

1960/91

**THE REGISTRATION OF BIRTHS AND DEATHS
(CITIZENSHIP) REGULATIONS 1960**

COBHAM, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 22nd day of June 1960

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the British Nationality and New Zealand Citizenship Act 1948, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Registration of Births and Deaths (Citizenship) Regulations 1960.

2. In these regulations, unless the context otherwise requires,—

“The Act” means the British Nationality and New Zealand Citizenship Act 1948:

“Registrar-General” means the Registrar-General appointed under the Births and Deaths Registration Act 1951:

“Registration Officer” means the person for the time being in charge of an office of a New Zealand overseas representative in a protected State or foreign country where registers of births and deaths are kept; and includes any member of his staff to whom he has delegated the responsibility for keeping the registers:

“Secretary” means the Secretary for Internal Affairs:

Expressions defined in the Act have the meaning so defined.

3. (1) Every Registration Officer shall keep—

(a) A register of births, in the form A in the First Schedule hereto, for recording the births of persons who are New Zealand citizens, or who become New Zealand citizens upon the registration of their births:

(b) A register of deaths, in the form B in the First Schedule hereto, for recording the deaths of New Zealand citizens:

(2) Every birth and death registered under these regulations shall be registered in duplicate.

(3) The duplicate entries of births shall be made in form C, and the duplicate entries of deaths shall be made in form D, in the First Schedule hereto.

4. (1) The Registration Officer shall be responsible for the keeping of the registers of births and deaths in accordance with these regulations and for the issue of certified copies of entries therein.

(2) No entry shall be made in a register, and no certified copy of any entry in a register shall be issued, except by the Registration Officer or by some other person acting under his authority.

5. (1) Before the first day of February in each year the Registration Officer shall transmit to the Registrar-General, Wellington, the duplicate entries of births and deaths in forms C and D respectively made during the preceding year.

(2) Where no birth or no death has been registered during the preceding year, the Registration Officer shall transmit to the Registrar-General, within the time hereinbefore prescribed, a certificate to that effect in form E in the First Schedule hereto.

6. (1) Entries in the register of births or deaths shall be numbered consecutively, commencing with the number "1" for the first entry in each year. Each entry shall relate to the birth or death of one person only.

(2) Each entry shall record as precisely as possible the particulars set out in the appropriate form in the First Schedule hereto, and the directions contained therein shall be followed.

(3) Where doubt exists as to the date of an event or as to the age of a person, the approximate date or age shall be entered, preceded by the word "about."

(4) In every case the Registration Officer shall satisfy himself fully that the citizenship of the person whose birth or death he is requested to register and the other facts of the case are such that registration could properly be effected under these regulations.

7. In the case of multiple births a separate entry must be made for each child and the appropriate words such as "Elder of Twins", "Younger of Twins", "First of Triplets", "Second of Triplets", or "Third of Triplets" written underneath the name of the child in column 2 of the register.

8. Where a Registration Officer is requested to register the birth or death of a New Zealand citizen, the Officer shall obtain from the applicant a written application containing the particulars required to be known and shall register the birth or death if he is satisfied as to the citizenship of the child or the deceased person and as to the other facts of the case, and shall require the informant, if present, to sign the entry and duplicate in the appropriate column.

9. (1) Where the birth or death has been registered according to local law, the Registration Officer shall, before registering the birth or death, require the production of a local birth or death certificate, and shall insert in column 7 of the register a record of the production of that certificate. If it is not reasonably practicable for the local certificate to be produced, the Registration Officer shall state the reason in a marginal note.

(2) Where application for registration of the birth or death of a New Zealand citizen is made more than twelve months after the date of the birth or death and a local certificate cannot be produced, the Registration Officer shall refer the application, together with a full report of the circumstances, to the Secretary, who shall direct whether or not registration shall be effected.

