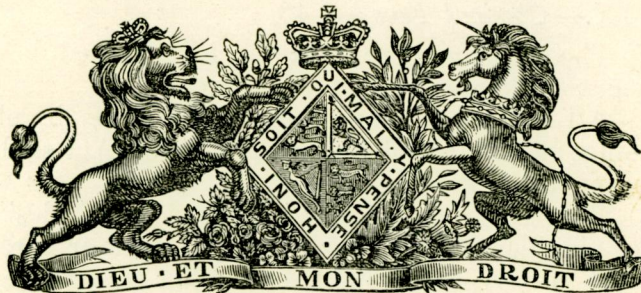


New South Wales.



ANNO SEXAGESIMO TERTIO

VICTORIÆ REGINÆ.

Act No. 17, 1899.

An Act to consolidate the Acts relating to the Registration of Births Deaths and Marriages. [Assented to, 20th November, 1899.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

PART I.

Repeal and Preliminary.

1. This Act may be cited as the "Registration of Births Deaths and Marriages Act 1899" and is divided into Parts as follows :—

PART I.—*Repeal and Preliminary*—ss. 1-3.

PART II.—*Establishment of Registry Offices and Districts—Appointment of Registrars*—ss. 4-6.

A

PART

Registration of Births Deaths and Marriages.

PART III.—*Duties of Registrar-General and District Registrars—ss. 7-16.*

PART IV.—*Transferred Clergy Returns—ss. 17-18.*

PART V.—*Provisions as to Registration of Births—ss. 19-26.*

PART VI.—*Provisions as to Registration of Deaths—ss. 27-30.*

PART VII.—*Registration of Ministers for celebrating Marriages—ss. 31-36.*

PART VIII.—*Penalties—ss. 37-42.*

PART IX.—*Clerical Fees—s. 43.*

Repeal.
First Schedule.

2. (1) The Acts mentioned in the First Schedule to this Act are to the extent therein expressed hereby repealed.

Officers under
repealed Acts.

(2) All persons appointed under the Acts hereby repealed and holding office at the time of the passing of this Act shall be deemed to have been appointed hereunder.

General Registry
under repealed Acts.

(3) The "General Registry for New South Wales" established under the Act nineteenth Victoria number thirty-four hereby repealed shall be deemed to have been established under this Act.

Registry districts
under repealed Acts.

(4) All registry districts proclaimed under the authority of any Act hereby repealed and existing at the time of the passing of this Act shall be deemed to have been proclaimed hereunder.

Ministers for
celebrating marriages
under repealed Acts.

(5) All ministers of religion registered as ministers for celebrating marriages under the authority of any Act hereby repealed and continuing to be so registered at the time of the passing of this Act shall be deemed to have been registered hereunder.

Regulations under
repealed Acts.

(6) All regulations made under the authority of any Act hereby repealed and being in force at the time of the passing of this Act shall be deemed to have been made hereunder.

Books, forms, &c.,
under repealed Acts.

(7) All books forms seals or stamps authorised to be used under any of the Acts hereby repealed and in use at the time of the passing of this Act shall be deemed to have been authorised hereunder.

Interpretation.
19 Vic. No. 34 s. 1.
Schedule A.

3. In this Act unless the context or subject-matter otherwise indicates or requires—

"Parent" means father or if he is dead or absent the mother or guardian.

"Tenant" means principal occupier for the time being of any dwelling-house or tenement and in the case of a gaol prison house of correction hospital lunatic asylum or other public or charitable institution the head officer or person in actual charge thereof.

"Seal" means any seal stamp or die caused to be made by the Registrar-General.

"District registrar" means any district registrar or assistant district registrar.

PART

Registration of Births Deaths and Marriages.

PART II.

Establishment of Registry Offices and Districts—Appointment of Registrars.

4. (1) The Governor may establish by notice in the Gazette an office in the city of Sydney for registering all births marriages and deaths in New South Wales to be called the "General Registry for New South Wales."

General registry office.
19 Vic. No. 34 s. 2.

(2) The Governor may appoint a fit person to be Registrar-General.

5. For the purposes of this Act the Governor may by proclamation in the Gazette from time to time alter as he thinks fit the existing division of New South Wales into registry districts but so that one of such registry districts shall be the registry district of Sydney.

Registry districts.
Ibid. s. 3.

6. (1) The Governor may appoint such persons as he thinks fit to be district registrars and assistant district registrars for such districts respectively except for the district of Sydney.

District registrars.
Ibid. s. 4.

(2) The office of district registrar for the district of Sydney shall be vested in the Registrar-General.

PART III.

Powers and Duties of Registrar-General and District Registrars.

7. The Registrar-General shall from time to time at the public expense furnish to every district registrar—

Registrar-General to supply books and forms.

- (a) books for the registry of births marriages and deaths and
- (b) forms for certified copies of the entries in such books.

Ibid. s. 8.

8. (1) Every district registrar shall inform himself carefully of every birth marriage and death happening within his district and shall as soon as possible after the event without fee or reward register the same respectively and the particulars thereof in such books according to the respective forms contained therein or so furnished to him.

District registrar to register.
Ibid. s. 8.

(2) Every entry shall be made in order from the beginning to the end of the book and every such book shall be paged consecutively.

9. Any district registrar may ask of any person married or about to be married the several particulars required to be registered touching any such marriage and of any person seeking to register any birth or death any of the particulars hereby required to be registered.

District registrars may make inquiries regarding marriages.
Ibid. s. 17.

10. (1) Every district registrar shall in the months of April July October and January in each year transmit to the General Registry copies of the registers of births marriages and deaths made in his office during the three months next preceding.

Returns to General Registry.
Ibid. s. 9.

Registration of Births Deaths and Marriages.

(2) All such copies shall be thereafter kept in the General Registry in such order and manner as the Registrar-General thinks fit so that the same may be most readily seen and examined.

General Registry
indexes.
19 Vic. No. 34 s. 18.

11. (1) The Registrar-General shall cause the following indexes to be made and kept in the General Registry :—

- (a) indexes of the several district registries
- (b) indexes of his own register for the district of Sydney
- (c) one general index of all the births marriages and deaths in New South Wales.

District Registry
indexes.

(2) Every district registrar shall cause indexes of his register-books to be made and kept in his office.

Searches and copies.
Second Schedule.
Ibid. s. 20.

12. (1) Every person on payment of the fees specified in that behalf in the Second Schedule hereto and giving in a written memorandum of the particular entry which he desires to find or search for shall be entitled—

- (a) at reasonable hours to be fixed by the regulations hereunder to search any of such indexes and also the several registers or books in which such entry appears to be and
- (b) to have a copy of any entry in any such book certified by the Registrar-General or district registrar as the case may be.

Seals of office.
Ibid. s. 10.

13. The Registrar-General shall cause a seal or stamp to be made for the General Registry and for each district registry office and the Registrar-General and district registrars respectively shall sign and cause to be sealed or stamped therewith all certificates or certified copies given in their respective offices.

Regulations.
Ibid. s. 6.

14. The Registrar-General may subject to the approval of the Governor make regulations from time to time for the management of the General Registry and to be observed by the district registrars and such regulations when so approved shall be published in the Gazette and be thereupon as binding on all persons affected thereby as if they formed part of this Act.

Fees.
Second Schedule.
Ibid. s. 7.

15. (1) The Registrar-General and every district registrar shall for the duties to be performed under this Act or the Marriage Act 1899 receive the several fees specified in the Second Schedule hereto.

(2) Subject to the provisions of the Audit Act 1898 all such fees shall be retained by such district registrars for their own use except the fees paid to the Registrar-General or in his office which shall be accounted for and paid by him respectively to the Consolidated Revenue Fund.

Correction of
accidental errors.
Ibid. s. 31.

16. (1) Where an error is discovered to have been committed in the form or substance of any entry in the register of a birth marriage or death the person charged with the duty of making such entry shall not be liable to any penalty if within one month next after the discovery of the error he truly corrects the same by making signing and dating a new entry in the margin without altering the original entry.

(2)

Registration of Births Deaths and Marriages.

(2) Every such correction shall be made—

- (a) in the case of a birth in the presence of the parent
- (b) in the case of a marriage in the presence of either of the parties
- (c) in the case of a death in the presence of the tenant or
- (d) in any of such cases respectively in the presence of the district registrar.

(3) The district registrar shall make the like alteration in every certified copy of the register made after any such correction or if a certified copy has been already made shall make and deliver a separate certified copy of the original erroneous entry and of the new and correct marginal entry.

PART IV.

Transferred Clergy Returns.

17. (1) The Registrar-General shall keep in the General Registry for New South Wales all returns of baptisms marriages and burials and all transcripts registers and records thereof and every index of or to the same which under the provisions contained in the Clergy Returns Transfer Act of 1878 were transferred to the Registrar-General. Registrar to keep transferred returns. 42 Vic. No. 5, s. 1.

(2) The Registrar-General shall grant certificates or certified copies of such returns transcripts registers and records in like manner as under the several provisions of this Act applicable to registration of marriages births and deaths or incidental thereto or consequent thereon. Certificates of such returns.

18. (1) All certificates or certified copies granted by the Registrar-General under this Part of this Act shall be of the same and the like force and effect to all intents and purposes as certificates and certified copies of the registers of marriages births and deaths granted under other Parts of this Act. Certificates and fees. Ibid. s. 3.

(2) The like fees shall be chargeable and paid for such certificates or copies respectively and for searches as are authorised by section fifteen of this Act and the Second Schedule hereto. Second Schedule.

PART

Registration of Births Deaths and Marriages.

PART V.

Provisions as to Registration of Births.

Notice of births.

19 Vic. No. 34 s. 21.

19. In each case of the birth of any child in New South Wales the parent shall within sixty days next thereafter inform the district registrar of such birth and of all the particulars concerning the same according to the forms of registration hereinbefore referred to.

Limit of time for registration.

Ibid. s. 22.

20. (1) After the expiration of sixty days following the birth of any child in New South Wales no district registrar shall register such birth unless—

(a) some person present at the birth or

(b) the parent

makes within six months next after the birth a solemn declaration according to the best of his knowledge and belief of the particulars hereinbefore mentioned.

(2) Upon such declaration being made the district registrar shall register the birth.

Penalty.

(3) Every person or parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Children born out of the colony.

Ibid. s. 23.

21. (1) In every case of the arrival in New South Wales of a child under the age of eighteen months born at sea or in any place out of New South Wales whose parents are about to take up their abode in New South Wales the district registrar shall upon a solemn declaration by the parent of the particulars so required as aforesaid register the birth.

Penalty.

(2) Every parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Further limit of time.

Ibid. s. 24.

22. (1) A district registrar shall not register the birth of any child after the expiration of six months

(a) following such birth if in New South Wales or

(b) after the arrival in New South Wales of the child if born at sea or out of New South Wales.

(2) No register or certified copy of a register of birth made contrary to this section shall be received in evidence to prove the birth of any child.

Name given after registration of birth.

Third Schedule.

Ibid. s. 25.

23. (1) Where a name is duly given to a child at any time after the registration of its birth the parent shall within seven days after the giving of such name procure and deliver to the district registrar in whose custody the register of the birth of such child then happens to be a certificate according to the form in the Third Schedule hereto signed by the minister or other person who gave such name.

Fee payable.

(2) Such minister or other person shall deliver the said certificate whenever demanded on payment of the fee of one shilling.

(3)

Registration of Births Deaths and Marriages.

(3) The district registrar upon receipt of such certificate shall without any erasure of the original entry forthwith make an additional entry in the register that such name was by baptism or otherwise duly given to the child.

Registration of name.

(4) The district registrar shall thereupon certify on the said certificate the additional entry so made.

24. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every birth which has occurred on board such vessel while at sea according to the form in the Fourth Schedule hereto.

Masters of British and colonial vessels to report births. Fourth Schedule. 19 Vic. No. 34 s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do.

Form to be supplied.

25. Nothing herein contained as to the compulsory registration of births shall extend to any child born before the first day of March one thousand eight hundred and fifty-six but the parent may require the birth to be registered under the like provisions as are herein contained as nearly as may be and the district registrar shall register the same accordingly.

Compulsory registration not retrospective. *Ibid.* ss. 27, 38.

26. In case any new-born child is found exposed the chief or head constable of the district shall forthwith inform the district registrar thereof and of the place where such child was found.

Finding of child. *Ibid.* s. 28.

PART VI.

Provisions as to Registration of Deaths.

27. In each case of the death of any person in New South Wales the tenant of the house or place shall within thirty days next thereafter inform the district registrar of such death and of all the particulars concerning the same according to the forms of registration hereinbefore referred to.

Notice of deaths. *Ibid.* s. 21.

28. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every death which has occurred on board such vessel while at sea according to the form in the Fifth Schedule hereto.

Masters of British and colonial vessels to report deaths. Fifth Schedule. *Ibid.* s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do.

Registration of Births Deaths and Marriages.

Finding of body.
19 Vic. No. 34 s. 28.

29. (1) In case any dead body is found exposed the coroner or if none such the nearest justice of the peace shall forthwith inform the district registrar thereof and of the place where such dead body was found.

Notice of inquest.

(2) Where an inquest or magisterial inquiry is held on any dead body the coroner or magistrate as the case may be shall notify to the district registrar the verdict of the jury or the opinion of such magistrate with all other particulars required to be registered concerning the death and such registrar shall make the entry accordingly.

