

Serial 105
Births, Deaths and Marriages Registration Amendment (Kaden) Bill 2007
Mr Mills

A Bill for an Act to amend the *Births, Deaths and Marriages Registration Act*

NORTHERN TERRITORY OF AUSTRALIA

BIRTHS, DEATHS AND MARRIAGES REGISTRATION AMENDMENT
(KADEN) ACT 2007

Act No. [] of 2007

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2007

Act to amend the *Births, Deaths and Marriages Registration Act*

[Assented to [] 2007]
[Second reading [] 2007]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Births, Deaths and Marriages Registration Amendment (Kaden) Act 2007*.

2 Act amended

This Act amends the *Births, Deaths and Marriages Registration Act*.

3 Amendment of section 4 (Definitions)

(1) Section 4, definition ***death***

omit

(2) Section 4, definition ***still-born child***

omit, substitute

still-born child means:

- (a) for Part 8A – a child or foetus that exhibits no sign of respiration or heartbeat, or other sign of life, after birth, irrespective of gestation period or body mass; or
- (b) otherwise – a child of at least 20 weeks' gestation or with a body mass of at least 400 grams at birth that exhibits no sign of respiration or heartbeat, or other sign of life, after birth.

4 New Part 8A

After section 48

insert

Part 8A Still-births

48A Registration of birth and death of still-born child

- (1) If a child is still-born, the Minister may, on application by a parent of the child:
 - (a) if the birth of the child is required to be registered under Part 3 – approve the registration of the child's death; or
 - (b) if the birth of the child is not required to be registered under Part 3 – approve the registration of the child's birth and death.
- (2) The application must be:
 - (a) made within 60 days of the still-birth; and
 - (b) in a form approved by the Registrar; and
 - (c) accompanied by:
 - (i) if the child was still-born in a hospital, medical centre, clinic or in the presence of a doctor – a doctor's certificate, in a form approved by the Registrar, certifying the cause of foetal death; or
 - (ii) in any other case – a doctor's statement, in a form approved by the Registrar, supporting the registration of the child's death.
- (3) The certificate or statement mentioned in subsection (2)(c) must be completed by the doctor responsible for the professional care of the mother at the birth or a doctor who examined the body of the still-born child after the birth.
- (4) The Minister may seek advice from the Chief Health Officer when considering the application.
- (5) If the Minister approves the registration of the child's death, or of the child's birth and death, the Minister must direct the Registrar to register the death or the birth and death and the Registrar must comply with the direction.