10. (1) In any case where permission of the Minister is sought to register the birth of a child under paragraph (b) of section 7 (1) of the Act, a local birth certificate shall, if the birth has been registered according to local law, accompany the application for registration. If the birth has not been registered according to local law, or if for some reasons satisfactory to the Minister the local birth certificate cannot be produced, there shall be submitted instead of the certificate such evidence as the Minister may deem necessary as to the date and place of birth.

(2) On any application for registration of a birth under this regulation, the Registration Officer shall satisfy himself as to the New Zealand citizenship of the father of the child, and shall refer the application, together with a full report of the circumstances, to the Minister, who shall direct whether or not registration shall be effected.

(3) In any case where the Minister directs under this regulation that registration shall be effected, the Registration Officer shall forthwith register the birth and shall insert in the entry, after the date of registration, the words "By direction of the Minister", with a reference to the authorising memorandum.

11. A Registration Officer, before signing an entry in a register, shall carefully read through the particulars recorded by him in the preceding columns; and if he discovers any omission or error he shall rectify it by inserting the omitted particulars, or (as the case may be) by ruling through the incorrect particulars and inserting above them the correct particulars, and shall authenticate any such alteration by adding his initials in the broader margin of the register.

12. (1) If any omission, discrepancy between facts recorded in different columns, or other error is discovered in an entry after it has been signed by the Registration Officer, the same or any other Registration Officer of the same office, if satisfied as to the incompleteness of the entry and as to the correctness of any amendment proposed to be made, may correct the entry, and the duplicate thereof if in his possession, by entering therein the particulars which have been omitted or by ruling out the incorrect particulars and writing the correct particulars above.

(2) The Registration Officer shall make the following note in the broader margin of the register:

"Column No.: corrected on the day of 19...., by me [*Signature and designation of officer*]."

(3) In any case where the duplicate of the entry corrected as aforesaid has been transmitted to the Registrar-General, the Registration Officer shall forthwith advise the Registrar-General of the insertion or the correction made and of the note made in the broader margin of the register.

13. (1) If it is desired to make any addition to or alteration in the Christian or first names of the child in an entry in a register of births, the parents of the child may, at any time within two years after the date on which the entry was made and on payment of the prescribed fee, request that the addition or alteration be made to the entry:

Provided that the Registration Officer shall act on the request of one parent if the other parent is dead or if the parents are divorced or legally separated and sole custody of the child has been granted to the parent who has made the request.

(2) The addition or alteration in the Christian or first names of the child shall be recorded in column 10 of the entry in the register of births and in the duplicate thereof if in the possession of the Registration Officer, and the Registration Officer shall append thereto his signature and designation and the date on which the addition or alteration was recorded.

(3) If the addition to or alteration in the Christian or first names is received after the expiry of the period of two years following the date of registration of the birth, the Registration Officer shall require the applicants to furnish a statutory declaration as to the facts, and shall, without making any alteration to the entry in the birth register, refer the declaration, together with a full report of the circumstances, to the Secretary, who may, if he considers that the case is one where the addition or alteration should be recorded in the register, direct the Registration Officer to record the addition or alteration in column 10 thereof. In every such case the Registration Officer shall append his signature following the record of the addition or alteration and enter his designation and the date on which the addition or alteration is recorded, together with the words "By direction of the Secretary" and a reference to the authorising memorandum.

(4) In any case where the addition or alteration is recorded after the duplicate entry has been transmitted to the Registrar-General, the Registration Officer shall forthwith advise the Registrar-General of the exact wording of the entry made in column 10 of the register.

14. (1) A duly certified copy of an entry in a register of births or deaths shall be issued by the Registration Officer on request and on payment of the prescribed fee, and shall be authenticated by the signature of the officer who issues it.

(2) The Registrar-General shall, on request and on payment of the prescribed fee, issue under his hand or under his seal a certified copy of any record of birth or death which has been duly transmitted to him by any Registration Officer.