Certificates of deaths
and burials.
Sixth Schedule.
Ibid. s. 29.

30. (1) Every district registrar immediately upon registering any death or as soon thereafter as he is required so to do shall without fee or reward deliver to the undertaker or other person having charge of the funeral a certificate under his hand according to the form in the Sixth Schedule hereto that such death has been duly registered.

(2) Such certificate shall be delivered by such undertaker or other person to the minister or officiating person required to bury or perform any religious service for the burial.

(3) If any dead body is buried for which no certificate has been so delivered the person who buries the same or performs any funeral or religious service for the burial or who in any other way disposes of the body shall forthwith give notice of the facts to the district registrar.

Seventh Schedule.

(4) The coroner or magistrate holding an inquest or inquiry upon any dead body for which no certificate has been delivered as aforesaid may order the body to be buried before registration and shall in such case give a certificate of his order in writing under his hand according to the form in the Seventh Schedule hereto to such undertaker or other person having charge of the funeral.

Eighth Schedule

(5) Every undertaker or other person who buries or otherwise disposes of any dead body shall forthwith cause to be transmitted to the district registrar a certificate thereof in the form or to the effect set forth in the Eighth Schedule hereto countersigned by two respectable householders.

PART VII.

Registration of Ministers for celebrating Marriages.

Registration of
ministers of religion
Ibid. s. 11.

31. (1) The Registrar-General upon receiving from any minister of religion ordinarily officiating as such a requisition that he may be registered as a minister for celebrating marriages within New South Wales shall forthwith without fee or reward register the name of such minister with the particulars mentioned in subsection (3) in a register book to be kept by him expressly for that purpose. (2)

Registration of Births Deaths and Marriages.

(2) Such requisition shall be in writing under the hand of the minister making the requisition or of the head of the denomination to which he belongs.

(3) Such requisition shall specify the name religious denomination designation and residence of the minister.

32. Whenever any minister so registered ceases to reside in the registrar's district within which his registered or last registered residence was situated or is not properly designated by the name or description so registered he shall within three months next following cause his name and new residence or designation (as the case may be) to be registered anew with the Registrar-General or in default thereof such minister shall not be deemed registered within the meaning of the Marriage Act, 1899.

Changes of ministers' residence.

19 Vic. No. 34 s. 12.

33. The Registrar-General shall within one month after receiving any requisition as aforesaid publish in the Gazette the name of and the particulars concerning every officiating minister registered by him.

Publication of ministers' names.

Ibid. s. 13.

34. (1) The Registrar-General shall in the month of January in each year publish in the Gazette a list of the names of all ministers then duly registered in his office with their designations denominations and residences.

Annual list of names.

Ibid. s. 14.

(2) The registry districts within which such residences are situated shall be distinguished in the said list.

(3) Every such annual list shall be evidence in all courts of justice that the persons therein named and no others were at the time of its publication ordinarily officiating and duly registered ministers of religion for the celebration of marriages.

List to be evidence.

(4) Whenever the Registrar-General knows that any registered minister is dead or has left New South Wales or resides in another district than the one within which he was last registered as residing or has ceased ordinarily to officiate as a minister he shall omit the name of such minister from the next annual list.

When names to be omitted.

Ibid. s. 15.

35. The Registrar-General shall from time to time at the public expense furnish to every officiating minister so registered books for the registry of marriages.

Registrar-General to furnish books.

Ibid. s. 8.

36. Any officiating minister may ask of any person married or about to be married the several particulars required to be registered touching any such marriage.

Minister may make inquiries regarding marriages.

Ibid. s. 17.

Registration of Births Deaths and Marriages.

PART VIII.

Penalties.

Neglect to give
notice or information.
19 Vic. No. 34 s. 32.

- 37.** Every person who—
(a) refuses or neglects to give any notice or information required by this Act or
(b) knowingly registers any birth or death contrary to the provisions of this Act

shall forfeit a sum not exceeding ten pounds.

District registrar
refusing or omitting
to register.
Ibid. s. 33.

38. Every district registrar who refuses or without reasonable cause omits to register any birth marriage or death of which he has had due notice as aforesaid shall forfeit a sum not exceeding twenty pounds.

Losing or injuring
register book, &c.
Ibid. s. 33.

39. Every person having the custody of any register book or certified copy thereof or any part thereof who negligently loses or injures the same or negligently allows the same to be injured whilst in his keeping shall forfeit a sum not exceeding twenty pounds.

Persons pretending
to be ministers.
Ibid. s. 16.

40. Every person who causes his name to be registered under this Act as an ordinarily officiating minister of religion he being at the time not such a minister and knowing himself not to be such shall be deemed guilty of a misdemeanour and be liable to a fine not exceeding two hundred pounds or to imprisonment not exceeding two years.

Recovery of
penalties.
Ibid. s. 36.

41. All fines forfeitures and penalties imposed by this Act shall unless otherwise provided be recovered before any two justices of the peace or police magistrate in a summary way upon the complaint of any person.

Application of
penalties.
Ibid. s. 37.

42. All fines and penalties and all fees paid to the Registrar-General under this Act shall be paid to the Consolidated Revenue Fund.

PART IX.

Clerical Fees.

Clerical fees not
prejudiced.
Ibid. s. 30.

43. Nothing herein contained shall affect the right of any officiating Minister to receive the fees now usually paid for the performance of any religious rite of baptism marriage or burial.

SCHEDULES.

Registration of Births Deaths and Marriages.

SCHEDULES.

FIRST SCHEDULE.

Sec. 2 (1).

Reference to Act.	Title or short title.	Extent of repeal.
7 Vic. No. 16 ...	Registration of Deeds	Sections 8, 10, and Schedule B, the unrepealed portions; Section 35, the whole.
19 Vic. No. 34 ...	An Act for registering Births Deaths and Marriages.	The whole not already repealed.
42 Vic. No. 5 ...	The "Clergy Returns Transfer Act of 1878."	The whole.

SECOND SCHEDULE.

Secs. 12, 15, 18.

Every search in any Index (to be paid beforehand)	Five shillings.
Every certified copy of any entry (payable on delivery) ...	Two shillings.
Every certified copy of any birth death or marriage	Two shillings.
Every marriage performed by registrar... ..	Twenty shillings.
Every search for certificates of marriages births baptisms or burials registered prior to the passing of the Act 19 Vic. No. 34	One shilling.
Every copy of such last-mentioned certificate	One shilling.

19 Vic. No. 34,
Schedule B.7 Vic. No. 16,
Schedule B 15, 16.

THIRD SCHEDULE.

I A.B. of [] do hereby certify that I have this day baptised by Sec. 24 (1).
the name of *Thomas* [or that the name of *Thomas* hath this day been given to] a *male* *Ibid.* Schedule C.
child produced to me by *William Green* as the son of *William Green* and *Rebecca Green*
and declared by the said *William Green* to have been born at
on the day of 18
Witness my hand this day of 18 Signature.

FOURTH

FOURTH SCHEDULE.

MARINE REGISTER OF BIRTHS.

18

BIRTHS on board the ship (*Marco Polo*) sailed from (*the Port of Liverpool*) on the (*nineteenth*) day of (*March* 18) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May* 18). Registered by Captain } *CHARLES THOMSON*
or Officer in Charge. } Captain.

No.	CHILD.			PARENTS.			INFORMANTS.	REGISTRATION.			WITNESSES.
	When born and latitude and longitude.	Name.	Sex.	FATHER.		MOTHER.	Signature Description and former Residence of Informants.	When Registered and where.	Signature of the Captain or Master.	Name if added after Registration of Birth.	(1) Accoucheur by whom certified and (2) Signatures of Witnesses.
				(1) Name and Surname. Rank or Profession of the Father (2) Age and (3) Birth-place.	(1) When and where married. (2) Issue living and deceased.	(1) Name and Maiden Surname of Mother. (2) Age and (3) Birth-place.					
1	27 April 18 . 25 N. latitude. 27 W. longitude.	Frederick Charles.	Boy.	Alfred Vaughan Solicitor. 37. Ash next Sand- wich Kent.	23 June 18 Canterbury Charlotte 3 George 1 Both living.	Elizabeth Ann formerly Beaumont late Scott. 32. Ashford Kent.	Alfred Vaughan Father Dover Kent.	30 April 18 on board the ship <i>Marco Polo</i> .	Charles Thomson Captain.	.....	Alexander Hamilton Surgeon.

FIFTH SCHEDULE.

MARINE REGISTER OF DEATHS.

18

DEATHS on board the (*Barque Constantine*) sailed from (*the Port of Liverpool*) on the (*seventeenth*) day of (*January* 18) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May* 18). Registered by Captain } *DAVID APPLETON*
or Officer in Charge. } Captain.

No.	DESCRIPTION			(1) Cause of Death. (2) Duration of last illness. (3) Medical Attendant by whom Certified and (4) When he last saw deceased.	Name and Surname of Father and Mother if known with rank or profession.	Signature description and former residence of Informant and Witness.	Signature of Captain or Master. Date and where Registered. (Latitude and Longitude.)	BURIAL.	Where born.	IF DECEASED WAS MARRIED.	
	When died and lat. and long.	Name and Surname Rank or profession.	Sex and Age.					When buried.		Name and religion of Minister or names of Witnesses of Burial.	Where and what Age and to whom.	Issue in order of birth their names and ages.
1	23rd April 18 . 34 S. lat. 10 E. long.	George Ashdown carpenter.	Male 37 years.	(1) Typhus Fever. (2) 14 days. (3) Archibald Ogilvie. (4) Twenty-second April 1853.	Henry Ashdown. Mary Ashdown. Wheelwright.	Margaret Ashdown Widow of deceased Bristol. Patrick McDougal Seaman Dublin.	David Appleton Captain. 24th April 18 . Lat. Long.	24th April 18 . Augustus Bloomfield Independent Minister. Jonas Carter Ship Carpenter.	Bristol.	Bristol. Twenty-two years. Margaret Bennett.	Henry..... 13 Margaret 11 Mary 9 George 3 Two dead—One boy One girl.

Registration of Births Deaths and Marriages.

SIXTH SCHEDULE.

I A.B. registrar of births and deaths in the district of
hereby certify that the death of *Robert Taylor* was duly registered by me on the
day of 18 .
Witness my hand this day of 18 .
(Signed) A.B. District Registrar.

Sec. 30 (1).
19 Vic. No. 34,
Schedule F.

SEVENTH SCHEDULE.

I A.B. coroner for the district of [or justice of the peace of] do
hereby order the burial of the body now shown to the inquest jury [or to me] as the
body of *Thomas Jones*.
Witness my hand this day of 18 .
A.B. Coroner
or
J.P. [as the case may be].

Sec. 30 (4).
Ibid. Schedule G.

EIGHTH SCHEDULE.

I A.B. of . day of undertaker do hereby certify that the body of [C.D.]
was on the 18 duly buried at and in
presence of the undersigned.
Witness our hands this day of 18 .
(Countersigned) (Signed) A.B. Undertaker.
W.X. }
Y.Z. } Householders.

Sec. 30 (5).
Ibid. Schedule H.

Registration of Births, Deaths and Marriages

SIXTH SCHEDULE

Sec. 20 (4)
1910 Schedule G

I, A. B. Registrar for the district of [] do hereby certify that the death of Robert Taylor was duly registered by me on the day of 1910

Witness my hand this day of 1910
(Signed) A. B. District Registrar

SEVENTH SCHEDULE

Sec. 20 (4)
1910 Schedule G

I, A. B. Registrar for the district of [] do hereby certify that the body now shown to the inquest jury for to me, as the body of Thomas Jones.

Witness my hand this day of 1910
A. B. Registrar
(Signed) A. B. Registrar

EIGHTH SCHEDULE

Sec. 20 (4)
1910 Schedule H

I, A. B. Registrar for the district of [] do hereby certify that the body of [] and in []

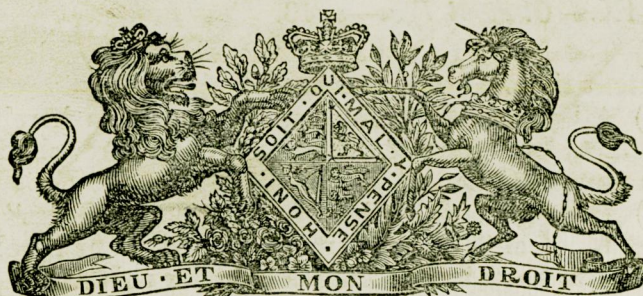
Witness my hand this day of 1910
(Signed) A. B. Registrar
(Counter signed) W. X. Y. Z. Registrar

I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Council Chamber,
Sydney, 8th November, 1899. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SEXAGESIMO TERTIO

VICTORIÆ REGINÆ.

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Repeal.
First Schedule.

2. (1) The Acts mentioned in the First Schedule to this Act are to the extent therein expressed hereby repealed.

Officers under
repealed Acts.

(2) All persons appointed under the Acts hereby repealed and holding office at the time of the passing of this Act shall be deemed to have been appointed hereunder.

General Registry
under repealed Acts.

(3) The "General Registry for New South Wales" established under the Act nineteenth Victoria number thirty-four hereby repealed shall be deemed to have been established under this Act.

Registry districts
under repealed Acts.

(4) All registry districts proclaimed under the authority of any Act hereby repealed and existing at the time of the passing of this Act shall be deemed to have been proclaimed hereunder.

Ministers for
celebrating marriages
under repealed Acts.

