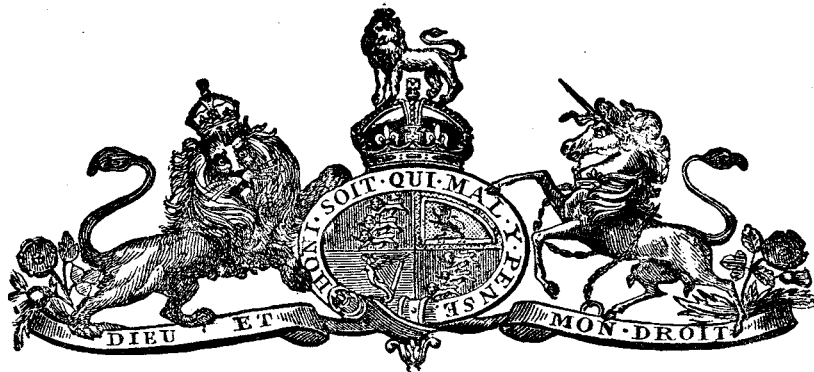


T A S M A N I A.



1906.

ANNO SEXTO

EDWARDI VII. REGIS,

No. 8.

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AN ACT to amend "The Registration of Births and Deaths Act, 1895." A.D. 1906.

[13 September, 1906.]

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

**1** This Act may be cited as "The Registration of Births and Deaths Amendment Act, 1906," and shall be construed as one with "The Registration of Births and Deaths Act, 1895," hereinafter called the principal Act. Short title and incorporation with 59 Vict. No. 9.

**2** Section Twenty-one of the principal Act is hereby amended by striking out in line Seven thereof the word "Six," and substituting the word "Twelve" therefor. Amendment of Section 21 of principal Act.

4d.]

*Registration of Births and Deaths Amendment.*

A.D. 1906.

Repeal of Section  
35 of principal  
Act.

A Judge may  
order Registrar  
to register a birth  
or death.

**3** Section Thirty-five of the principal Act is hereby repealed, and the following Section is substituted therefor:—

“**35** Notwithstanding anything hereinbefore contained, it shall be lawful for a Judge of the Supreme Court sitting in Chambers in any case in which it shall be made to appear to him that it is expedient that the birth of any child or the death of any person should be registered at any time after such birth or death, to order the Registrar to register the birth or death in the manner provided by this Act, or in such other manner as the Judge may direct; and the Registrar is hereby empowered and required to register the birth or death pursuant to any such order as aforesaid.”

Interpretation.

**4** In this Act—

“Prescribed” means prescribed by this Act or by Regulations:

“Regulations” means Regulations made under this Act or the principal Act.

Registration of  
births after  
Twelve months.

Cf. 64 Vict. No.  
31, s. 3 (W.A.).  
Cf. 62 Vict. No.  
1593, s. 7 (Vict.).

**5**—(1.) Notwithstanding anything to the contrary contained in the principal Act, it shall be lawful for the Registrar, by the written authority of the Registrar-General, and in accordance with the Regulations, and on payment of the prescribed fee, to register the birth of any child (whether born before or after the commencement of this Act), after the expiration of Twelve months following the—

- i. Birth of the child, if born in *Tasmania* :
- ii. Arrival of the child in *Tasmania*, if born at sea or out of *Tasmania*, and if at the time of its arrival in *Tasmania* it was under the age of Eighteen months, and its birth was not registered elsewhere.

The fact of such authority having been given by the Registrar-General shall be entered on the register.

Registration of  
birth after Five  
years.

(2.) No registration of a birth shall be made after the expiration of Five years from the date of the birth, except by the authority of a Judge of the Supreme Court, and the fact of such authority having been given, and the date when it was given, shall be entered in the register. Such authority may be given by the said Judge sitting in Chambers, and he may make such order as he thinks fit.

Register, &c., not  
to be evidence of  
birth in certain  
cases, unless entry  
purports to be  
made by  
authority of  
Registrar-  
General;

nor after Five  
years have  
expired, unless  
entry purports to  
be made by  
authority of a  
Judge.

(3.) No register or certified copy of any entry in the register shall be evidence to prove the birth of any child wherein it appears—

- i. That the birth was registered after the expiration of the period of Twelve months mentioned in Sub-section (1.) of this Section, unless such entry purports to have been made by the written authority, and in accordance with the Regulations aforesaid :
- ii. That Five years have expired between the day of the birth and the day of the registration of the birth of the child, unless such entry purports to have been made by the authority of a Judge of the Supreme Court, the date whereof is entered as aforesaid.

*Registration of Births and Deaths Amendment.*

(4.) Every Registrar who, save as provided by this Section, or by Section Five of "The Legitimation Act, 1905," knowingly registers, or causes to be registered, the birth of any child after the expiration of the period of Twelve months mentioned in Sub-section (1.) of this Section, shall for every such offence be liable on summary conviction before a Police Magistrate or any Two or more Justices of the Peace to a fine not exceeding Fifty Pounds.

(5.) The operation of Section Five of "The Legitimation Act, 1905," shall not be in any way affected by the provisions of this Section.

**6** The Governor, or the Registrar-General with the consent of the Governor, may make Regulations for the better carrying of this Act into effect, and may in such Regulations prescribe the fees to be paid in respect of registrations authorised by this Act.

A.D. 1906.

Registrar liable to penalty for knowingly registering contrary to provisions of this Act.

Operation of Section Five of 5 Ed. VII. No. 3 not affected by this Section. Regulations.