(3) Every such certified copy as aforesaid shall be a complete copy of all the particulars contained in the entry, and shall show any insertion or alteration and note in the broader margin.

15. The fees to be charged in respect of entries in registers of births and deaths, in respect of additions to or alterations in Christian or first names, and in respect of certified copies of entries in registers, shall be in accordance with the Second Schedule hereto.

16. (1) In any case in which the Minister is satisfied that the conditions and requirements of these regulations cannot be reasonably complied with and that the birth or death is one which should be registered in

a register of births or deaths, or the amendment or correction of the entry is one that should be made, he may authorise the registration, amendment, or correction, subject to such alternative conditions and requirements as he may see fit to impose.

(2) In particular and without prejudice to the generality of sub-clause (1) of this regulation, the Minister may waive the requirement of a statutory declaration in any case where he thinks fit.

17. (1) The Registration of Births and Deaths (Citizenship) Regulations 1949* are hereby revoked.

(2) Without limiting the provisions of the Acts Interpretation Act 1924, it is hereby declared that the revocation of any provision by these regulations shall not affect any document made or any thing whatsoever done under the provisions so revoked or under any corresponding former provision, and every such document or thing, so far as it is subsisting or in force at the time of the revocation and could have been made or done under these regulations, shall continue and have effect as if it had been made or done under the corresponding provision of these regulations and as if that provision had been in force when the document was made or the thing was done.

*S.R. 1949/93

SCHEDULES

FIRST SCHEDULE

FORM A—FORM OF REGISTER OF BIRTHS OF NEW ZEALAND CITIZENS

Births registered at.....

Reg. 3 (1) (a)

No.	When and Where Born (a)	Name (b)	Sex (c)	Name and Surname of Father (d)	Name and Maiden Surname of Mother (e)	Rank, Profession, or Occupation of Father and Claim to New Zealand Citizenship (f)	Signature or Name, Description, and Residence of Informant (g)	When Registered (h)	Signature of Registration Officer (j)	Name, if Added or Altered After Registration (k)
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

(a) Day and month in words, year in figures, place of birth as precisely as can be ascertained.

(b) Full Christian names of child. (c) "Male" or "Female," as the case may be.

(d) Christian names in full and followed by surname; surname to be written in block letters.

(e) Christian names in full and married surname followed by the word "formerly" and the maiden surname. If the mother has been twice married, insert after the married surname the word "late" followed by the former married surname, then the word "formerly" followed by the maiden surname.

(f) To be inserted as fully as possible followed by full particulars of his claim to New Zealand citizenship.

(g) The person giving information, if present, shall be requested to insert his (or her) ordinary signature at the top of the space in this column. If the informant does not attend personally, his name shall be written in at the top of the space in this column. The Registration Officer shall then add the relationship (if any) of the informant to the child, and the full postal address of the informant.

(h) Day and month in words, year in figures.

(j) Ordinary signature of Registration Officer, followed by his designation.

(k) Addition to or alteration in Christian names must be made within two years of the date of registration. After expiry of that period no addition or alteration can be made except by direction of the Secretary.

FIRST SCHEDULE—*continued*

FORM B—FORM OF REGISTER OF DEATHS OF NEW ZEALAND CITIZENS

Deaths registered at.....

Reg. 3 (1) (b)

No.	When and Where Died (a)	Name and Surname (b)	Sex (c)	Age (d)	Rank, Profession or Occupation and Claim to New Zealand Citizenship (e)	Residence at the Time of Death (f)	Signature or Name, Description, and Residence of Informant (g)	When Registered (h)	Signature of Registration Officer (i)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	

(a) Day and month in words, year in figures; place of death as precisely as can be ascertained.

(b) Christian names in full, followed by surname. Surname to be written in block letters.

(c) "Male" or "female."

(d) To be recorded in complete years, months, or days, as case may be.

(e) To be recorded as fully as possible. Full particulars of the claim to New Zealand citizenship shall also be inserted in this column.