(5) All ministers of religion registered as ministers for celebrating marriages under the authority of any Act hereby repealed and continuing to be so registered at the time of the passing of this Act shall be deemed to have been registered hereunder.

Regulations under
repealed Acts.

(6) All regulations made under the authority of any Act hereby repealed and being in force at the time of the passing of this Act shall be deemed to have been made hereunder.

Books, forms, &c.,
under repealed Acts.

(7) All books forms seals or stamps authorised to be used under any of the Acts hereby repealed and in use at the time of the passing of this Act shall be deemed to have been authorised hereunder.

Interpretation.
19 Vic. No. 34 s. 1.
Schedule A.

3. In this Act unless the context or subject-matter otherwise indicates or requires—

"Parent" means father or if he is dead or absent the mother or guardian.

"Tenant" means principal occupier for the time being of any dwelling-house or tenement and in the case of a gaol prison house of correction hospital lunatic asylum or other public or charitable institution the head officer or person in actual charge thereof.

"Seal" means any seal stamp or die caused to be made by the Registrar-General.

"District registrar" means any district registrar or assistant district registrar.

PART

Registration of Births Deaths and Marriages.

PART II.

Establishment of Registry Offices and Districts—Appointment of Registrars.

4. (1) The Governor may establish by notice in the Gazette an office in the city of Sydney for registering all births marriages and deaths in New South Wales to be called the "General Registry for New South Wales."

General registry office.
19 Vic. No. 34 s. 2.

(2) The Governor may appoint a fit person to be Registrar-General.

Registrar-General.

5. For the purposes of this Act the Governor may by proclamation in the Gazette from time to time alter as he thinks fit the existing division of New South Wales into registry districts but so that one of such registry districts shall be the registry district of Sydney.

Registry districts.
Ibid. s. 3.

6. (1) The Governor may appoint such persons as he thinks fit to be district registrars and assistant district registrars for such districts respectively except for the district of Sydney.

District registrars.
Ibid. s. 4.

(2) The office of district registrar for the district of Sydney shall be vested in the Registrar-General.

PART III.

Powers and Duties of Registrar-General and District Registrars.

7. The Registrar-General shall from time to time at the public expense furnish to every district registrar—

Registrar-General to supply books and forms.

- (a) books for the registry of births marriages and deaths and
- (b) forms for certified copies of the entries in such books.

Ibid. s. 8.

8. (1) Every district registrar shall inform himself carefully of every birth marriage and death happening within his district and shall as soon as possible after the event without fee or reward register the same respectively and the particulars thereof in such books according to the respective forms contained therein or so furnished to him.

District registrar to register.
Ibid. s. 8.

(2) Every entry shall be made in order from the beginning to the end of the book and every such book shall be paged consecutively.

9. Any district registrar may ask of any person married or about to be married the several particulars required to be registered touching any such marriage and of any person seeking to register any birth or death any of the particulars hereby required to be registered.

District registrars may make inquiries regarding marriages.
Ibid. s. 17.

10. (1) Every district registrar shall in the months of April July October and January in each year transmit to the General Registry copies of the registers of births marriages and deaths made in his office during the three months next preceding.

Returns to General Registry.
Ibid. s. 9.

Registration of Births Deaths and Marriages.

(2) All such copies shall be thereafter kept in the General Registry in such order and manner as the Registrar-General thinks fit so that the same may be most readily seen and examined.

General Registry
indexes.
19 Vic. No. 34 s. 18.

11. (1) The Registrar-General shall cause the following indexes to be made and kept in the General Registry:—

- (a) indexes of the several district registries
- (b) indexes of his own register for the district of Sydney
- (c) one general index of all the births marriages and deaths in New South Wales.

District Registry
indexes.

(2) Every district registrar shall cause indexes of his register-books to be made and kept in his office.

Searches and copies.
Second Schedule.
Ibid. s. 20.

12. (1) Every person on payment of the fees specified in that behalf in the Second Schedule hereto and giving in a written memorandum of the particular entry which he desires to find or search for shall be entitled—

- (a) at reasonable hours to be fixed by the regulations hereunder to search any of such indexes and also the several registers or books in which such entry appears to be and
- (b) to have a copy of any entry in any such book certified by the Registrar-General or district registrar as the case may be.

Seals of office.
Ibid. s. 10.

13. The Registrar-General shall cause a seal or stamp to be made for the General Registry and for each district registry office and the Registrar-General and district registrars respectively shall sign and cause to be sealed or stamped therewith all certificates or certified copies given in their respective offices.

Regulations.
Ibid. s. 6.

14. The Registrar-General may subject to the approval of the Governor make regulations from time to time for the management of the General Registry and to be observed by the district registrars and such regulations when so approved shall be published in the Gazette and be thereupon as binding on all persons affected thereby as if they formed part of this Act.

Fees.
Second Schedule.
Ibid. s. 7.

15. (1) The Registrar-General and every district registrar shall for the duties to be performed under this Act or the Marriage Act 1899 receive the several fees specified in the Second Schedule hereto.

(2) Subject to the provisions of the Audit Act 1898 all such fees shall be retained by such district registrars for their own use except the fees paid to the Registrar-General or in his office which shall be accounted for and paid by him respectively to the Consolidated Revenue Fund.

Correction of
accidental errors.
Ibid. s. 31.

16. (1) Where an error is discovered to have been committed in the form or substance of any entry in the register of a birth marriage or death the person charged with the duty of making such entry shall not be liable to any penalty if within one month next after the discovery of the error he truly corrects the same by making signing and dating a new entry in the margin without altering the original entry.

(2)

Registration of Births Deaths and Marriages.

(2) Every such correction shall be made—

- (a) in the case of a birth in the presence of the parent
- (b) in the case of a marriage in the presence of either of the parties
- (c) in the case of a death in the presence of the tenant or
- (d) in any of such cases respectively in the presence of the district registrar.

(3) The district registrar shall make the like alteration in every certified copy of the register made after any such correction or if a certified copy has been already made shall make and deliver a separate certified copy of the original erroneous entry and of the new and correct marginal entry.

PART IV.

Transferred Clergy Returns.

17. (1) The Registrar-General shall keep in the General Registry for New South Wales all returns of baptisms marriages and burials and all transcripts registers and records thereof and every index of or to the same which under the provisions contained in the Clergy Returns Transfer Act of 1878 were transferred to the Registrar-General. Registrar to keep transferred returns. 42 Vic. No. 5, s. 1.

(2) The Registrar-General shall grant certificates or certified copies of such returns transcripts registers and records in like manner as under the several provisions of this Act applicable to registration of marriages births and deaths or incidental thereto or consequent thereon. Certificates of such returns.

18. (1) All certificates or certified copies granted by the Registrar-General under this Part of this Act shall be of the same and the like force and effect to all intents and purposes as certificates and certified copies of the registers of marriages births and deaths granted under other Parts of this Act. Certificates and fees. Ibid. s. 3.

(2) The like fees shall be chargeable and paid for such certificates or copies respectively and for searches as are authorised by section fifteen of this Act and the Second Schedule hereto. Second Schedule.

PART

Registration of Births Deaths and Marriages.

PART V.

Provisions as to Registration of Births.

Notice of births.

19 Vic. No. 34 s. 21.

19. In each case of the birth of any child in New South Wales the parent shall within sixty days next thereafter inform the district registrar of such birth and of all the particulars concerning the same according to the forms of registration hereinbefore referred to.

Limit of time for registration.

Ibid. s. 22.

20. (1) After the expiration of sixty days following the birth of any child in New South Wales no district registrar shall register such birth unless—

- (a) some person present at the birth or
- (b) the parent

makes within six months next after the birth a solemn declaration according to the best of his knowledge and belief of the particulars hereinbefore mentioned.

(2) Upon such declaration being made the district registrar shall register the birth.

Penalty.

(3) Every person or parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Children born out of the colony.

Ibid. s. 23.

21. (1) In every case of the arrival in New South Wales of a child under the age of eighteen months born at sea or in any place out of New South Wales whose parents are about to take up their abode in New South Wales the district registrar shall upon a solemn declaration by the parent of the particulars so required as aforesaid register the birth.

Penalty.

(2) Every parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Further limit of time.

Ibid. s. 24.

22. (1) A district registrar shall not register the birth of any child after the expiration of six months

- (a) following such birth if in New South Wales or
- (b) after the arrival in New South Wales of the child if born at sea or out of New South Wales.

(2) No register or certified copy of a register of birth made contrary to this section shall be received in evidence to prove the birth of any child.

Name given after registration of birth.

Third Schedule.

Ibid. s. 25.

23. (1) Where a name is duly given to a child at any time after the registration of its birth the parent shall within seven days after the giving of such name procure and deliver to the district registrar in whose custody the register of the birth of such child then happens to be a certificate according to the form in the Third Schedule hereto signed by the minister or other person who gave such name.

Fee payable.

(2) Such minister or other person shall deliver the said certificate whenever demanded on payment of the fee of one shilling.

(3)

Registration of Births Deaths and Marriages.

(3) The district registrar upon receipt of such certificate shall without any erasure of the original entry forthwith make an additional entry in the register that such name was by baptism or otherwise duly given to the child. Registration of name.

(4) The district registrar shall thereupon certify on the said certificate the additional entry so made.

24. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every birth which has occurred on board such vessel while at sea according to the form in the Fourth Schedule hereto. Masters of British and colonial vessels to report births. Fourth Schedule. 19 Vic. No. 34 s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do. Form to be supplied.

25. Nothing herein contained as to the compulsory registration of births shall extend to any child born before the first day of March one thousand eight hundred and fifty-six but the parent may require the birth to be registered under the like provisions as are herein contained as nearly as may be and the district registrar shall register the same accordingly. Compulsory registration not retrospective. Ibid. ss. 27, 38.

26. In case any new-born child is found exposed the chief or head constable of the district shall forthwith inform the district registrar thereof and of the place where such child was found. Finding of child. Ibid. s. 28.

PART VI.

Provisions as to Registration of Deaths.

27. In each case of the death of any person in New South Wales the tenant of the house or place shall within thirty days next thereafter inform the district registrar of such death and of all the particulars concerning the same according to the forms of registration hereinbefore referred to. Notice of deaths. Ibid. s. 21.

28. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every death which has occurred on board such vessel while at sea according to the form in the Fifth Schedule hereto. Masters of British and colonial vessels to report deaths. Fifth Schedule. Ibid. s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do.

Registration of Births Deaths and Marriages.

Finding of body.

19 Vic. No. 34 s. 28.

Notice of inquest.

Certificates of deaths
and burials.

Sixth Schedule.

Ibid. s. 29.

Seventh Schedule.

Eighth Schedule

29. (1) In case any dead body is found exposed the coroner or if none such the nearest justice of the peace shall forthwith inform the district registrar thereof and of the place where such dead body was found.

(2) Where an inquest or magisterial inquiry is held on any dead body the coroner or magistrate as the case may be shall notify to the district registrar the verdict of the jury or the opinion of such magistrate with all other particulars required to be registered concerning the death and such registrar shall make the entry accordingly.

30. (1) Every district registrar immediately upon registering any death or as soon thereafter as he is required so to do shall without fee or reward deliver to the undertaker or other person having charge of the funeral a certificate under his hand according to the form in the Sixth Schedule hereto that such death has been duly registered.

(2) Such certificate shall be delivered by such undertaker or other person to the minister or officiating person required to bury or perform any religious service for the burial.

(3) If any dead body is buried for which no certificate has been so delivered the person who buries the same or performs any funeral or religious service for the burial or who in any other way disposes of the body shall forthwith give notice of the facts to the district registrar.

(4) The coroner or magistrate holding an inquest or inquiry upon any dead body for which no certificate has been delivered as aforesaid may order the body to be buried before registration and shall in such case give a certificate of his order in writing under his hand according to the form in the Seventh Schedule hereto to such undertaker or other person having charge of the funeral.

(5) Every undertaker or other person who buries or otherwise disposes of any dead body shall forthwith cause to be transmitted to the district registrar a certificate thereof in the form or to the effect set forth in the Eighth Schedule hereto countersigned by two respectable householders.

PART VII.

Registration of Ministers for celebrating Marriages.

Registration of
ministers of religion*Ibid.* s. 11.

31. (1) The Registrar-General upon receiving from any minister of religion ordinarily officiating as such a requisition that he may be registered as a minister for celebrating marriages within New South Wales shall forthwith without fee or reward register the name of such minister with the particulars mentioned in subsection (3) in a register book to be kept by him expressly for that purpose. (2)

Registration of Births Deaths and Marriages.

(2) Such requisition shall be in writing under the hand of the minister making the requisition or of the head of the denomination to which he belongs.

(3) Such requisition shall specify the name religious denomination designation and residence of the minister.

32. Whenever any minister so registered ceases to reside in the registrar's district within which his registered or last registered residence was situated or is not properly designated by the name or description so registered he shall within three months next following cause his name and new residence or designation (as the case may be) to be registered anew with the Registrar-General or in default thereof such minister shall not be deemed registered within the meaning of the Marriage Act, 1899.

Changes of ministers' residence.
19 Vic. No. 34 s. 12.

33. The Registrar-General shall within one month after receiving any requisition as aforesaid publish in the Gazette the name of and the particulars concerning every officiating minister registered by him.

Publication of ministers' names.
Ibid. s. 13.

34. (1) The Registrar-General shall in the month of January in each year publish in the Gazette a list of the names of all ministers then duly registered in his office with their designations denominations and residences.

