

REGISTRATION OF BIRTHS, DEATHS AND
MARRIAGES (AMENDMENT) ACT.

New South Wales



ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 45, 1967.

An Act relating to the registration of still-births, the issue of medical certificates in the case of perinatal deaths and the furnishing of information pertaining thereto; for these and other purposes to amend the Registration of Births Deaths and Marriages Act 1899, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 5th October, 1967.]

BE

Registration of Births, Deaths and Marriages (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by No. 45, 1967 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:—

1. (1) This Act may be cited as the "Registration of Births, Deaths and Marriages (Amendment) Act, 1967". Short title, citation and commencement.

(2) The Registration of Births Deaths and Marriages Act 1899, as amended by subsequent Acts and by this Act, may be cited as the Registration of Births, Deaths and Marriages Act, 1899–1967.

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. (1) The Registration of Births, Deaths, and Marriages Act, 1899–1966, is amended— Amendment of Act No. 17, 1899.

(a) by inserting in section one next after the matter relating to Part VI the following new matter:— Sec. 1. (Short title and division)

PART VIA.—Provisions as to Registration of Still-births and Information relating to Perinatal Deaths—ss. 30A–30G.

(b) (i) by omitting from section three the definition Sec. 3. of "Still-born child" and by inserting in lieu (Interpretation.) thereof the following definitions:—

"Still-birth" means the delivery of a still-born child.

"Still-born child" means a child who—

(a) is of at least twenty weeks gestation, or at least four hundred grammes weight, at delivery; and

(b) has not breathed after delivery.

(ii)

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(ii) by inserting at the end of the same section the following new subsections:—

(2) In this Act—

- (a) a reference to a birth or to the birth of a child is a reference to the birth of a child who has breathed after delivery;
- (b) a reference to the delivery of a child or a still-born child is a reference to the complete expulsion or extraction of the child or still-born child from his mother.

(3) Nothing in this Act (except as provided by Parts VIA and VIII and the Tenth and Fourteenth Schedules) applies in respect of still-births or still-born children or to forms of information or medical certificates under Part VIA of this Act.

Sec. 19.
(Notice of
births.)

- (c) (i) by omitting from section nineteen the words "according to the forms of registration hereinbefore referred to" and by inserting in lieu thereof the words "in or to the effect of the form of information provided by the Registrar-General for the purpose";
- (ii) by omitting from the same section the words "occupier of the house" and by inserting in lieu thereof the words "tenant of the house or place";
- (d) by omitting section 19A;

Sec. 19A.
(Birth and
death of
still-born
children to
be regis-
tered.)

Sec. 27.
(Notice of
deaths.)

- (e) (i) by omitting from section twenty-seven the words "according to the forms of registration hereinbefore referred to" and by inserting in lieu thereof the words "in or to the effect of the form of information provided by the Registrar-General for the purpose";

(ii)

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(ii) by inserting at the end of the same section the No. 45, 1967 following new paragraph :—

Nothing in this section prevents the district registrar from receiving that information and those particulars after that period of thirty days.

(f) (i) by omitting from subsection one of section Sec. 27A. 27A the words "and Eleventh Schedules" and (Issue of by inserting in lieu thereof the words medical certificates of cause of death.)

(ii) by omitting from paragraph (a) of subsection two of the same section the words "effect of the form in the Ninth Schedule to this Act; or" and by inserting in lieu thereof the following words :—

"effect of—

(i) the form in the Fourteenth Schedule to this Act, where the person dies on the day of his birth or within the period of twenty-eight days thereafter; or

(ii) the form in the Ninth Schedule to this Act, where the person dies after that period; or";

(iii) by omitting from paragraph (b) of the same section the words "effect of the form in the Eleventh Schedule to this Act," and by inserting in lieu thereof the following words :—

"effect of—

(i) the form in the Fourteenth Schedule to this Act, where the person dies on the day of his birth or within the period of twenty-eight days thereafter; or

(ii)

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- (ii) the form in the Eleventh Schedule to this Act, where the person dies after that period,";
- (iv) by omitting from subsection three of the same section the words "Ninth Schedule or Eleventh Schedule" and by inserting in lieu thereof the words "Ninth, Eleventh or Fourteenth Schedule";

New Part VI.

- (g) by inserting next after Part VI the following new Part :—

PART VIA.

Provisions as to Registration of Still-births and Information relating to Perinatal Deaths.

DIVISION 1.—General.

Interpre-
tation.

30A. In this Part and in the Tenth and Fourteenth Schedules to this Act—

"Perinatal death" means—

- (a) the death of a child on the day of his birth or within the period of twenty-eight days thereafter; or
- (b) a still-birth.

DIVISION 2.—Provisions as to Registration of Still-births.

Notice of
still-births.

30B. Where a still-birth occurs in New South Wales the parent of the still-born child shall within twenty-one days next thereafter inform the district registrar of such still-birth and of all the particulars concerning the same in or to the effect of the form of information provided by the Registrar-General for the purpose.

In default of a parent so informing the district registrar within the time referred to, the district registrar may be informed by the tenant of the house or place where the still-birth occurred or by any person present at the still-birth.

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Nothing in this section prevents the district **No. 43, 1967** registrar from receiving that information and those particulars after that period of twenty-one days.