Women and children.—In the case of an unmarried woman, there shall be inserted (i) the word "*spinster*," followed by her rank and occupation or profession (if any) and by the particulars of claim to New Zealand citizenship, and (ii) the words "*daughter of*," followed by the name, rank, occupation, or profession, and particulars of nationality of her father (so far as not already stated). If the deceased woman was possessed of property, she may be described as "*spinster of independent means*" "*spinster, land or house owner*," "*spinster, annuitant, etc.*"

In the case of children under the age of sixteen years, the words "*son of*" or "*daughter of*" shall be entered, followed by the name, rank, profession, and particulars of citizenship of the father.

(f) The full address of the place of the deceased's usual residence at the time of the death should be stated.

(g) Whenever practicable the death shall be registered on the personal information of someone cognisant of the facts (preferably the nearest relative), who shall, if present sign his or her name at the top of the space in column 7. If the informant does not attend personally, his name shall be written in at the top of the column. The description (*i.e.*, relationship (if any) between the informant and the person registered) and address of the informant shall then be added by the Registration Officer.

(h) Day and month in words, year in figures.

(i) The ordinary signature of the Registration Officer, followed by his designation.

FIRST SCHEDULE—*continued*

FORM C—ANNUAL RETURN TO REGISTRAR-GENERAL OF DUPLICATE ENTRIES OF BIRTH OF NEW ZEALAND CITIZENS

Births registered at.....

Reg. 3 (3)

No.	When and Where Born	Name	Sex	Name and Surname of Father	Name and Maiden Surname of Mother	Rank, Profession, or Occupation of Father and Claim to New Zealand Citizenship	Signature or Name, Description, and Residence of Informant	When Registered	Signature of Registration Officer	Name, if Added or Altered after Registration
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

I,, Registration Officer at....., hereby certify that the above are duplicate entries of birth of New Zealand citizens registered in my office during the year ended 31 December, 19.....

Witness my hand, this.....day of.....19.....

FIRST SCHEDULE—*continued*

FORM D—ANNUAL RETURN TO REGISTRAR-GENERAL OF DUPLICATE ENTRIES OF DEATH OF NEW ZEALAND CITIZENS

Deaths registered at.....

Reg. 3 (3)

No.	When and Where Died (1)	Name and Surname (2)	Sex (3)	Age (4)	Rank, Profession, or Occupation and Claim to New Zealand Citizenship (5)	Residence at the Time of Death (6)	Signature or Name, Description, and Residence of Informant (7)	When Registered (8)	Signature of Registration Officer (9)

I,, Registration Officer at....., hereby certify that the above are duplicate entries of death of New Zealand citizens registered in my office during the year ended 31 December, 19.....

Witness my hand, this.....day of.....19.....

FIRST SCHEDULE—*continued*

Reg. 5 (2)

FORM E—RETURN OF NO BIRTH OR DEATH HAVING BEEN REGISTERED DURING PRECEDING YEAR

Registration Office at.....

I,, Registration Officer at, hereby certify that during the year from 1 January, to 31 December,, no entry has been made in the register book kept by me of $\frac{\text{births}^*}{\text{deaths}}$ of New Zealand citizens.

Witness my hand, this day of 19.....

*Strike out the words not required. A separate return should be transmitted in respect of each register book in which no entry has been made.

SECOND SCHEDULE

Reg. 15

FEES PAYABLE TO NEW ZEALAND OFFICERS

	s.	d.
REGISTRATION of birth or death: No charge.		
Certified copy of entry in register of births or deaths	5	0
Certified copy by Registrar-General of record of birth or death in register	5	0
Addition to or alteration in Christian or first names	5	0

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations consolidate and amend the Registration of Births and Deaths (Citizenship) Regulations 1949 which provide for the registration of the births and deaths of New Zealand citizens outside New Zealand.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 23 June 1960.

These regulations are administered in the Department of Internal Affairs.