Annual list of names.
Ibid. s. 14.

(2) The registry districts within which such residences are situated shall be distinguished in the said list.

(3) Every such annual list shall be evidence in all courts of justice that the persons therein named and no others were at the time of its publication ordinarily officiating and duly registered ministers of religion for the celebration of marriages.

List to be evidence.

(4) Whenever the Registrar-General knows that any registered minister is dead or has left New South Wales or resides in another district than the one within which he was last registered as residing or has ceased ordinarily to officiate as a minister he shall omit the name of such minister from the next annual list.

When names to be omitted.
Ibid. s. 15.

35. The Registrar-General shall from time to time at the public expense furnish to every officiating minister so registered books for the registry of marriages.

Registrar-General to furnish books.
Ibid. s. 8.

36. Any officiating minister may ask of any person married or about to be married the several particulars required to be registered touching any such marriage.

Minister may make inquiries regarding marriages.
Ibid. s. 17.

Registration of Births Deaths and Marriages.

PART VIII.

Penalties.

Neglect to give
notice or information.
19 Vic. No. 34 s. 32.

37. Every person who—

- (a) refuses or neglects to give any notice or information required by this Act or
(b) knowingly registers any birth or death contrary to the provisions of this Act

shall forfeit a sum not exceeding ten pounds.

District registrar
refusing or omitting
to register.
Ibid. s. 33.

38. Every district registrar who refuses or without reasonable cause omits to register any birth marriage or death of which he has had due notice as aforesaid shall forfeit a sum not exceeding twenty pounds.

Losing or injuring
register book, &c.
Ibid. s. 33.

39. Every person having the custody of any register book or certified copy thereof or any part thereof who negligently loses or injures the same or negligently allows the same to be injured whilst in his keeping shall forfeit a sum not exceeding twenty pounds.

Persons pretending
to be ministers.
Ibid. s. 16.

40. Every person who causes his name to be registered under this Act as an ordinarily officiating minister of religion he being at the time not such a minister and knowing himself not to be such shall be deemed guilty of a misdemeanour and be liable to a fine not exceeding two hundred pounds or to imprisonment not exceeding two years.

Recovery of
penalties.
Ibid. s. 36.

41. All fines forfeitures and penalties imposed by this Act shall unless otherwise provided be recovered before any two justices of the peace or police magistrate in a summary way upon the complaint of any person.

Application of
penalties.
Ibid. s. 37.

42. All fines and penalties and all fees paid to the Registrar-General under this Act shall be paid to the Consolidated Revenue Fund.

PART IX.

Clerical Fees.

Clerical fees not
prejudiced.
Ibid. s. 80.

43. Nothing herein contained shall affect the right of any officiating Minister to receive the fees now usually paid for the performance of any religious rite of baptism marriage or burial.

SCHEDULES.

Registration of Births Deaths and Marriages.

SCHEDULES.

FIRST SCHEDULE.

Sec. 2 (1).

Reference to Act.	Title or short title.	Extent of repeal.
7 Vic. No. 16 ...	Registration of Deeds	Sections 8, 10, and Schedule B, the unrepealed portions; Section 35, the whole.
19 Vic. No. 34 ...	An Act for registering Births Deaths and Marriages.	The whole not already repealed.
42 Vic. No. 5 ...	The "Clergy Returns Transfer Act of 1878."	The whole.

SECOND SCHEDULE.

Every search in any Index (to be paid beforehand)	Five shillings.
Every certified copy of any entry (payable on delivery) ...	Two shillings.
Every certified copy of any birth death or marriage ...	Two shillings.
Every marriage performed by registrar... ..	Twenty shillings.
Every search for certificates of marriages births baptisms or burials registered prior to the passing of the Act 19 Vic. No. 34	One shilling.
Every copy of such last-mentioned certificate	One shilling.

Secs. 12, 15, 18.
19 Vic. No. 34,
Schedule B.7 Vic. No. 16,
Schedule B 15, 16.

THIRD SCHEDULE.

I A.B. of [] do hereby certify that I have this day baptised by Sec. 24 (1).
the name of *Thomas* [or that the name of *Thomas* hath this day been given to] a male *Id.* Schedule C.
child produced to me by *William Green* as the son of *William Green* and *Rebecca Green*
and declared by the said *William Green* to have been born at
on the day of 18

Witness my hand this day of 18

Signature.

FOURTH

FOURTH SCHEDULE.

MARINE REGISTER OF BIRTHS.

18 .
BIRTHS on board the ship (*Marco Polo*) sailed from (*the Port of Liverpool*) on the (*nineteenth*) { Registered by Captain } *CHARLES THOMSON*
day of (*March* 18) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May* 18). { or Officer in Charge. } Captain.

No.	CHILD.			PARENTS.			INFORMANTS.	REGISTRATION.			WITNESSES.
	When born and latitude and longitude.	Name.	Sex.	FATHER.		MOTHER.	Signature Description and former Residence of Informants.	When Registered and where.	Signature of the Captain or Master.	Name if added after Registration of Birth.	(1) Accoucheur by whom certified and (2) Signatures of Witnesses.
				(1) Name and Surname. Rank or Profession of the Father (2) Age and (3) Birth-place.	(1) When and where married. (2) Issue living and deceased.	(1) Name and Maiden Surname of Mother. (2) Age and (3) Birth-place.					
1	27 April 18 . 25 N. latitude. 27 W. longitude.	Frederick Charles.	Boy.	Alfred Vaughan Solicitor. 37. Ash next Sand- wich Kent.	23 June 18 . Canterbury Charlotte 3 George 1 Both living.	Elizabeth Ann formerly Beaumont late Scott. 32. Ashford Kent.	Alfred Vaughan Father Dover Kent.	30 April 18 on board the ship <i>Marco Polo</i> .	Charles Thomson Captain.	.....	Alexander Hamilton Surgeon.

FIFTH SCHEDULE.

MARINE REGISTER OF DEATHS.

18 .
DEATHS on board the (*Barque Constantine*) sailed from (*the Port of Liverpool*) on the (*seventeenth*) { Registered by Captain } *DAVID APPLETON*
day of (*January* 18) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May* 18). { or Officer in Charge. } Captain.

day of (January 18) and arrived at (Port Jackson) on the ()										
No.	DESCRIPTION			(1) Cause of Death. (2) Duration of last illness. (3) Medical Attendant by whom Certified and (4) When he last saw deceased.	Name and Surname of Father and Mother if known with rank or profession.	Signature description and former residence of Informant and Witness.	Signature of Captain or Master. Date and where Registered. (Latitude and Longitude.)	BURIAL.	Where born.	IF DECEASED WAS MARRIED.
	When died and lat. and long.	Name and Surname Rank or profession.	Sex and Age.					When buried.		Name and religion of Minister or names of Witnesses of Burial.	Where and what Age and to whom.	Issue in order of birth their names and ages.
1	23rd April 18 . 34 S. lat. 10 E. long.	George Ashdown carpenter.	Male 37 years.	(1) Typhus Fever. (2) 14 days. (3) Archibald Ogilvie. (4) Twenty-second April 1853.	Henry Ashdown. Mary Ashdown. Wheelwright.	Margaret Ashdown Widow of deceased Bristol. Patrick McDougal Seaman Dublin.	David Appleton Captain. 24th April 18 . Lat. Long.	24th April 18 . Augustus Bloomfield Independent Minister. Jonas Carter Ship Carpenter.	Bristol.	Bristol. Twenty-two years. Margaret Bennett. Henry 13 Margaret 11 Mary 9 George 3 Two dead—One boy One girl.

Registration of Births Deaths and Marriages.

SIXTH SCHEDULE.

I A.B. registrar of births and deaths in the district of
hereby certify that the death of *Robert Taylor* was duly registered by me on the
day of 18 .

Sec. 30 (1).
19 Vic. No. 34,
do Schedule F.

Witness my hand this day of 18 .
(Signed) A.B. District Registrar.

SEVENTH SCHEDULE.

I A.B. coroner for the district of [or justice of the peace of] do
hereby order the burial of the body now shown to the inquest jury [or to me] as the
body of *Thomas Jones*.

Sec. 30 (4).
Ibid. Schedule G.

Witness my hand this day of 18 .
A.B. Coroner
or
J.P. [as the case may be].

EIGHTH SCHEDULE.

I A.B. of undertaker do hereby certify that the body of [C.D.]
was on the day of 18 duly buried at and in
presence of the undersigned.

Sec. 30 (5).
Ibid. Schedule H.

Witness our hands this day of 18 .
(Signed) A.B. Undertaker.
(Countersigned)
W.X. }
Y.Z. } Householders.

In the name and on the behalf of Her Majesty I assent to this Act.

Government House,
Sydney, 20th November, 1899.

BEAUCHAMP,
Governor.

Memo. and Certificate to accompany the Registration of Births, Deaths, and Marriages Bill.

THIS Bill consolidates the two Acts :—

19 Vic. No. 34 ;
42 Vic. No. 5 ;
and portion of 7 Vic. No. 16.

Clause 6 (1).—There appears to be no power to appoint “ assistant district registrars ” in Sydney, though they can be appointed everywhere else.]

Clause 7 (b).—This is modified, to make it quite clear that the “ certified copy ” is not of the “ book ” but of the registry.

Clause 16.—The original section appears to be very badly drawn to effect its probable purpose, *i.e.*, to have errors corrected. It has been slightly modified.

Clause 35.—The provision in the original section 8, as to supplying marriage certificates, appears to belong properly to the Marriage Act, where it has been placed.

Some verbal changes have been made which do not alter the sense.

I certify that except as hereinbefore mentioned this Bill solely consolidates, and in no way alters, adds to, or amends the law contained in the enactments therein consolidated.

CHAS. G. HEYDON,
Commissioner for the Consolidation of the Statute Law.

MEMORANDUM FOR THE RECORD
MEMORANDUM FOR THE RECORD
MEMORANDUM FOR THE RECORD

These bills contain the two Amendments
to the Act of 1908
and the Act of 1909

Clause 1 (1).—There appears to be no power to amend the
"in any way" clause, though they can be amended in any way
Clause 2 (1).—This is modified to read "in any way" and
is not of the "in any way" clause.

Clause 10.—The original clause appears to be very badly
phrased and to have some errors.

Clause 11.—The provision in the original clause as to
the power to amend is not clear.

Both verbal changes have been made which in my opinion
I think that the clause as amended is now clear and
to be a way of amendment in the original clause.

THE SECRETARY
(Signed) The Secretary of the Committee

Registration of Births, Deaths, and Marriages Bill.

TABLE showing how the sections of Acts consolidated have been dealt with.

Section of Repealed Acts.	Section of Consolidated Act.	Remarks.
7 VICTORIA No. 16.		
8	.....	Operation exhausted.
10	.....	Operation exhausted.
35	.....	Operation exhausted.
Schedule B...	Second Schedule.	
19 VICTORIA No. 34.		
Preamble ...	Omitted.	
1	3	
2	4	
3	5	
4	6	
5	Omitted	... Provisions covered by "Interpretation Act, 1897," s. 30.
6	14	
7	15	
8	7, 8, 35	... In s. 35 the obligation to supply forms of marriage certificates has been omitted, and is inserted in the Marriage Act, 1898.
9	10	
10	13 ...	... The latter part of s. 10 of 19 Vic. No. 34 is omitted, being repealed by the Evidence Act, 1898. <i>See</i> now s. 30 of that Act.
11	31	
12	32	
13	33	
14	34 (1) — (3)	
15	34 (4)	
16	40	
17	9, 36	
18	11	
19	Omitted	... Repealed by Evidence Act, 1898. <i>See</i> now s. 30 of that Act.
20	12	
21	19, 27	
22	20	
23	21	
24	22	
25	23	
26	24, 28	
27	25	
28	26, 29	
29	30	
30	43	
31	16	
32	37	
33	38, 39	
34	Omitted	... Repealed, Criminal Law Amendment Act of 1883.
35	Omitted	... Repealed, Criminal Law Amendment Act of 1883.

Registration of Births, Deaths and Marriages Bill.

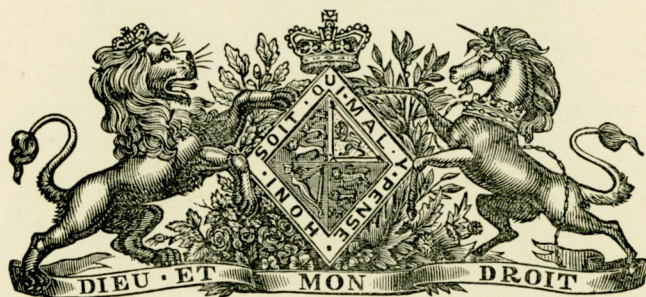
Part I.—Births.		Part II.—Deaths.	
Section.	Enactment.	Section.	Enactment.
1.	1874.	1.	1874.
2.	1874.	2.	1874.
3.	1874.	3.	1874.
4.	1874.	4.	1874.
5.	1874.	5.	1874.
6.	1874.	6.	1874.
7.	1874.	7.	1874.
8.	1874.	8.	1874.
9.	1874.	9.	1874.
10.	1874.	10.	1874.
11.	1874.	11.	1874.
12.	1874.	12.	1874.
13.	1874.	13.	1874.
14.	1874.	14.	1874.
15.	1874.	15.	1874.
16.	1874.	16.	1874.
17.	1874.	17.	1874.
18.	1874.	18.	1874.
19.	1874.	19.	1874.
20.	1874.	20.	1874.
21.	1874.	21.	1874.
22.	1874.	22.	1874.
23.	1874.	23.	1874.
24.	1874.	24.	1874.
25.	1874.	25.	1874.
26.	1874.	26.	1874.
27.	1874.	27.	1874.
28.	1874.	28.	1874.
29.	1874.	29.	1874.
30.	1874.	30.	1874.
31.	1874.	31.	1874.
32.	1874.	32.	1874.
33.	1874.	33.	1874.
34.	1874.	34.	1874.
35.	1874.	35.	1874.

