

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENTS OF BIRTHS, DEATHS AND MARRIAGES
REGISTRATION REGULATIONS

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 1997, No. 16*

Regulations under the *Births, Deaths and Marriages
Registration Act*

I, NEIL RAYMOND CONN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Births, Deaths and Marriages Registration Act*.

Dated 29 May 1997.

N.R. CONN
Administrator

AMENDMENTS OF BIRTHS, DEATHS AND MARRIAGES REGISTRATION
REGULATIONS

1. COMMENCEMENT

These Regulations come into operation on the commencement of the *Births, Deaths and Marriages Registration Amendment Act 1997*.

2. NEW REGULATIONS

The *Births, Deaths and Marriages Registration Regulations* are amended by inserting after regulation 4 the following:

"4A. INFORMATION TO ACCOMPANY APPLICATION FOR
REGISTRATION OF CHANGE OF SEX

"For the purpose of section 28C(a) of the Act, the evidence that verifies that the adult or child the subject of the application has undergone sexual reassignment surgery is -

- (a) a recognition certificate; or

* Notified in the *Northern Territory Government Gazette* on 30 May 1997.

*Amendments of Births, Deaths and Marriages Registration
Regulations*

- (b) if the adult or child has not been issued with a recognition certificate, 2 statutory declarations, each by a medical practitioner who is entitled to practise medicine within the Commonwealth, declaring that -
- (i) the adult or child has undergone sexual reassignment surgery and has changed sex; and
 - (ii) at the time of making the declaration, the medical practitioner sighted proof of the adult's or child's identity and believes that the adult or child is the adult or child who is or will be the subject of the application.

"4B. PERSONS WHO MAY APPLY FOR OLD BIRTH CERTIFICATE
AFTER CHANGE OF SEX

"For the purposes of section 28F of the Act, the following persons are prescribed persons who may apply for a birth certificate of a person that shows the person's sex before the person changed his or her sex:

- (a) the person;
 - (b) if the person is deceased, the executor or administrator of the person's estate;
 - (c) if the person is a child, a parent or guardian of the person;
 - (d) the spouse or a former spouse of the person;
 - (e) a member of the Police Force, or a member (however described) of the police force of the Commonwealth or a State or another Territory of the Commonwealth, on satisfying the Registrar that he or she requires the certificate for the purpose of carrying out his or her duties;
 - (f) any other person who under a law in force in the Territory is authorised to access the information in the Register that relates to the person."
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