30C. Where a still-birth occurs and—

(a) the mother of the still-born child was, at any time during the confinement, attended by a medical practitioner, such medical practitioner shall sign and deliver or forward forthwith to the district registrar a certificate in or to the effect of the form in the Fourteenth Schedule to this Act; or

(b) the mother was not, at any time during the confinement, attended by a medical practitioner, any medical practitioner who has viewed the body of the still-born child may so sign and deliver or forward that certificate,

and, as soon as practicable after signing the certificate, shall deliver to the tenant of the house or place in which the still-birth occurred a notice in writing in or to the effect of the form in the Tenth Schedule to this Act of the signing of the certificate.

30D. The district registrar shall forthwith forward—

(a) all forms of information received by him pursuant to section 30B of this Act; and

(b) all certificates received by him pursuant to section 30C of this Act,
to the General Registry.

30E. (1) For the purposes of this Part, the **Registrar of still-births.**

(2)

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(2) The register of still-births shall consist of the forms and certificates endorsed pursuant to subsection three of this section.

(3) A still-birth shall be deemed to be registered when—

- (a) the form of information, referred to in section 30B of this Act, in respect of that still-birth; and
- (b) the certificate, referred to in section 30C of this Act, in respect of that still-birth,

have been endorsed by the Registrar-General to that effect.

(4) The Registrar-General may file those forms and certificates in such order and manner as he thinks fit.

(5) The Registrar-General may remove from the register of still-births and destroy any form or certificate which has been endorsed pursuant to subsection three of this section for at least two years.

(6) The provisions of section sixteen of this Act apply, mutatis mutandis, to the register of still-births.

**Burial or
other
disposal
of body
of still-
born child.**

30F. A person shall not bury or otherwise dispose of, or cause to be buried or otherwise disposed of, the body of any still-born child unless there is delivered to him a notice of the signing of a certificate in accordance with section 30C of this Act.

DIVISION 3.—*Provisions as to Information relating to Perinatal Deaths.*

30G. Notwithstanding anything in this Act, the Registrar-General may make available or forward—

- (a) any forms of information of perinatal death completed pursuant to section twenty-seven or 30B of this Act; and

(b)

**Information to
Director-
General
of Public
Health
and Deputy
Common-
wealth
Statistician.**

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(b) any medical certificates of cause of perinatal death delivered or forwarded pursuant to section 27A or 30c of this Act, No. 45, 1967
 to the Director-General of Public Health and the Deputy Commonwealth Statistician for New South Wales each of whom may thereupon make copies thereof or extracts therefrom.

(h) by inserting in the Ninth Schedule after the words "his death" the words "where the deceased's death did not take place on the day of his birth or within 28 days thereafter"; Ninth Schedule.

(i) (i) by inserting in the Tenth Schedule after the word "DEATH" where firstly occurring the words "OR PERINATAL DEATH"; Tenth Schedule.
 (ii) by inserting in the same Schedule after the words "on (date)" the words "or a Medical Certificate of Cause of Perinatal Death of a still-born child of (name and address) at (place) on (date)";

(j) by inserting in the Eleventh Schedule after the words "after death" where firstly occurring the words "where the deceased's death did not take place on the day of his birth or within 28 days thereafter"; Eleventh Schedule.

(k) by inserting next after the Thirteenth Schedule the following new Schedule :— New Fourteenth Schedule.

FOURTEENTH SCHEDULE.

Registration of Births Deaths
 and Marriages Act
 1899, as amended—
 Sections 27A (2) (a)
 (b), 30c.

Registrar to enter No. of Death Entry.
.....

Secs. 27A
(2), 30c.

MEDICAL CERTIFICATE OF CAUSE OF PERINATAL DEATH.

(To be completed—

(a) in respect of a still-born child of at least 20 weeks gestation or 400 grammes weight at delivery—by a legally qualified medical practitioner who attended the mother during the confinement or who has viewed the body of the child after the still-birth;

(b)

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(b) in respect of a live-born child dying on the day of his birth or within 28 days thereafter—by a legally qualified medical practitioner who attended the child before death or who has viewed the body of the child after death;

and to be delivered or forwarded by that medical practitioner to the District Registrar of Births, Deaths, and Marriages direct.)

A. Particulars relating to Mother.

Full name

Address of usual residence

Age last birthday years

Number of previous pregnancies.

B. Particulars relating to Child.

Name, if given

Date of death, if live born

Age at death

Place of death

Sex

Time and date of birth a.m. or p.m. on

This birth was—Single/Twins/or

Weight at birth

Period of gestation

Did child breathe after complete expulsion or extraction from the mother?

Did heart beat cease before or after labour/delivery?

Cause of Death.	State approximate interval between onset and death, if known.
I.	
A. Causes in Child or Foetus—	
Disease or condition directly leading to death due to } due to }	
B. Maternal Conditions or Other Causes giving rise to the underlying cause in the child or foetus. due to	
II.	
Other significant conditions in child, foetus or mother contributing to the death but not related to the disease or condition causing it:	

Post

Registration of Births, Deaths and Marriages (Amendment).

* was

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Post mortem * is to be carried out

* is not to be

* I attended the mother of the still-born child
during confinement

I hereby certify that * I attended the child before death

* I viewed the body of the child after death

and that the particulars stated above are true to the best of my
knowledge and belief.

Signature

Residence

Date

* Strike out whichever is inapplicable.

(2) Notwithstanding anything in this Act, section 19A of the Registration of Births, Deaths, and Marriages Act, 1899-1966, shall continue to apply in respect of the birth of a still-born child (as defined in section three of the Registration of Births, Deaths, and Marriages Act, 1899-1966) that occurred before the commencement of this Act.

TOW-TRUCK