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 2nd August, 1899. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SEXAGESIMO TERTIO

VICTORIÆ REGINÆ.

Act No. , 1899.

An Act to consolidate the Acts relating to the Registration of Births Deaths and Marriages.

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

PART I.

Repeal and Preliminary.

1. This Act may be cited as the "Registration of Births Deaths and Marriages Act 1899" and is divided into Parts as follows :—

PART I.—*Repeal and Preliminary*—ss. 1-3.

PART II.—*Establishment of Registry Offices and Districts—Appointment of Registrars*—ss. 4-6.

c 13—A

PART

Registration of Births Deaths and Marriages.

PART III.—*Duties of Registrar-General and District Registrars—ss. 7-16.*

PART IV.—*Transferred Clergy Returns—ss. 17-18.*

PART V.—*Provisions as to Registration of Births—ss. 19-26.*

PART VI.—*Provisions as to Registration of Deaths—ss. 27-30.*

PART VII.—*Registration of Ministers for celebrating Marriages—ss. 31-36.*

PART VIII.—*Penalties—ss. 37-42.*

PART IX.—*Clerical Fees—s. 43.*

2. (1) The Acts mentioned in the First Schedule to this Act are to the extent therein expressed hereby repealed. Repeal.
First Schedule.

(2) All persons appointed under the Acts hereby repealed and holding office at the time of the passing of this Act shall be deemed to have been appointed hereunder. Officers under
repealed Acts.

(3) The "General Registry for New South Wales" established under the Act nineteenth Victoria number thirty-four hereby repealed shall be deemed to have been established under this Act. General Registry
under repealed Acts.

(4) All registry districts proclaimed under the authority of any Act hereby repealed and existing at the time of the passing of this Act shall be deemed to have been proclaimed hereunder. Registry districts
under repealed Acts.

(5) All ministers of religion registered as ministers for celebrating marriages under the authority of any Act hereby repealed and continuing to be so registered at the time of the passing of this Act shall be deemed to have been registered hereunder. Ministers for
celebrating marriages
under repealed Acts.

(6) All regulations made under the authority of any Act hereby repealed and being in force at the time of the passing of this Act shall be deemed to have been made hereunder. Regulations under
repealed Acts.

(7) All books forms seals or stamps authorised to be used under any of the Acts hereby repealed and in use at the time of the passing of this Act shall be deemed to have been authorised hereunder. Books, forms, &c.,
under repealed Acts.

3. In this Act unless the context or subject-matter otherwise indicates or requires— Interpretation.
19 Vic. No. 34 s. 1.
Schedule A.

"Parent" means father or if he is dead or absent the mother or guardian.

"Tenant" means principal occupier for the time being of any dwelling-house or tenement and in the case of a gaol prison house of correction hospital lunatic asylum or other public or charitable institution the head officer or person in actual charge thereof.

"Seal" means any seal stamp or die caused to be made by the Registrar-General.

"District registrar" means any district registrar or assistant district registrar.

PART

Registration of Births Deaths and Marriages.

PART II.

Establishment of Registry Offices and Districts—Appointment of Registrars.

4. (1) The Governor may establish by notice in the Gazette an office in the city of Sydney for registering all births marriages and deaths in New South Wales to be called the "General Registry for New South Wales."

General registry office.
19 Vic. No. 34 s. 2.

(2) The Governor may appoint a fit person to be Registrar-General.

5. For the purposes of this Act the Governor may by proclamation in the Gazette from time to time alter as he thinks fit the existing division of New South Wales into registry districts but so that one of such registry districts shall be the registry district of Sydney.

Registry districts.
Ibid. s. 3.

6. (1) The Governor may appoint such persons as he thinks fit to be district registrars and assistant district registrars for such districts respectively except for the district of Sydney.

District registrars.
Ibid. s. 4.

(2) The office of district registrar for the district of Sydney shall be vested in the Registrar-General.

PART III.

Powers and Duties of Registrar-General and District Registrars.

7. The Registrar-General shall from time to time at the public expense furnish to every district registrar—

Registrar-General to supply books and forms.

- (a) books for the registry of births marriages and deaths and
- (b) forms for certified copies of the entries in such books.

Ibid. s. 8.

8. (1) Every district registrar shall inform himself carefully of every birth marriage and death happening within his district and shall as soon as possible after the event without fee or reward register the same respectively and the particulars thereof in such books according to the respective forms contained therein or so furnished to him.

District registrar to register.
Ibid. s. 8.

(2) Every entry shall be made in order from the beginning to the end of the book and every such book shall be paged consecutively.

9. Any district registrar may ask of any person married or about to be married the several particulars required to be registered touching any such marriage and of any person seeking to register any birth or death any of the particulars hereby required to be registered.

District registrars may make inquiries regarding marriages.
Ibid. s. 17.

10. (1) Every district registrar shall in the months of April July October and January in each year transmit to the General Registry copies of the registers of births marriages and deaths made in his office during the three months next preceding.

Returns to General Registry.
Ibid. s. 9.

(2)

Registration of Births Deaths and Marriages.

(2) All such copies shall be thereafter kept in the General Registry in such order and manner as the Registrar-General thinks fit so that the same may be most readily seen and examined.

11. (1) The Registrar-General shall cause the following indexes General Registry indexes.
19 Vic. No. 34 s. 18. to be made and kept in the General Registry :—

- (a) indexes of the several district registries
- (b) indexes of his own register for the district of Sydney
- (c) one general index of all the births marriages and deaths in New South Wales.

(2) Every district registrar shall cause indexes of his register-books to be made and kept in his office. District Registry indexes.

12. (1) Every person on payment of the fees specified in that behalf in the Second Schedule hereto and giving in a written memorandum of the particular entry which he desires to find or search for shall be entitled— Searches and copies.
Second Schedule.
Ibid. s. 20.

- (a) at reasonable hours to be fixed by the regulations hereunder to search any of such indexes and also the several registers or books in which such entry appears to be and

- (b) to have a copy of any entry in any such book certified by the Registrar-General or district registrar as the case may be.

13. The Registrar-General shall cause a seal or stamp to be made for the General Registry and for each district registry office and the Registrar-General and district registrars respectively shall sign and cause to be sealed or stamped therewith all certificates or certified copies given in their respective offices. Seals of office.
Ibid. s. 10.

14. The Registrar-General may subject to the approval of the Governor make regulations from time to time for the management of the General Registry and to be observed by the district registrars and such regulations when so approved shall be published in the Gazette and be thereupon as binding on all persons affected thereby as if they formed part of this Act. Regulations.
Ibid. s. 6.

15. (1) The Registrar-General and every district registrar shall for the duties to be performed under this Act or the Marriage Act 1899 receive the several fees specified in the Second Schedule hereto. Fees.
Second Schedule.
Ibid. s. 7.

(2) Subject to the provisions of the Audit Act 1898 all such fees shall be retained by such district registrars for their own use except the fees paid to the Registrar-General or in his office which shall be accounted for and paid by him respectively to the Consolidated Revenue Fund.

16. (1) Where an error is discovered to have been committed in the form or substance of any entry in the register of a birth marriage or death the person charged with the duty of making such entry shall not be liable to any penalty if within one month next after the discovery of the error he truly corrects the same by making signing and dating a new entry in the margin without altering the original entry. Correction of accidental errors.
Ibid. s. 31.

(2)

Registration of Births Deaths and Marriages.

(2) Every such correction shall be made—

- (a) in the case of a birth in the presence of the parent
- (b) in the case of a marriage in the presence of either of the parties
- (c) in the case of a death in the presence of the tenant or
- (d) in any of such cases respectively in the presence of the district registrar.

(3) The district registrar shall make the like alteration in every certified copy of the register made after any such correction or if a certified copy has been already made shall make and deliver a separate certified copy of the original erroneous entry and of the new and correct marginal entry.

PART IV.

Transferred Clergy Returns.

17. (1) The Registrar-General shall keep in the General Registry for New South Wales all returns of baptisms marriages and burials and all transcripts registers and records thereof and every index of or to the same which under the provisions contained in the Clergy Returns Transfer Act of 1878 were transferred to the Registrar-General. Registrar to keep transferred returns. 42 Vic. No. 5, s. 1.

(2) The Registrar-General shall grant certificates or certified copies of such returns transcripts registers and records in like manner as under the several provisions of this Act applicable to registration of marriages births and deaths or incidental thereto or consequent thereon. Certificates of such returns.

18. (1) All certificates or certified copies granted by the Registrar-General under this Part of this Act shall be of the same and the like force and effect to all intents and purposes as certificates and certified copies of the registers of marriages births and deaths granted under other Parts of this Act. Certificates and fees. Ibid. s. 3.

(2) The like fees shall be chargeable and paid for such certificates or copies respectively and for searches as are authorised by section fifteen of this Act and the Second Schedule hereto. Second Schedule.

Registration of Births Deaths and Marriages.

PART V.

Provisions as to Registration of Births.

19. In each case of the birth of any child in New South Wales the parent shall within sixty days next thereafter inform the district registrar of such birth and of all the particulars concerning the same according to the forms of registration hereinbefore referred to.

Notice of births.
19 Vic. No. 34 s. 21.

20. (1) After the expiration of sixty days following the birth of any child in New South Wales no district registrar shall register such birth unless—

Limit of time for
registration.
Ibid. s. 22.

(a) some person present at the birth or

(b) the parent

makes within six months next after the birth a solemn declaration according to the best of his knowledge and belief of the particulars hereinbefore mentioned.

(2) Upon such declaration being made the district registrar shall register the birth.

(3) Every person or parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Penalty.

21. (1) In every case of the arrival in New South Wales of a child under the age of eighteen months born at sea or in any place out of New South Wales whose parents are about to take up their abode in New South Wales the district registrar shall upon a solemn declaration by the parent of the particulars so required as aforesaid register the birth.

Children born out of
the colony.
Ibid. s. 23.

(2) Every parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Penalty.

22. (1) A district registrar shall not register the birth of any child after the expiration of six months

Further limit of time.
Ibid. s. 24.

(a) following such birth if in New South Wales or

(b) after the arrival in New South Wales of the child if born at sea or out of New South Wales.

(2) No register or certified copy of a register of birth made contrary to this section shall be received in evidence to prove the birth of any child.

23. (1) Where a name is duly given to a child at any time after the registration of its birth the parent shall within seven days after the giving of such name procure and deliver to the district registrar in whose custody the register of the birth of such child then happens to be a certificate according to the form in the Third Schedule hereto signed by the minister or other person who gave such name.

Name given after
registration of
birth.
Third Schedule.
Ibid. s. 25.

(2) Such minister or other person shall deliver the said certificate whenever demanded on payment of the fee of one shilling.

(3)

Fee payable.

Registration of Births Deaths and Marriages.

(3) The district registrar upon receipt of such certificate shall without any erasure of the original entry forthwith make an additional entry in the register that such name was by baptism or otherwise duly given to the child. Registration of name.

(4) The district registrar shall thereupon certify on the said certificate the additional entry so made.

24. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every birth which has occurred on board such vessel while at sea according to the form in the Fourth Schedule hereto. Masters of British and colonial vessels to report births. Fourth Schedule. 19 Vic. No. 34 s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do. Form to be supplied.

25. Nothing herein contained as to the compulsory registration of births shall extend to any child born before the first day of March one thousand eight hundred and fifty-six but the parent may require the birth to be registered under the like provisions as are herein contained as nearly as may be and the district registrar shall register the same accordingly. Compulsory registration not retrospective. Ibid. ss. 27, 38.

26. In case any new-born child is found exposed the chief or head constable of the district shall forthwith inform the district registrar thereof and of the place where such child was found. Finding of child. Ibid. s. 28.

PART VI.

Provisions as to Registration of Deaths.

27. In each case of the death of any person in New South Wales the tenant of the house or place shall within thirty days next thereafter inform the district registrar of such death and of all the particulars concerning the same according to the forms of registration hereinbefore referred to. Notice of deaths. Ibid. s. 21.

28. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every death which has occurred on board such vessel while at sea according to the form in the Fifth Schedule hereto. Masters of British and colonial vessels to report deaths. Fifth Schedule. Ibid. s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do.

Registration of Births Deaths and Marriages.

29. (1) In case any dead body is found exposed the coroner or Finding of body.
if none such the nearest justice of the peace shall forthwith inform 19 Vic. No. 34 s. 28.
the district registrar thereof and of the place where such dead body
was found.

(2) Where an inquest or magisterial inquiry is held on any Notice of inquest.
dead body the coroner or magistrate as the case may be shall notify to
the district registrar the verdict of the jury or the opinion of such
magistrate with all other particulars required to be registered concern-
ing the death and such registrar shall make the entry accordingly.

30. (1) Every district registrar immediately upon registering Certificates of deaths
and burials.
Sixth Schedule.
Ibid. s. 29.
any death or as soon thereafter as he is required so to do shall
without fee or reward deliver to the undertaker or other person having
charge of the funeral a certificate under his hand according to the
form in the Sixth Schedule hereto that such death has been duly
registered.

(2) Such certificate shall be delivered by such undertaker
or other person to the minister or officiating person required to bury
or perform any religious service for the burial.

(3) If any dead body is buried for which no certificate has
been so delivered the person who buries the same or performs any
funeral or religious service for the burial or who in any other way
disposes of the body shall forthwith give notice of the facts to the
district registrar.

(4) The coroner or magistrate holding an inquest or inquiry Seventh Schedule.
upon any dead body for which no certificate has been delivered as
aforesaid may order the body to be buried before registration and shall
in such case give a certificate of his order in writing under his hand
according to the form in the Seventh Schedule hereto to such under-
taker or other person having charge of the funeral.

(5) Every undertaker or other person who buries or otherwise Eighth Schedule.
disposes of any dead body shall forthwith cause to be transmitted to
the district registrar a certificate thereof in the form or to the effect
set forth in the Eighth Schedule hereto countersigned by two respect-
able householders.

PART VII.

Registration of Ministers for celebrating Marriages.

31. (1) The Registrar-General upon receiving from any minister Registration of
ministers of religion
Ibid. s. 11.
of religion ordinarily officiating as such a requisition that he may be
registered as a minister for celebrating marriages within New South
Wales shall forthwith without fee or reward register the name of such
minister with the particulars mentioned in subsection (3) in a register
book to be kept by him expressly for that purpose. (2)

Registration of Births Deaths and Marriages.

(2) Such requisition shall be in writing under the hand of the minister making the requisition or of the head of the denomination to which he belongs.

(3) Such requisition shall specify the name religious denomination designation and residence of the minister.

32. Whenever any minister so registered ceases to reside in the registrar's district within which his registered or last registered residence was situated or is not properly designated by the name or description so registered he shall within three months next following cause his name and new residence or designation (as the case may be) to be registered anew with the Registrar-General or in default thereof such minister shall not be deemed registered within the meaning of the Marriage Act, 1899.

Changes of ministers' residence.

19 Vic. No. 34 s. 12.

33. The Registrar-General shall within one month after receiving any requisition as aforesaid publish in the Gazette the name of and the particulars concerning every officiating minister registered by him.

Publication of ministers' names.

Ibid. s. 13.

34. (1) The Registrar-General shall in the month of January in each year publish in the Gazette a list of the names of all ministers then duly registered in his office with their designations denominations and residences.

Annual list of names.

Ibid. s. 14.

(2) The registry districts within which such residences are situated shall be distinguished in the said list.

(3) Every such annual list shall be evidence in all courts of justice that the persons therein named and no others were at the time of its publication ordinarily officiating and duly registered ministers of religion for the celebration of marriages.

List to be evidence.

(4) Whenever the Registrar-General knows that any registered minister is dead or has left New South Wales or resides in another district than the one within which he was last registered as residing or has ceased ordinarily to officiate as a minister he shall omit the name of such minister from the next annual list.

When names to be omitted.

Ibid. s. 15.

35. The Registrar-General shall from time to time at the public expense furnish to every officiating minister so registered books for the registry of marriages.

Registrar-General to furnish books.

Ibid. s. 8.

36. Any officiating minister may ask of any person married or about to be married the several particulars required to be registered touching any such marriage.

Minister may make inquiries regarding marriages.

Ibid. s. 17.

Registration of Births Deaths and Marriages.

PART VIII.

Penalties.

37. Every person who—
- (a) refuses or neglects to give any notice or information required by this Act or
 - (b) knowingly registers any birth or death contrary to the provisions of this Act
- shall forfeit a sum not exceeding ten pounds.
38. Every district registrar who refuses or without reasonable cause omits to register any birth marriage or death of which he has had due notice as aforesaid shall forfeit a sum not exceeding twenty pounds.
39. Every person having the custody of any register book or certified copy thereof or any part thereof who negligently loses or injures the same or negligently allows the same to be injured whilst in his keeping shall forfeit a sum not exceeding twenty pounds.
40. Every person who causes his name to be registered under this Act as an ordinarily officiating minister of religion he being at the time not such a minister and knowing himself not to be such shall be deemed guilty of a misdemeanour and be liable to a fine not exceeding two hundred pounds or to imprisonment not exceeding two years.
41. All fines forfeitures and penalties imposed by this Act shall unless otherwise provided be recovered before any two justices of the peace or police magistrate in a summary way upon the complaint of any person.
42. All fines and penalties and all fees paid to the Registrar-General under this Act shall be paid to the Consolidated Revenue Fund.

Neglect to give notice or information.
19 Vic. No. 34 s. 32.

District registrar refusing or omitting to register.
Ibid. s. 33.

Losing or injuring register book, &c.
Ibid. s. 33.

Persons pretending to be ministers.
Ibid. s. 16.

Recovery of penalties.
Ibid. s. 36.

Application of penalties.
Ibid. s. 37.

PART IX.

Clerical Fees.

43. Nothing herein contained shall affect the right of any officiating Minister to receive the fees now usually paid for the performance of any religious rite of baptism marriage or burial.

Clerical fees not prejudiced.
Ibid. s. 30.

SCHEDULES.

Registration of Births Deaths and Marriages.

SCHEDULES.

FIRST SCHEDULE.

Sec. 2 (1).

Reference to Act.	Title or short title.	Extent of repeal.
7 Vic. No. 16 ...	Registration of Deeds	Sections 8, 10, and Schedule B, the unrepealed portions; Section 35, the whole.
19 Vic. No. 34 ...	An Act for registering Births Deaths and Marriages.	The whole not already repealed.
42 Vic. No. 5 ...	The "Clergy Returns Transfer Act of 1878."	The whole.

SECOND SCHEDULE.

Secs. 12, 15, 18.
19 Vic. No. 34,
Schedule B.

Every search in any Index (to be paid beforehand)	Five shillings.
Every certified copy of any entry (payable on delivery) ...	Two shillings.
Every certified copy of any birth death or marriage	Two shillings.
Every marriage performed by registrar... ..	Twenty shillings.
Every search for certificates of marriages births baptisms or burials registered prior to the passing of the Act 19 Vic. No. 34	One shilling.
Every copy of such last-mentioned certificate	One shilling.

7 Vic. No. 16,
Schedule B 15, 16.

THIRD SCHEDULE.

I A.B. of [] do hereby certify that I have this day baptised by Sec. 24 (1).
the name of *Thomas* [or that the name of *Thomas* hath this day been given to] a male *Id.* Schedule C.
child produced to me by *William Green* as the son of *William Green* and *Rebecca Green*
and declared by the said *William Green* to have been born at
on the day of 18

Witness my hand this day of 18

Signature.

FOURTH

FOURTH SCHEDULE.

18

MARINE REGISTER OF BIRTHS.

BIRTHS on board the ship (*Marco Polo*) sailed from (*the Port of Liverpool*) on the (*nineteenth*) day of (*March 18*) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May 18*). Registered by Captain } *CHARLES THOMSON*
or Officer in Charge. } *Captain.*

No.	CHILD.			PARENTS.		INFORMANTS.	REGISTRATION.			WITNESSES.	
	When born and latitude and longitude.	Name.	Sex.	FATHER.		MOTHER.	Signature Description and former Residence of Informants.	When Registered and where.	Signature of the Captain or Master.	Name if added after Registration of Birth.	(1) Accoucheur by whom certified and (2) Signatures of Witnesses.
				(1) Name and Surname. Rank or Profession of the Father (2) Age and (3) Birth-place.	(1) When and where married. (2) Issue living and deceased.	(1) Name and Maiden Surname of Mother. (2) Age and (3) Birth-place.					
1	27 April 18 . 25 N. latitude. 27 W. longitude.	Frederick Charles.	Boy.	Alfred Vaughan Solicitor. 37. Ash next Sand- wich Kent.	23 June 18 . Canterbury Charlotte 3 George 1 Both living.	Elizabeth Ann formerly Beaumont late Scott. 32. Ashford Kent.	Alfred Vaughan Father Dover Kent.	30 April 18 on board the ship <i>Marco Polo</i> .	Charles Thomson Captain.	.....	Alexander Hamilton Surgeon.

FIFTH SCHEDULE.

18

MARINE REGISTER OF DEATHS.

DEATHS on board the (*Barque Constantine*) sailed from (*the Port of Liverpool*) on the (*seventeenth*) day of (*January 18*) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May 18*). Registered by Captain } *DAVID APPLETON*
or Officer in Charge. } *Captain.*

No.	DESCRIPTION		Sex and Age.	(1) Cause of Death. (2) Duration of last illness. (3) Medical Attendant by whom Certified and (4) When he last saw deceased.	Name and Surname of Father and Mother if known with rank or profession.	Signature description and former residence of Informant and Witness.	Signature of Captain or Master. Date and where Registered. (Latitude and Longitude.)	BURIAL.		IF DECEASED WAS MARRIED.	
	When died and lat. and long.	Name and Surname Rank or profession.						When buried.	Name and religion of Minister or names of Witnesses of Burial.	Where born.	Where and what Age and to whom.	Issue in order of birth their names and ages.
1	23rd April 18 . 34 S. lat. 10 E. long.	George Ashdown carpenter.	Male 37 years.	(1) Typhus Fever. (2) 14 days. (3) Archibald Ogilvie. (4) Twenty-second April 1853.	Henry Ashdown. Mary Ashdown. Wheelwright.	Margaret Ashdown Widow of deceased Bristol. Patrick McDougal Seaman Dublin.	David Appleton Captain. 24th April 18 . Lat. Long.	24th April 18 .	Augustus Bloomfield Independent Minister. Jonas Carter Ship Carpenter.	Bristol.	Bristol. Twenty-two years. Margaret Bennett. Henry 13 Margaret 11 Mary 9 George 3 Two dead—One boy One girl.

Sec. 25 (1), 19 Vic.
No. 34, Schedule D.
Sec. 28 (1), *Ibid.*
Schedule F.

Registration of Births Deaths and Marriages.

Act No. , 1899.

Registration of Births Deaths and Marriages.

SIXTH SCHEDULE.

I A.B. registrar of births and deaths in the district of
hereby certify that the death of *Robert Taylor* was duly registered by me on the
day of 18 . do
Witness my hand this day of 18 .
(Signed) A.B. District Registrar.

Sec. 30 (1).
19 Vic. No. 34,
Schedule F.

SEVENTH SCHEDULE.

I A.B. coroner for the district of [or justice of the peace of] do
hereby order the burial of the body now shown to the inquest jury [or to me] as the
body of *Thomas Jones*.
Witness my hand this day of 18 .
A.B. Coroner
or
J.P. [as the case may be].

Sec. 30 (4).
Ibid. Schedule G.

EIGHTH SCHEDULE.

I A.B. of undertaker do hereby certify that the body of [C.D.]
was on the day of 18 duly buried at and in
presence of the undersigned.
Witness our hands this day of 18 .
(Countersigned) (Signed) A.B. Undertaker.
W.X. }
Y.Z. } Householdors.

Sec. 30 (5).
Ibid. Schedule H.

Registration of Births, Deaths and Marriages

SIXTH SCHEDULE

I, A.B. Registrar of Births and Deaths in the District of _____ hereby certify that the death of Robert Jones was duly registered by me on the _____ day of _____ 18____.

Witness my hand this _____ day of _____ 18____.

(Signed) A.B. Registrar.

SEVENTH SCHEDULE

I, A.B. Coroner for the District of _____ do hereby certify that the body of _____ was found on the _____ day of _____ 18____, and in _____.

Witness my hand this _____ day of _____ 18____.

A.B. Coroner.

(Signed) J.T. (as A.B. Coroner for the District of _____)

EIGHTH SCHEDULE

I, A.B. Registrar of Births and Deaths in the District of _____ hereby certify that the body of _____ was found on the _____ day of _____ 18____, and in _____.

Witness my hand this _____ day of _____ 18____.

(Signed) A.B. Registrar.

(Coroner's Seal)
W.Z.
Y.X.

Memo. and Certificate to accompany the Registration of Births, Deaths, and Marriages Bill.

THIS Bill consolidates the two Acts :—

19 Vic. No. 34 ;
42 Vic. No. 5 ;
and portion of 7 Vic. No. 16.

Clause 6 (1).—There appears to be no power to appoint “ assistant district registrars ” in Sydney, though they can be appointed everywhere else.

Clause 7 (b).—This is modified, to make it quite clear that the “ certified copy ” is not of the “ book ” but of the registry.

Clause 16.—The original section appears to be very badly drawn to effect its probable purpose, *i.e.* to have errors corrected. It has been slightly modified.

Clause 35.—The provision in the original section 8, as to supplying marriage certificates, appears to belong properly to the Marriage Act, where it has been placed.

Some verbal changes have been made which do not alter the sense.

I certify that except as hereinbefore mentioned this Bill solely consolidates, and in no way alters, adds to, or amends the law contained in the enactments therein consolidated.

CHAS. G. HEYDON,
Commissioner for the Consolidation of the Statute Law.

Registration of Births, Deaths, and Marriages Bill.

TABLE showing how the sections of Acts consolidated have been dealt with.

Section of Repealed Acts.	Section of Consolidated Act.	Remarks.
7 VICTORIA No. 16.		
8	.....	Operation exhausted.
10	.....	Operation exhausted.
35	.....	Operation exhausted.
Schedule B...	Second Schedule.	
19 VICTORIA No. 34.		
Preamble ...	Omitted.	
1	3	
2	4	
3	5	
4	6	
5	Omitted	... Provisions covered by "Interpretation Act, 1897," s. 30.
6	14	
7	15	
8	7, 8, 35	... In s. 35 the obligation to supply forms of marriage certificates has been omitted, and is inserted in the Marriage Act, 1898.
9	10	
10	13 ...	... The latter part of s. 10 of 19 Vic. No. 34 is omitted, being repealed by the Evidence Act, 1898. <i>See</i> now s. 30 of that Act.
11	31	
12	32	
13	33	
14	34 (1)—(3)	
15	34 (4)	
16	40	
17	9, 36	
18	11	
19	Omitted	... Repealed by Evidence Act, 1898. <i>See</i> now s. 30 of that Act.
20	12	
21	19, 27	
22	20	
23	21	
24	22	
25	23	
26	24, 28	
27	25	
28	26, 29	
29	30	
30	43	
31	16	
32	37	
33	38, 39	
34	Omitted	... Repealed, Criminal Law Amendment Act of 1883.
35	Omitted	... Repealed, Criminal Law Amendment Act of 1883.

Section of Repealed Acts.	Section of Consolidated Act.	Remarks.
19 VICTORIA No. 34— <i>continued</i> .		
36	41	
37	42	
38	Omitted	...
Schedule A...	3, 26	... Commencement of Act. "Constable" incorporated in s. 26 and omitted from interpretation section. "Gazette" and "gazetted" omitted.
Schedule B...	Second Schedule.	
Schedule C...	Third Schedule.	
Schedule D...	Fourth Schedule.	
Schedule E...	Fifth Schedule.	
Schedule F...	Sixth Schedule.	
Schedule G...	Seventh Schedule.	
Schedule H...	Eighth Schedule.	
42 VICTORIA No. 5.		
Preamble ...	Omitted.	
1	17	... Part exhausted and omitted.
2	Omitted...	... Exhausted.
3	18	
4	Omitted...	... Short title.

Legislative Council.

No. , 1899.

A BILL

To consolidate the Acts relating to the Registration of
Births Deaths and Marriages.

[MR. HUGHES ;—27 July, 1899.]

BE it enacted by the Queen's Most Excellent Majesty by and with
the advice and consent of the Legislative Council and Legislative
Assembly of New South Wales in Parliament assembled and by the
authority of the same as follows :—

PART I.

Repeal and Preliminary.

1. This Act may be cited as the "Registration of Births Deaths
and Marriages Act 1899" and is divided into Parts as follows :—

PART I.—*Repeal and Preliminary*—ss. 1-3.

PART II.—*Establishment of Registry Offices and Districts—
Appointment of Registrars*—ss. 4-6.

C 13—A

PART

PART III.—*Duties of Registrar-General and District Registrars*—ss. 7-16.

PART IV.—*Transferred Clergy Returns*—ss. 17-18.

PART V.—*Provisions as to Registration of Births*—ss. 19-26.

PART VI.—*Provisions as to Registration of Deaths*—ss. 27-30.

PART VII.—*Registration of Ministers for celebrating Marriages*—ss. 31-36.

PART VIII.—*Penalties*—ss. 37-42.

PART IX.—*Clerical Fees*—s. 43.

Repeal.
First Schedule.

2. (1) The Acts mentioned in the First Schedule to this Act are to the extent therein expressed hereby repealed.

Officers under
repealed Acts.

(2) All persons appointed under the Acts hereby repealed and holding office at the time of the passing of this Act shall be deemed to have been appointed hereunder.

General Registry
under repealed Acts.

(3) The "General Registry for New South Wales" established under the Act nineteenth Victoria number thirty-four hereby repealed shall be deemed to have been established under this Act.

Registry districts
under repealed Acts.

(4) All registry districts proclaimed under the authority of any Act hereby repealed and existing at the time of the passing of this Act shall be deemed to have been proclaimed hereunder.

Ministers for
celebrating marriages
under repealed Acts.

(5) All ministers of religion registered as ministers for celebrating marriages under the authority of any Act hereby repealed and continuing to be so registered at the time of the passing of this Act shall be deemed to have been registered hereunder.

Regulations under
repealed Acts.

(6) All regulations made under the authority of any Act hereby repealed and being in force at the time of the passing of this Act shall be deemed to have been made hereunder.

Books, forms, &c.,
under repealed Acts.

(7) All books forms seals or stamps authorised to be used under any of the Acts hereby repealed and in use at the time of the passing of this Act shall be deemed to have been authorised hereunder.

Interpretation.
19 Vic. No. 34 s. 1.
Schedule A.

3. In this Act unless the context or subject-matter otherwise indicates or requires—

"Parent" means father or if he is dead or absent the mother or guardian.

"Tenant" means principal occupier for the time being of any dwelling-house or tenement and in the case of a gaol prison house of correction hospital lunatic asylum or other public or charitable institution the head officer or person in actual charge thereof.

"Seal" means any seal stamp or die caused to be made by the Registrar-General.

"District registrar" means any district registrar or assistant district registrar.

PART

PART II.

Establishment of Registry Offices and Districts—Appointment of Registrars.

4. (1) The Governor may establish by notice in the Gazette an office in the city of Sydney for registering all births marriages and deaths in New South Wales to be called the "General Registry for New South Wales."

General registry office.
19 Vic. No. 34 s. 2.

(2) The Governor may appoint a fit person to be Registrar-General.

5. For the purposes of this Act the Governor may by proclamation in the Gazette from time to time alter as he thinks fit the existing division of New South Wales into registry districts but so that one of such registry districts shall be the registry district of Sydney.

Registry districts.
Ibid. s. 3.

6. (1) The Governor may appoint such persons as he thinks fit to be district registrars and assistant district registrars for such districts respectively except for the district of Sydney.

District registrars.
Ibid. s. 4.

(2) The office of district registrar for the district of Sydney shall be vested in the Registrar-General.

PART III.

Powers and Duties of Registrar-General and District Registrars.

7. The Registrar-General shall from time to time at the public expense furnish to every district registrar—

Registrar-General to supply books and forms.

(a) books for the registry of births marriages and deaths and

Ibid. s. 8.

(b) forms for certified copies of the entries in such books.

8. (1) Every district registrar shall inform himself carefully of every birth marriage and death happening within his district and shall as soon as possible after the event without fee or reward register the same respectively and the particulars thereof in such books according to the respective forms contained therein or so furnished to him.

District registrar to register.
Ibid. s. 8.

(2) Every entry shall be made in order from the beginning to the end of the book and every such book shall be paged consecutively.

9. Any district registrar may ask of any person married or about to be married the several particulars required to be registered touching any such marriage and of any person seeking to register any birth or death any of the particulars hereby required to be registered.

District registrars may make inquiries regarding marriages.
Ibid. s. 17.

10. (1) Every district registrar shall in the months of April July October and January in each year transmit to the General Registry copies of the registers of births marriages and deaths made in his office during the three months next preceding.

Returns to General Registry.
Ibid. s. 9.

(2)

(2) All such copies shall be thereafter kept in the General Registry in such order and manner as the Registrar-General thinks fit so that the same may be most readily seen and examined.

General Registry
indexes.
19 Vic. No. 34 s. 18.

11. (1) The Registrar-General shall cause the following indexes to be made and kept in the General Registry :—

- (a) indexes of the several district registries
- (b) indexes of his own register for the district of Sydney
- (c) one general index of all the births marriages and deaths in New South Wales.

District Registry
indexes.

(2) Every district registrar shall cause indexes of his register-books to be made and kept in his office.

Searches and copies.
Second Schedule.
Ibid. s. 20.

12. (1) Every person on payment of the fees specified in that behalf in the Second Schedule hereto and giving in a written memorandum of the particular entry which he desires to find or search for shall be entitled—

- (a) at reasonable hours to be fixed by the regulations hereunder to search any of such indexes and also the several registers or books in which such entry appears to be and
- (b) to have a copy of any entry in any such book certified by the Registrar-General or district registrar as the case may be.

Seals of office.
Ibid. s. 10.

13. The Registrar-General shall cause a seal or stamp to be made for the General Registry and for each district registry office and the Registrar-General and district registrars respectively shall sign and cause to be sealed or stamped therewith all certificates or certified copies given in their respective offices.

Regulations.
Ibid. s. 6.

14. The Registrar-General may subject to the approval of the Governor make regulations from time to time for the management of the General Registry and to be observed by the district registrars and such regulations when so approved shall be published in the Gazette and be thereupon as binding on all persons affected thereby as if they formed part of this Act.

Fees.
Second Schedule.
Ibid. s. 7.

15. (1) The Registrar-General and every district registrar shall for the duties to be performed under this Act or the Marriage Act 1899 receive the several fees specified in the Second Schedule hereto.

(2) Subject to the provisions of the Audit Act 1898 all such fees shall be retained by such district registrars for their own use except the fees paid to the Registrar-General or in his office which shall be accounted for and paid by him respectively to the Consolidated Revenue Fund.

Correction of
accidental errors.
Ibid. s. 31.

16. (1) Where an error is discovered to have been committed in the form or substance of any entry in the register of a birth marriage or death the person charged with the duty of making such entry shall not be liable to any penalty if within one month next after the discovery of the error he truly corrects the same by making signing and dating a new entry in the margin without altering the original entry.

(2) Every such correction shall be made—

- (a) in the case of a birth in the presence of the parent
- (b) in the case of a marriage in the presence of either of the parties
- (c) in the case of a death in the presence of the tenant or
- (d) in any of such cases respectively in the presence of the district registrar.

(3) The district registrar shall make the like alteration in every certified copy of the register made after any such correction or if a certified copy has been already made shall make and deliver a separate certified copy of the original erroneous entry and of the new and correct marginal entry.

PART IV.

Transferred Clergy Returns.

17. (1) The Registrar-General shall keep in the General Registry for New South Wales all returns of baptisms marriages and burials and all transcripts registers and records thereof and every index of or to the same which under the provisions contained in the Clergy Returns Transfer Act of 1878 were transferred to the Registrar-General. Registrar to keep transferred returns. 42 Vic. No. 5, s. 1.

(2) The Registrar-General shall grant certificates or certified copies of such returns transcripts registers and records in like manner as under the several provisions of this Act applicable to registration of marriages births and deaths or incidental thereto or consequent thereon. Certificates of such returns.

18. (1) All certificates or certified copies granted by the Registrar-General under this Part of this Act shall be of the same and the like force and effect to all intents and purposes as certificates and certified copies of the registers of marriages births and deaths granted under other Parts of this Act. Certificates and fees. Ibid. s. 3.

(2) The like fees shall be chargeable and paid for such certificates or copies respectively and for searches as are authorised by section fifteen of this Act and the Second Schedule hereto. Second Schedule.

PART

PART V.

Provisions as to Registration of Births.

Notice of births.

19 Vic. No. 34 s. 21.

19. In each case of the birth of any child in New South Wales the parent shall within sixty days next thereafter inform the district registrar of such birth and of all the particulars concerning the same according to the forms of registration hereinbefore referred to.

Limit of time for registration.

Ibid. s. 22.

20. (1) After the expiration of sixty days following the birth of any child in New South Wales no district registrar shall register such birth unless—

- (a) some person present at the birth or
- (b) the parent

makes within six months next after the birth a solemn declaration according to the best of his knowledge and belief of the particulars hereinbefore mentioned.

(2) Upon such declaration being made the district registrar shall register the birth.

Penalty.

(3) Every person or parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Children born out of the colony.

Ibid. s. 23.

21. (1) In every case of the arrival in New South Wales of a child under the age of eighteen months born at sea or in any place out of New South Wales whose parents are about to take up their abode in New South Wales the district registrar shall upon a solemn declaration by the parent of the particulars so required as aforesaid register the birth.

Penalty.

(2) Every parent who states a wilful falsehood in such declaration shall be subject to the penalties of perjury.

Further limit of time.

Ibid. s. 24.

22. (1) A district registrar shall not register the birth of any child after the expiration of six months

- (a) following such birth if in New South Wales or
- (b) after the arrival in New South Wales of the child if born at sea or out of New South Wales.

(2) No register or certified copy of a register of birth made contrary to this section shall be received in evidence to prove the birth of any child.

Name given after registration of birth.

Third Schedule.

Ibid. s. 25.

23. (1) Where a name is duly given to a child at any time after the registration of its birth the parent shall within seven days after the giving of such name procure and deliver to the district registrar in whose custody the register of the birth of such child then happens to be a certificate according to the form in the Third Schedule hereto signed by the minister or other person who gave such name.

Fee payable.

(2) Such minister or other person shall deliver the said certificate whenever demanded on payment of the fee of one shilling.

(3)

(3) The district registrar upon receipt of such certificate shall without any erasure of the original entry forthwith make an additional entry in the register that such name was by baptism or otherwise duly given to the child. Registration of name.

(4) The district registrar shall thereupon certify on the said certificate the additional entry so made.

24. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every birth which has occurred on board such vessel while at sea according to the form in the Fourth Schedule hereto. Masters of British and colonial vessels to report births. Fourth Schedule. 19 Vic. No. 34 s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do. Form to be supplied.

25. Nothing herein contained as to the compulsory registration of births shall extend to any child born before the first day of March one thousand eight hundred and fifty-six but the parent may require the birth to be registered under the like provisions as are herein contained as nearly as may be and the district registrar shall register the same accordingly. Compulsory registration not retrospective. Ibid. ss. 27, 38.

26. In case any new-born child is found exposed the chief or head constable of the district shall forthwith inform the district registrar thereof and of the place where such child was found. Finding of child. Ibid. s. 28.

PART VI.

Provisions as to Registration of Deaths.

27. In each case of the death of any person in New South Wales the tenant of the house or place shall within thirty days next thereafter inform the district registrar of such death and of all the particulars concerning the same according to the forms of registration hereinbefore referred to. Notice of deaths. Ibid. s. 21.

28. (1) All masters or commanders of British or colonial vessels shall on arrival in any port in New South Wales furnish to the health officer of the port or if there be no health officer to the chief officer of customs the particulars of every death which has occurred on board such vessel while at sea according to the form in the Fifth Schedule hereto. Masters of British and colonial vessels to report deaths. Fifth Schedule. Ibid. s. 26.

(2) Such health officer or officer of customs shall supply to the master or commander of the vessel the said form on being required so to do.

Finding of body.
19 Vic. No. 34 s. 28.

29. (1) In case any dead body is found exposed the coroner or if none such the nearest justice of the peace shall forthwith inform the district registrar thereof and of the place where such dead body was found.

Notice of inquest.

(2) Where an inquest or magisterial inquiry is held on any dead body the coroner or magistrate as the case may be shall notify to the district registrar the verdict of the jury or the opinion of such magistrate with all other particulars required to be registered concerning the death and such registrar shall make the entry accordingly.

Certificates of deaths
and burials.
Sixth Schedule.
Ibid. s. 29.

30. (1) Every district registrar immediately upon registering any death or as soon thereafter as he is required so to do shall without fee or reward deliver to the undertaker or other person having charge of the funeral a certificate under his hand according to the form in the Sixth Schedule hereto that such death has been duly registered.

(2) Such certificate shall be delivered by such undertaker or other person to the minister or officiating person required to bury or perform any religious service for the burial.

(3) If any dead body is buried for which no certificate has been so delivered the person who buries the same or performs any funeral or religious service for the burial or who in any other way disposes of the body shall forthwith give notice of the facts to the district registrar.

Seventh Schedule.

(4) The coroner or magistrate holding an inquest or inquiry upon any dead body for which no certificate has been delivered as aforesaid may order the body to be buried before registration and shall in such case give a certificate of his order in writing under his hand according to the form in the Seventh Schedule hereto to such undertaker or other person having charge of the funeral.

Eighth Schedule.

(5) Every undertaker or other person who buries or otherwise disposes of any dead body shall forthwith cause to be transmitted to the district registrar a certificate thereof in the form or to the effect set forth in the Eighth Schedule hereto countersigned by two respectable householders.

PART VII.

Registration of Ministers for celebrating Marriages.

Registration of
ministers of religion.
Ibid. s. 11.

31. (1) The Registrar-General upon receiving from any minister of religion ordinarily officiating as such a requisition that he may be registered as a minister for celebrating marriages within New South Wales shall forthwith without fee or reward register the name of such minister with the particulars mentioned in subsection (3) in a register book to be kept by him expressly for that purpose. (2)

(2) Such requisition shall be in writing under the hand of the minister making the requisition or of the head of the denomination to which he belongs.

(3) Such requisition shall specify the name religious denomination designation and residence of the minister.

32. Whenever any minister so registered ceases to reside in the registrar's district within which his registered or last registered residence was situated or is not properly designated by the name or description so registered he shall within three months next following cause his name and new residence or designation (as the case may be) to be registered anew with the Registrar-General or in default thereof such minister shall not be deemed registered within the meaning of the Marriage Act, 1899.

Changes of ministers' residence.
19 Vic. No. 34 s. 12.

33. The Registrar-General shall within one month after receiving any requisition as aforesaid publish in the Gazette the name of and the particulars concerning every officiating minister registered by him.

Publication of ministers' names.
Ibid. s. 13.

34. (1) The Registrar-General shall in the month of January in each year publish in the Gazette a list of the names of all ministers then duly registered in his office with their designations denominations and residences.

Annual list of names.
Ibid. s. 14.

(2) The registry districts within which such residences are situated shall be distinguished in the said list.

(3) Every such annual list shall be evidence in all courts of justice that the persons therein named and no others were at the time of its publication ordinarily officiating and duly registered ministers of religion for the celebration of marriages.

List to be evidence.

(4) Whenever the Registrar-General knows that any registered minister is dead or has left New South Wales or resides in another district than the one within which he was last registered as residing or has ceased ordinarily to officiate as a minister he shall omit the name of such minister from the next annual list.

When names to be omitted.
Ibid. s. 15.

35. The Registrar-General shall from time to time at the public expense furnish to every officiating minister so registered books for the registry of marriages.

Registrar-General to furnish books.
Ibid. s. 8.

36. Any officiating minister may ask of any person married or about to be married the several particulars required to be registered touching any such marriage.

Minister may make inquiries regarding marriages.
Ibid. s. 17.

PART VIII.

Penalties.

Neglect to give
notice or information.
19 Vic. No. 34 s. 32.

37. Every person who—
(a) refuses or neglects to give any notice or information required by this Act or
(b) knowingly registers any birth or death contrary to the provisions of this Act

shall forfeit a sum not exceeding ten pounds.

District registrar
refusing or omitting
to register.
Ibid. s. 33.

38. Every district registrar who refuses or without reasonable cause omits to register any birth marriage or death of which he has had due notice as aforesaid shall forfeit a sum not exceeding twenty pounds.

Losing or injuring
register book, &c.
Ibid. s. 33.

39. Every person having the custody of any register book or certified copy thereof or any part thereof who negligently loses or injures the same or negligently allows the same to be injured whilst in his keeping shall forfeit a sum not exceeding twenty pounds.

Persons pretending
to be ministers.
Ibid. s. 16.

40. Every person who causes his name to be registered under this Act as an ordinarily officiating minister of religion he being at the time not such a minister and knowing himself not to be such shall be deemed guilty of a misdemeanour and be liable to a fine not exceeding two hundred pounds or to imprisonment not exceeding two years.

Recovery of
penalties.
Ibid. s. 36.

41. All fines forfeitures and penalties imposed by this Act shall unless otherwise provided be recovered before any two justices of the peace or police magistrate in a summary way upon the complaint of any person.

Application of
penalties.
Ibid. s. 37.

42. All fines and penalties and all fees paid to the Registrar-General under this Act shall be paid to the Consolidated Revenue Fund.

PART IX.

Clerical Fees.

Clerical fees not
prejudiced.
Ibid. s. 30.

43. Nothing herein contained shall affect the right of any officiating Minister to receive the fees now usually paid for the performance of any religious rite of baptism marriage or burial.

SCHEDULES.

SCHEDULES.

FIRST SCHEDULE.

Sec. 2 (1).

Reference to Act.	Title or short title.	Extent of repeal.
7 Vic. No. 16 ...	Registration of Deeds	Sections 8, 10, and Schedule B, the unrepealed portions; Section 35, the whole.
19 Vic. No. 34 ...	An Act for registering Births Deaths and Marriages.	The whole not already repealed.
42 Vic. No. 5 ...	The "Clergy Returns Transfer Act of 1878."	The whole.

SECOND SCHEDULE.

Secs. 12, 15, 18.

19 Vic. No. 34,
Schedule B.

Every search in any Index (to be paid beforehand)	Five shillings.
Every certified copy of any entry (payable on delivery)	Two shillings.
Every certified copy of any birth death or marriage	Two shillings.
Every marriage performed by registrar... ..	Twenty shillings.
Every search for certificates of marriages births baptisms or burials registered prior to the passing of the Act 19 Vic. No. 34	One shilling.
Every copy of such last-mentioned certificate	One shilling.

7 Vic. No. 16,
Schedule B 15, 16.

THIRD SCHEDULE.

I A.B. of [] do hereby certify that I have this day baptised by Sec. 24 (1).
the name of *Thomas* [or that the name of *Thomas* hath this day been given to] a male *Ibid.* Schedule C.
child produced to me by *William Green* as the son of *William Green* and *Rebecca Green*
and declared by the said *William Green* to have been born at
on the day of 18

Witness my hand this day of 18

Signature.

FOURTH

FOURTH SCHEDULE.

MARINE REGISTER OF BIRTHS.

18

BIRTHS on board the ship (*Marco Polo*) sailed from (*the Port of Liverpool*) on the (*nineteenth*) day of (*March 18*) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May 18*). Registered by Captain } *CHARLES THOMSON*
or Officer in Charge. } Captain.

No.	CHILD.			PARENTS.		INFORMANTS.	REGISTRATION.			WITNESSES.	
	When born and latitude and longitude.	Name.	Sex.	FATHER.		MOTHER.	Signature Description and former Residence of Informants.	When Registered and where.	Signature of the Captain or Master.	Name if added after Registration of Birth.	(1) Accoucheur by whom certified and (2) Signatures of Witnesses.
				(1) Name and Surname. Rank or Profession of the Father (2) Age and (3) Birth-place.	(1) When and where married. (2) Issue living and deceased.	(1) Name and Maiden Surname of Mother. (2) Age and (3) Birth-place.					
1	27 April 18 . 25 N. latitude. 27 W. longitude.	Frederick Charles.	Boy.	Alfred Vaughan Solicitor. 37. Ash next Sand- wich Kent.	23 June 18 . Canterbury Charlotte 3 George 1 Both living.	Elizabeth Ann formerly Beaumont late Scott. 32. Ashford Kent.	Alfred Vaughan Father Dover Kent.	30 April 18 on board the ship <i>Marco Polo</i> .	Charles Thomson Captain.	.....	Alexander Hamilton Surgeon.

FIFTH SCHEDULE.

MARINE REGISTER OF DEATHS.

18

DEATHS on board the (*Barque Constantine*) sailed from (*the Port of Liverpool*) on the (*seventeenth*) day of (*January 18*) and arrived at (*Port Jackson*) on the (*tenth*) day of (*May 18*). Registered by Captain } *DAVID APPLETON*
or Officer in Charge. } Captain.

No.	DESCRIPTION		Sex and Age.	(1) Cause of Death. (2) Duration of last illness. (3) Medical Attendant by whom Certified and (4) When he last saw deceased.	Name and Surname of Father and Mother if known with rank or profession.	Signature description and former residence of Informant and Witness.	Signature of Captain or Master. Date and where Registered. (Latitude and Longitude.)	When buried.	BURIAL.	Where born.	IF DECEASED WAS MARRIED.	
	When died and lat. and long.	Name and Surname Rank or profession.							Name and religion of Minister or names of Witnesses of Burial.		Where and what Age and to whom.	Issue in order of birth their names and ages.
1	23rd April 18 . 34 S. lat. 10 E. long.	George Ashdown carpenter.	Male 37 years.	(1) Typhus Fever. (2) 14 days. (3) Archibald Ogilvie. (4) Twenty-second April 1853.	Henry Ashdown. Mary Ashdown. Wheelwright.	Margaret Ashdown Widow of deceased Bristol. Patrick McDougal Seaman Dublin.	David Appleton Captain. 24th April 18 . Lat. Long.	24th April 18 .	Augustus Bloomfield Independent Minister. Jonas Carter Ship Carpenter.	Bristol.	Bristol. Twenty-two years. Margaret Bennett.	Henry 13 Margaret 11 Mary 9 George 3 Two dead—One boy One girl.

SIXTH SCHEDULE.

I A.B. registrar of births and deaths in the district of
hereby certify that the death of *Robert Taylor* was duly registered by me on the
day of 18 .

Sec. 30 (1).
19 Vic. No. 34,
do Schedule F.

Witness my hand this day of 18 .
(Signed) A.B. District Registrar.

SEVENTH SCHEDULE.

I A.B. coroner for the district of [or justice of the peace of] do
hereby order the burial of the body now shown to the inquest jury [or to me] as the
body of *Thomas Jones*.

Sec. 30 (4).
Ibid. Schedule G.

Witness my hand this day of 18 .
A.B. Coroner
or
J.P. [as the case may be].

EIGHTH SCHEDULE.

I A.B. of undertaker do hereby certify that the body of [C.D.]
was on the day of 18 duly buried at and in
presence of the undersigned.

Sec. 30 (5).
Ibid. Schedule H.

Witness our hands this day of 18 .
(Signed) A.B. Undertaker.
(Countersigned)
W.X. }
Y.Z. } Householders.

Registration of Births Deaths and Marriages

See 30 (1)
1917 No 24
the Registrar

SIXTH SCHEDULE

I A.B. Registrar of Births and Deaths in the District of
hereby certify that the birth of Robert James was duly registered by me on the
day of 1917.
Witness my hand this
day of 1917.
(Signed) A.B. Registrar

See 30 (1)
1917 No 24
the Registrar

SEVENTH SCHEDULE

I A.B. Registrar in the District of [] hereby
certify that the birth of [] was duly
registered by me on the day of 1917.
Witness my hand this
day of 1917.
(Signed) A.B. Registrar

See 30 (1)
1917 No 24
the Registrar

EIGHTH SCHEDULE

I A.B. Registrar in the District of [] hereby
certify that the birth of [] was duly
registered by me on the day of 1917.
Witness my hand this
day of 1917.
(Signed) A.B. Registrar